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CERTIFICATION

The undersigned, as the duly appointed committee on Revision of the Senate Journal of the Twenty-seventh Session of the Legislature of the State of Utah, do hereby certify that herein contained is a full, true and correct record of the proceedings of the session commencing January 13, 1947, and continuing for sixty legislative days.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL

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JOINT RULES OF THE SENATE AND OF THE HOUSE OF REPRESENTATIVES

of the Twenty-seventh Legislature

JOINT RULES OF THE SENATE AND 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 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 of representatives.

3. Adoption of Rules Completes 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 at least one 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. Every bill introduced in either house having provision therein for the appropriation of money shall in the title thereof set forth such fact and the sum proposed to be appropriated. Such bill shall be referred to the Committee on Appropriations of the house wherein it originates after it has been considered and reported out by the appropriate other standing committee of that house, except that if such other standing committee shall make an unfavorable report on the bill it shall not be so referred unless the unfavorable report is rejected by the house to which such report is made. When a bill is referred to the Committee on Appropriations of either house such committee shall report it out within three days from the receipt thereof with the committee's findings and recommendations.

BILLS AND RESOLUTIONS, ETC.

14. Scope of Word "Bill." Whenever the word "bill" is used in these rules it shall include con-

stitutional 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.

The Secretary of the Senate and the Chief Clerk of the House shall confer at the close of each day's business regarding the printing of bills to avoid duplication.

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. Indorsement of Bills. The secretary of the senate and the chief clerk of the house of representatives shall endorse on every bill a statement of every 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 senate 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 refuses to concur (if it be a senate bill), or the house refuses 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. Examination of Enrolled Bills. When a bill shall have been enrolled it shall be examined by the Committee on Revision and Enrolling of the house where it originated. The Committee shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to such house.

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 of such signing shall be entered upon the journal (Const., Art. VI., Sec. 24). Three copies, or more, 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 without delay 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 made after a committee from each house has notified the opposite house that they have completed their work, and after a joint committee has notified the Governor of their respective reports and that the Governor has informed the Joint Committee that he has nothing further to bring before the Legislature.

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 chairman 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 Department of Finance 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 appropriations bill in its final form for action by the respective houses, not later than the 40th day of the session.

45. Legislative Budget Committee. In addition to any other committee provided for by these rules, there shall be a joint committee to be known and called the legislative budget committee.

It shall be the duty of the committee to make and continue a study of the funds required to be raised and provided for the proper functioning of the business of the state of Utah and of the budget requirements of the state of Utah and of all of its various departments and institutions asking for appropriations of money by the legislature and providing for the appropriation and apportionment of the same by legislative action, with a view of reducing the cost of the state government, and securing greater efficiency and economy therein.

The study herein contemplated to be made shall be a continuing study and the committee shall make and complete, before December 1st of each legislative year, beginning 1944, a written report in condensed form of its study and findings and recommendations to the ensuing legislature, and a copy of such report shall be mailed to each member elect of the legislature on or before December 1st of each such legislative year.

The committee shall consist of five members of the house of representatives and five members of the senate. The house members of the committee shall consist of the speaker and four other members of the house appointed by the speaker; provided that not more than three members thereof shall belong to the same political party during each session of the Utah state legislature hereafter held, and including the 25th legislature.

The senate members of the committee shall consist of the president and four other members of the senate appointed by the president, provided not more than three members thereof shall belong to the same political party during each session of the Utah state legislature hereafter held, and including the 25th legislature. The committee shall select its own chairman.

The members of said committee shall serve for a period of two years, or until their successors are appointed and shall have the authority to make rules to govern its own proceedings and its employees. It may also create subcommittees from its membership, assigning to its subcommittees any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and may exercise all the powers conferred upon the committee, limited only by the expressed terms of any rule or resolution of the committee defining the powers and duties of the subcommittee. Such powers may be withdrawn or terminated at any time by the committee.

The committee shall have authority to appoint an executive secretary who shall be a person trained in finance and government; to fix his compensation and to prescribe his duties, and to appoint such other clerical, technical and other employees as may appear necessary. The committee may meet either during sessions of the legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the state of Utah at any time or times fixed by it.

The members of the committee shall serve without compensation but shall be entitled to actual and necessary expenses including expenses for living accommodations and meals incurred in connection with their services on the committee, or in lieu of such expenses for accommodations and meals they shall be entitled to an allowance of eight dollars ($8) per day and travel expenses which shall be not more than five and one-half cents ($0.05½) per mile.

The standing legislative budget committee hereby created shall have access to all public

records of the state of Utah and of every department thereof, and shall upon its organization as a committee cause to be made and make a study of the financial condition of the state of Utah, all of its sources of revenue and the designated use, if any, of all money of the state and all money to be raised under existing laws, all appropriated and unused funds, and the proper requirements of the state of Utah and all of its departments, and agencies, in the proper conduct of the business of the state of Utah.

The chairman of the committee shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee, and the chairman shall certify the amount approved to the state auditor, and the state auditor shall draw his warrants upon the certification of the chairman, and the treasurer shall pay the same to the chairman of the committee to be disbursed by him.

Upon the organization of the legislature at any succeeding session, all authority, powers, duties, papers and records, personnel or staff, and any unexpended balance in any funds appropriated for the use of the committee, shall be temporarily transferred to a pro tempore legislative budget committee consisting of the speaker and four other members of the house of representatives appointed by him and the new president and four other members of the senate appointed by him, until the committee as hereinabove provided for is appointed or selected when all such authority, powers, duties, papers and records, personnel or staff and all funds available for the use of the committe shall revert to such committee.

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 printing and clerical work to be done for the Senate and to have supervision over all employees of the Senate, subject, however, to the direction of the President. He shall assign, reassign, or transfer all employees to their respective duties.

(c) He shall certify and transmit to the House all bills, joint and concurrent resolutions and memorials, constitutional amendments, and papers requiring the action of the House immediately after their passage or adoption by the Senate. He shall also perform the duties prescribed by these Rules and by Joint Rules Nos. 6, 24, 26, 27, 28, 30, 31, 32, 37, 38 and 42.

(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 requiring 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 payrolls and bills.

(g) To sign jointly with the president and the chairman of the committee on rules and contingent expenses, all requisitions on the State Department of Finance for warrants to pay the expenses of the senate, provided that in the absence or incapacity of the Secretary, such requisitions shall be valid if signed by the President and Chairman of the Committee on Rules and Contingent Expenses.

(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) transgresses 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 Ayes and Nos. No senator or other person shall visit or remain by the secretary's desk while the ayes and nos 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 desires 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 rejectio..

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 over 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, memorial, or constitutional amendment under consideration.

48. Amendments to Measure Requiring Two-Thirds Vote. A constitutional amendment, resolution, memorial, 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 memorial 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 senators' 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 of a bill 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 ayes and nos, the names of the senators to be called alphabetically, except that the president shall be called last. The ayes and nos shall be ordered on other questions when demanded by five senators present. In recording the votes taken by ayes and nos, the secretary shall report those absent or not voting.

56. Voting or Changing Vote After Decision Announced. When the ayes and nos 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 pecuniary interest in the event of such question. In case the vote is by ayes and nos, 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 pairs 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 aye," and after the affirmative vote is expressed, "As many as are opposed say no." 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 ayes and nos, 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 ayes and nos, 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 Senate shall proceed with the business pending when the call was made.

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 ses-

sion 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. Leaves of absence.
4. Reading and approval of the journal of the preceding day.
5. Communications and petitions.
6. Reports of standing committees.
7. Reports of special committees.
8. Motions, resolutions, and notices.
9. Announcement of committee meetings.
10. Introduction of bills.
11. Unfinished business.
12. Consideration of resolutions and memorials.
13. Consideration of bills on third reading.
14. Consideration of bills on second reading.
15. 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 ayes and nos 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, seven members.
7. Highways, seven members.
8. Interstate Cooperation, five members.
9. Judiciary, seven members.
10. Mining and Smelting, five members.
11. Public Institutions, seven members.
12. Revenue and Taxation, ten members.
13. Revision and Enrolling, three members.
14. Rules and Contingent Expenses, three members.
15. State and Municipal Affairs, seven members.
16. Welfare, nine 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.

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. The President of the Senate shall, when so notified by the chairman of the committee, appoint another Senator to fill the vacancy in such committee.

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.

The chairman of the Committee on Rules and Contingent Expenses shall report on the 30th and 60th legislative days all disbursements authorized by the Committee.

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 Rules and 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 Rules and 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 correctness 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 Rules and Contingent expenses, it shall be certified by the president and secretary to the State Department of Finance for payment by state warrant, provided that in the absence or incapacity of the secretary, such requisitions shall be valid if signed by the president and chairman of the Committee on Rules and Contingent Expenses.

BILLS, RESOLUTIONS, ETC.; PROCEDURE

84. Eleven Copies of Bill Required. Eleven typewritten copies of every bill, resolution, or memorial shall be furnished the secretary by the senator or committee introducing the same before the bill shall be accepted by the secretary for introduction.

85. Bill Backs. The secretary shall attach to each bill, resolution, memorial or constitutional amendment a substantial back.

86. Introduction and First Reading of Bill. Any senator or committee 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 by Committee. When bills are reported by 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 aye and no 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 original 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 second 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. 36. 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 Appropriations 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 standing 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 to be 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.

COMMITTEE 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 ayes and nos 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 throughout 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 members elected to the Senate.

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) or the corridors directly to the east or the west of the Senate Chamber between 9 a. m. and the time of adjournment, unless especially 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.

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REGULAR SESSION

OF THE

TWENTY-SEVENTH LEGISLATURE

FIRST DAY

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, January 13, 1947.

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

Secretary of State E. E. Monson, in the chair, called the Senate to order.

Prayer by Richard L. Evans of the First Council of the Seventy, Church of Jesus Christ of Latter-day Saints:

Our Father who art in heaven, Hallowed be Thy name. We are convened here this day as the Senate of a sovereign State, and we ask Thee to give Thy direction to all that we shall say and do during all the days in which we shall thus be gathered.

We acknowledge Thee, O God, as the Giver and Bestower of all the blessings of our lives, and especially mention before Thee with gratitude at this time the blessings of peace and the blessings that have come from our way of life in this favored land.

We are grateful for the principles on which America was founded, and for the ideals, convictions, and sacrifices of her founders.

We are grateful for the principles and the labors and the sacrifices which brought this great State into being, and we acknowledge before Thee our debt to those who have preceded us as pioneers and builders of the things that enrich our lives.

And in this Centennial year we ask Thee to grant that we may do them honor, not only by recalling the accomplishments of the past, which were great and glorious, but also by living and working usefully in the

present, and by planning well for the future. Grant that our best and most lasting contribution to the Centennial observance of the founding of this State may be our solving as well the problems, and planning as well the future, in the second century, as did they who planned and worked in the first. And grant that we may rededicate our lives to the principles of freedom, work, thrift, cooperation, honor, and reverence.

We ask Thee, O Father, to give us remembrance at all times that we are here acting for others, as their representatives, and not for ourselves. Grant us an awareness, our Father, that the powers and functions and privileges we here exercise are not inherent within us, but are a sacred trust temporarily granted us, and let us ever be mindful of the solemn and sacred responsibility of speaking and acting for others. Help us that we may ever act according to principles rather than convenience, and help us, our Father, to be deserving of the trust and confidence that have been reposed in us, and of the blessings that have been granted unto us.

Bless and inspire officers of government everywhere, that peace and understanding, confidence and cooperation, may prevail at home and abroad.

Again, our Father, we ask that Thou wilt here give us direction and purpose, now and in all the days to come, for all of which we pray, in the name of Thy Son, Jesus Christ, Amen.

Secretary of State Monson presented the following certificate:

CERTIFICATE OF MEMBERSHIP OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH
1947

STATE OF UTAH

OFFICE OF THE SECRETARY OF STATE

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 5th, 1946, the following named persons were chosen by the electors as members of the Twenty-seventh Legislature of the State of Utah, to serve in the Senate from the several districts and for the respective terms as follows:

Second District—Hyrum Gibbons, 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—J. Francis Fowles, County of Weber. For the term of four years.

Sixth District—Rue L. Clegg, Elias L. Day and Newell Knight, County of Salt Lake. For the term of four years.

Seventh District—B. Manning Jolley and David Jones, County of Utah. For the term of four years.

Eighth District—Orrice C. McShane, Counties of Beaver and Millard. For the term of four years.

Ninth District—Ray P. Lund, County of Sanpete. For the term of four years.

Twelfth District—Mitchell Melich, Counties of Emery, Grand and San Juan. For the term of four years.

AND I FURTHER CERTIFY that by virtue of an election held on Tuesday, November 7, 1944, 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 term, from the several districts, to-wit:

First District—J. Welton Ward, 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—H. Grant Vest, Counties of Duchesne and Uintah. For the term of four years.

Sixth District—Taylor P. Brockbank, Lorenzo E. Elggren, Warwick C. Lamoreaux and Grant Midgley, County of Salt Lake. For the term of four years.

Tenth District—W. Wallace Houston, Counties of Sevier, Garfield, Wayne, Kane and Piute. For the term of four years.

Eleventh District—Claud Hirschi, Counties of Iron and Washington. For the term of four years.

Thirteenth District—Sol J. Selvin, Counties of Juab and Tooele. For the term of four years.

Fourteenth District—Val H. Cowles, County of Carbon. For the term of four years.

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

As appears of record in the office of the Secretary of State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah this 13th day of January A. D. 1947.

E. E. MONSON,
Secretary of State.

(Seal)

Roll Call—All Senators present.

Justice Lester A. Wade, of the Supreme Court of Utah, administered the oath of office to the newly elected Senators.

Secretary of State Monson then declared that nominations for President of the Senate were in order.

Senator Holbrook nominated Senator Hopkin.

Senator Hirschi moved that the rules be suspended, that nominations cease and that Senator Hopkin be elected President by acclamation.

Motion carried.

A committee consisting of Senators Farr, Midgley and Clegg, was appointed to escort the President-elect to the chair, and the oath of office was administered by Justice Lester A. Wade.

President Hopkin expressed his gratitude and appreciation for the confidence reposed in him and briefly addressed the Senate.

On motion of Senator Holbrook former Senators John M. Knight and Grant Macfarlane were recognized and asked to speak briefly.

On motion of Senator Farr the following order of business for the day was adopted:

1. Appointment of Committee of three on Senate Rules.
2. Appointment of Committee of three on Joint Rules.
3. Appointment of additional Committees.
4. Recess for 30 minutes.
5. Report of Committee on Senate Rules.
6. Report of Committee on Joint Rules.

7. Reports of other committes.

8. Miscellaneous business.

9. Adjournment.

The President appointed a committee consisting of Senators Elggren, Melich and Selvin to formulate the Senate Rules.

The President appointed a committee consisting of Senators Farr, Hirschi and Ward to formulate the Joint Rules.

The President appointed a committee consisting of Senators Lamoreaux, Holbrook and Cowles on Patronage and Employees.

The President appointed a committee consisting of Senators Vest, Knight and Jolley to notify the House that the Senate was organized and ready to do business.

The President appointed a committee consisting of Senators Brockbank, Day and Gibbons to act with a like committee from the House to notify the Governor that the legislature was organized and ready to do business, and to ascertain the time when the Governor will deliver his message to the legislature.

On motion of Senator Farr the Senate recessed for thirty minutes.

The Senate reassembled.

The President recognized a committee from the House, which reported that the House was duly organized and ready to do business.

REPORTS OF SPECIAL COMMITTEES

January 13, 1947

Mr. President:

We, your Committee on Senate Rules, beg leave to report that we have carefully considered the Senate Rules and recommend that the Rules as adopted and printed in the Senate Journal of the 26th Session, except Rule 75 on Standing Committees, be temporarily adopted as the Rules of the Senate of the 27th Session of the Legislature of the State of Utah.

Your Committee suggests that consideration be given to the matter of amending Senate Rule 75 to read as follows:

75. STANDING COMMITTEES. The following standing committees shall be appointed by the president of the senate:

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

It is recommended that action on the suggested changes in Rule 75 be deferred until a later date.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Committee report read and adopted.

January 13, 1947

Mr. President:

We, the Committee on Joint Rules, have carefully considered the Joint Rules of the Senate and House of Representatives and recommend that the Joint Rules as adopted and printed in the Book of Rules for the 26th legislature be temporarily adopted as the Joint Rules for the 27th Session of the legislature.

The Committee will give further consideration to the Joint Rules and make another report within a few days.

Respectfully,

DEXTER FARR,
Chairman.

Committee report read and adopted.

January 13, 1947

Mr. President:

We, your Committee on Patronage and Employees, beg leave to report that we have carefully considered the names of the applicants for the following offices in the Senate, and that we have selected the following named persons for said offices:

Secretary—J. A. McMurrin.

Chaplain—C. Clarence Neslen.

Reference Attorney—David S. King.

Assistant Reference Attorney—A. Park Smoot.

Sergeant-at-Arms—Robert R. Fitts.

Minute Clerk—Ellen J. Pickering.

Docket Clerk—Hendrik Romeyn.

Mailing Clerk—Mrs. Hazel Osguthorpe.

Assistant Mailing Clerk—Mrs. M. B. Stevenson.

Assistant Mailing Clerk—Mrs. Gertrude Foote.

Committee Clerk—Georgia Colemere.

Committee Clerk—RVilla Schauer.

Messenger—Samuel Tomlinson.

Messenger—A. G. Gowans.

Messenger—Will R. Holmes.

Doorman—Leo Earl.

Doorman—W. T. Bennett.

Doorman—Peter C. Geertsen.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Committee report read and adopted.

On motion of Senator Lamoreaux the foregoing were elected as officers and employees of the Twenty-seventh legislature of the State of Utah.

Justice Lester A. Wade then administered the oath of office to the officers and employees of the Senate.

The President then appointed Senators Midgley and Clegg to revise the Journal for the week beginning January 13, 1947.

On motion of Senator Farr a vote of thanks was extended to Secretary of State E. E. Monson, Justice Lester A. Wade and Richard L. Evans.

COMMUNICATIONS FROM THE HOUSE

January 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed Representatives A. S. Christenson, Forsberg and Robinson to act with a like committee from the Senate as a joint committee to inform the Governor personally of the organization of the two houses of the legislature, and of their readiness to receive communications from him.

Respectfully,

GEORGE FRODSHAM,
Chief Clerk Pro Tempore.

Communication filed.

January 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the Twenty-seventh Session of the House of Representatives of the State of Utah has this day organized, and the Speaker has appointed Representatives Nielson, Williams and Jack to advise the Senate that it is ready to do business.

Respectfully,

GEORGE FRODSHAM,
Chief Clerk Pro Tempore.

Communication filed.

Senator Holbrook moved that the President now appoint the five members of the Committee on Interstate Cooperation and designate one or more of said members to attend the convention of the Council of State Governments to be held in Chicago January 16, 17 and 18.

Motion carried.

Senator Elggren reported that the Committee on Rules and Contingent Expenses of the First Special Session of the 26th Legislature had conferred with the Secretary of State concerning the matter of improving the lighting facilities in the Senate Chamber. He further reported that improvements have been made which are thought to be adequate.

Senator Vest reported that the committee appointed by the President had advised the House that the Senate was organized and ready to do business.

Senator Brockbank reported that the committee appointed by the President together with a committee from the House had advised the Governor that the legislature was organized and ready to receive communications from him. He further reported that the Governor would deliver his message to the legislature January 14, 1947, at 2 p.m.

On motion of Senator Vest the mailing list for each Senator was limited to ten names.

On motion of Senator Midgley the Senate adjourned until January 14, 1947, at 1:30 p.m.

SECOND DAY

January 14, 1947

The Senate was called to order at 1:30 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

January 14, 1947

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,

GRANT MIDGLEY,

RUE L. CLEGG.

Report adopted and filed.

On motion of Senator Fowles Senate Rule 75 as adopted and printed in the Senate Journal of the 26th Session was adopted as Rule 75 of the 27th Session.

The President appointed Senators Lund, Vest, Jolley, Brockbank and Knight to serve as the committee on Revision and Enrolling.

On motion of Senator Farr, the Senate recessed to meet with the House in Joint Convention to receive the Governor's message.

JOINT CONVENTION

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

Prayer by the Chaplain of the Senate.

On motion of Senator Farr the President of the Senate appointed a joint committee consisting of Senators Ward, McShane and Jones and Representatives Browne, Mitchell and Toronto to notify the Governor that the Legislature is in Joint Convention and ready to hear his message.

The Joint Committee returned escorting His Excellency, Governor Herbert B. Maw, who was presented to the Joint Convention by President Hopkin.

The Governor then read the following message:

INTRODUCTION

Ladies and Gentlemen of the Legislature:

It is with sincerity that I greet you on this occasion of the convening of the first regular session of the State Legislature since the close of World War II. You have convened at a time when numerous serious problems springing from the aftermath of war—problems which will demand courage and clear thinking—will be presented to you. In fact, it is generally agreed that no Utah Legislature since statehood was confronted with more vital matters than must receive your attention. On the other hand, no legislature was in a better position to promote the permanent economic security of the people of the state than is this one.

The people through their votes have divided the control of the two houses between their major political parties. The responsibility for what is accomplished by this legislature, therefore, must be equally borne by both groups. This divided control can prove to be highly beneficial if the two houses will work harmoniously with each other for the general good, and if the legislature will permit the executive branch of the government to cooperate with it in all instances where cooperation will be helpful or beneficial. In the spirit of wholesome endeavor, therefore, I gladly pledge to you the services of every department of the State Government and invite you to call on me individually or collectively whenever I can be of assistance.

Because I believe that the present period of prosperity is the time for us to capitalize on our opportunities to place Utah industry, agriculture and labor in higher income brackets than was enjoyed during the decades before the war, I shall devote the major portion of my message to that subject.

Success in such an effort will, however, require wide departures from past legislative tendencies. Legislatures of Utah have almost outdone themselves in the matter of setting up programs designed to benefit the citizens of Utah. Our state educational system is among the best in the nation. We are one of few states that makes school attendance compulsory up to 18 years or until graduation from high school, and the only state which pays the entire cost of maintaining a Junior College System. Our Public Welfare Program is one of the most liberal in the nation. Few states in the lower population brackets have tuberculosis hospitals, hospitals for crippled children, state financed workshops for the blind, a four-year medical school and many other benefits that have been provided for our people. We have considered as necessities many things other states within our financial class, look upon as luxuries. To people who have struggled against hardships as ours have done and to those with the appreciations for the better things that are theirs, such programs are quite natural. This attitude is as characteristic of our City and County Governments as it is of the State's. As a result the excessive degree to which we have expanded has created some serious financial problems. We

have launched out so far that we cannot adequately maintain what we have. Consequently our people are heavily taxed, our teachers and employees in all of our departments and institutions are underpaid, our buildings are inadequate and run down and services which should be provided are restricted. We are a lot like a parent who, in order to satisfy the whims of his children, uses the mortgage money in order to grant their requests. Just as on someday he and his children will discover that they are without a home, so will the people of Utah reach the point when much of what they enjoy will be taken from them if such expansions are continued much longer.

While we have been passing legislation each biennium to add new free services and to take on new state functions, we have neglected to assume proper leadership in programs that will help the people help themselves. We have not capitalized on our own possibilities to expand the incomes and raise the living standards of our citizens. We have handed out too much and helped too little.

I, therefore, urge you to adopt a policy of no further expansions of state services at this time, along any line that does not contribute directly to the increasing of the earning power of Utahns. Let us now focus our attention on helping people earn a better living. Before we add more new services, or permit expansions of those we already have, let us put ourselves in a position of properly financing our present functions without increasing the tax burdens of our citizens by setting up new projects we cannot afford.

There is no function of government that is of much more importance to most people, than that of providing for the economic security of all classes. Home life, community morale, individual health, social standards, moral conduct and many other component parts of community life are directly influenced by the earning abilities of heads of families. Ever since the first company of pioneers entered the Salt Lake Valley nearly 100 years ago, the earning of a living has been hard in Utah. The struggle for existence followed each group that was called to settle the various communities of the state. Insufficient water with which to irrigate lands, limited public ranges for livestock, distances from consumer's markets and other factors have made it hard to survive. These, together with small payrolls, except during abnormally prosperous times like the present, have kept large numbers of our population either unemployed or inadequately employed, and have reduced average wages and incomes to low levels. There has never been enough permanent payrolls to serve all of our people. As a result, tens of thousands of the descendents of the pioneer founders of our state, most of whom wanted to make their homes here, have been forced to go to other commonwealths in search for opportunities. At great public expense we have educated our children only to see them leave the valleys they loved because they could not find work at home. Hardly a family in the state has escaped the experience of seeing poverty and discouragement force some of its members to leave for distant places. All this has occurred regardless of the fact that our soil is rich, our valleys

and mountains productive and our natural resources abundant. In fact, few states offer the potential possibilities for prosperous living that can be found in Utah—few areas have greater undeveloped wealth. Nevertheless, seldom has it occurred when during normal times so many have had so little in the midst of so much.

It will be most unfortunate if we at this time do not do all within our power to avert a return to the stagnant condition of the pre-war years, especially in view of the fact that it can easily be done if you as legislators and I as Governor, with the support of our fellow citizens set out to do it. The golden opportunity for the future security of our state is within our reach if we are willing to grasp it. The question, therefore, arises, what shall we do? To that question I shall now direct my discussion.

It is obvious that we must begin by building on what we have—by capitalizing on our natural resources. It should also be obvious that, in order to attain our ends, there must be wide departures from many past practices that have made us unprogressive. Then again, has not the experiences of a century convinced us that if progress is to be made by our people, the state must lead out and lend a helping hand? There are some things vital to progress, which our citizens cannot do for themselves. In such instances, I sincerely recommend that this legislature put them in a position to serve their best interests.

It is my belief that permanent economic security can come to the people of Utah if this legislature will take the lead in stimulating four lines of industrial activity in accordance with the recommendations made hereafter. The first of these is agriculture.

AGRICULTURE

During the past we have been liberal in our praise of our farmers. We have told them how dependent we were on what they produced and how much we wanted them to succeed. Yet, even as we talked we have seen our farm population, except during war times, struggle against obstacles, endure hardships, receive low incomes, work unreasonable hours and experience privations because they could not get enough water to their lands. And what have we done about it? Talk! Criticize Congress for not acting. Thanking our lucky stars that we were not farmers. Yet even while we talked and criticized, there were wasted each year hundreds of thousands of acre feet of water that could have been placed by us on the lands of those farmers. Without the help of the state the farmers themselves cannot solve their water problems. A hundred years of experience has proved that. With the help of the State they can be more prosperous and thereby add to the state's industries and they can enlarge our agricultural population and thereby build up a phase of our economy without which no civilization can survive. The question is are we willing at this time to get water to the farmers' lands? If

we are sincerely desirous of solving the agricultural phase of an economic security program, may I point out that it can be done by the taking of two steps. (1) By the building of small dams and reservoirs to store the early runoff water and (2) Through the construction of large water storage and hydro-electric power units on our major streams.

SMALL RESERVOIRS

There are some 300 small reservoir sites within Utah, many of which are feasible for water storage. Most of the preliminary engineering work on them has already been completed and is available in the State Engineer's Office. These sites are scattered throughout the whole state and if built will not only provide enough water for all of the present farm lands but will make possible the bringing under cultivation of thousands of acres of new lands. If the farmers themselves could have constructed these dams, they would have done so years ago. But neither the farmers nor the counties in which they live are financially able to cover the initial costs. Consequently the state must take the first step in financing them if results are to be attained. If this legislature will make provisions for the building of small dams, equitable plans can be worked out for the whole investment to be paid back by the users over a period of time.

I, therefore, respectfully urge that legislation be passed setting up a nonpartisan board of capable farmers, engineers and other citizens appointed by the Governor and approved by the Senate, with authority to receive and spend appropriations, and clothed with broad powers to construct or cooperate with water users in the construction of small reservoirs throughout the state and to work out equitable programs for the repayment to the state of construction costs. In order to utilize the talents of those already employed by the state, I propose that engineering data and technical engineering assistance be provided by the State Engineer, since much of the needed information and organized personnel is already available in his office. I, furthermore recommend that this legislature set up a revolving fund of a million dollars in the manner to be outlined in my budget message to be used by that board for the above purposes.

LARGER WATER STORAGE UNITS

The other phase of water development in our state—namely the construction of expensive water and hydro-electric power projects on our larger streams will depend primarily on the action of Congress. They must be a part of the U. S. Bureau of Reclamation program and will be similar in nature to the Boulder, Roosevelt and Grand Coulee developments. No other one factor will mean more to the economic security of our State than will the building of the

already planned dams, hydro-electric plants and diversion canals on the Colorado River and its tributaries. Utah has proposed to the Reclamation Bureau the immediate construction of the Central Utah Reclamation project with its dam and power plant at Echo Park on the Green River east of Vernal, its transmountain diversion canals across the Uintah basin, its enlargement of the Strawberry reservoir, the building of power plants on the Diamond and Spanish Forks, together with the construction of distributing canals to serve large areas lying miles south of where we are now assembled. Also included in our recommendation for immediate completion are the Hurricane Dam on the Virgin River and the Santa Clara Dam—both in Dixie. These projects will require the expenditure of between 300 and 400 million dollars. They can all be paid for from the sale of low cost electrical power, and will make inestimable contributions to the agricutural and industrial expansion of our state. Yet they are only a small part of the large scale plans of the U. S. Reclamation Bureau for the eventual development of that part of the Colorado River Basin which lies within the borders of Utah.

Representatives of the Governors of the four upper basin states are now negotiating a compact for the division of the waters of the Upper Colorado River Basin apportioned by the Colorado River Compact. Under the laws of Utah the State Engineer has authority to negotiate such a compact for our state. The compact when drawn, however, must be approved by the Governor and Legislature of each of the states concerned as well as by the President and Congress of the United States before it becomes effective. The State Engineer together with the Attorney General, the State Water Users Associations and others have been representing Utah effectively in water negotiations. Worthy of special mention for his outstanding work in the interest of water for Utah, is W. R. Wallace, who has devoted years of his life for his state in that field.

For many years Colorado, California, Arizona and other Colorado River Basin states have been spending tremendous sums of money to employ experts to protect their interests on that stream. If we are to receive our full share of its benefits, Utah must immediately place itself in a position wherein whatever expert assistance is needed between now and the completion of the developments on that river can be employed. To that end I respectfully urge that the sum of $150,000 be appropriated during the next biennium to the State Engineer who is by law the Colorado River Compact Commissioner, for the purpose of employing whatever experts are necessary to protect Utah's rights in the Colorado River.

Ladies and Gentlemen of the Legislature, if you will adopt these proposals, agriculture in Utah will be expanded to its full capacity, and thousands of farmers—many of them returned veterans to whom so much has been promised—will be benefited. To that extent the over all economic picture of our state will be improved.

LIVESTOCK INDUSTRY

Though there has, over the years, been developed in Utah a very substantial livestock industry, limited range lands restricts its expansion. Consequently, many citizens who would like to go into that field for a living are unable to do so.

Heretofore, increases in numbers of cattle and sheep have been looked on as the criterion of progress. Recently, however, more attention has been devoted to the stressing of the quality of stock than of the numbers of them. It is remarkable what the livestock people have accomplished during recent years along this line. Ten years ago, I am told, our cattle were rated as the poorest of any in the Western States. Today they are among the best. The improvement programs of the livestock organizations of the state have accomplished wonders. Monies appropriated by past legislatures for livestock shows and the fine work done by officials of county and state fairs have also contributed much to bring this about. I urge that this Legislature cooperate with the industry in its program to improve quality so that greater income may be realized from fewer heads of cattle, sheep, and poultry.

The State Agricultural Department as well as the Utah State Agricultural College and the Branch Agricultural College have been highly cooperative with the livestock people. Whatever has been left undone by them has been due to a lack of facilities rather than a reluctance to serve. This legislature can assist the industry by:

A. Providing more revenues for livestock shows.

B. Making possible more large-scale research in the fields of poultry and livestock diseases.

C. Giving greater assistance to the control of predatory animals. The sheepmen have been assessing their flocks 30 mills per year to control predatory animals, which are still a major problem to the industry. Surely they are deserving of state assistance. Dangers of the spreading of rabies make the control of some predatory animals a public health problem.

D. Making available funds with which to match federal appropriations for agricultural research.

E. Expanding research to determine what grasses can best supplement sagebrush and other less valuable forage plants.

F. Expanding the state fire control and soil conservation programs.

G. Experimenting with controlled burning of heavy underbrush so as to stimulate growth of grasses.

H. Studying the advisability of establishing wool processing plants in Utah.

I. Studying the benefits to be derived from processing lamb, beef and pork near the ranges instead of shipping livestock long distances to be processed.

The encouragement of research in those fields will do much to create employment opportunities in Utah by stimulating an expansion of the state's livestock and poultry possibilities.

MINING AND MANUFACTURING

We live in a state that is rich in mineral wealth. Within its borders can be found limitless supplies of coal, iron ore, essential metals such as copper, lead and zinc, magnesium deposits, and many other materials vital to manufacturing. In other states which have only a small percentage of the natural wealth that can be found here, hundreds of thousands of people are employed in processing them into finished products, while we have been content, right or wrong, to stand aside and see the wealth which the Almighty placed in our hills and valleys, dug out of the earth and shipped in bulk to other areas for processing. Where one person is employed here to dig ores from the earth, work is given to a hundred or more in the plants elsewhere which process the metals taken from those ores. Where a few dollars are received here in taxation on raw materials, thousands are paid to government in other places by those who manufacture the products of Utah's earth. Though of course many benefits have come to our State from our mines and smelters, we would have been far better off if those who grew rich from our resources would have fabricated some of them here—at least enough to take care of our ever present unemployment lists.

It may have been that the scattered population of the west and Utah's distance from population centers, during the earlier years of our history, justify the shipment of its raw materials elsewhere. Whatever might have been then, the time has now come for a modification of that policy. The extent to which it will be modified will depend in a large degree on the attitude this legislature takes toward those who are here merely to take from us our natural wealth, as against those who are casting their lots with us by building plants within our cities and towns for the fabrication of some of our raw materials. No one wants to deprive any section of the country of the things that are to be found here, but we are justified in expecting that those who enjoy them, shall process at least a portion of them near the source of supply. We can expect them to cooperate with us in our efforts to make it possible for Utahns to get work in Utah.

The war gave us our chance to make a start in this business of building permanent payrolls here. When the Federal Government began constructing war plants in the various states back in 1941 and 1942, an active campaign for having established within Utah those war industries that would continue to operate on a permanent basis after the war, was launched. The erection of war

plants which would cease to function when fighting stopped was discouraged and the various Federal Agencies were urged to assign to Utah those industries which were not dependent on active warfare to survive. As a result, today thousands of our citizens enjoy permanent work in the navy and army supply depots, ordnance depots, salvage plants and aviation repair stations located in Tooele, Davis and Weber Counties.

The great need for steel during the war paved the way for the building of the Geneva Steel Plant, the construction and functioning of which as a peace-time operation was accomplished in the face of the strongest of opposition coming from powerful forces who were opposed to the extension of the industry into the West. The steel plant itself will employ four or five thousand workmen, but the major benefits to the Utah economy will come from the employment to be made availale for several times that number in the coal mines, on the railroads, in the ore pits, and in the numerous manufacturing plants which use steel in their processes that will be constructed in our state if we will help make it profitable for them to come here. Experience shows that wherever there is a steel plant in sucessful operation, fabricating plants of all sorts spring up within a radius of many miles around it. Utah will be no exception to this trend if we will act with care and wisdom during the next few years, a tremendous industrial expansion program can develop in this area, and tens of thousands of Utahns can be given permanent employment in scores of manufacturing organizations. On the day that the owner of the Geneva Plant announced that steel—not merely pig iron—would be processed there, a new era dawned for Utah—an era that spells growth and advancement. Companies with that kind of an attitude deserve our cooperation. I respectfully urge that this legislature amends its taxation and regulatory laws so as to lend encouragement to those manufacturing enterprises that will pioneer this new phase of our industrial expansion—the phase which will see finished products manufactured in Utah from Utah's raw materials.

Unfortunately the main benefits coming from increased manufacturing will directly affect only the north central portion of the state. Manufacturing plants usually require manpower and transportation for efficient and profitable operations. Consequently, the outlying counties which have neither, will in the main be deprived of payrolls coming from such enterprises. Inasmuch as our state economy will not be complete until every section is benefited and employment is stimulated in the sparsely settled as well as the populace areas, there is still another phase of our industrial economy that should be developed if an all round program is to result from our efforts. It is an expansion of our tourist business.

TOURIST BUSINESS

Far and wide we have proclaimed the beauties of Utah. "The Center of Scenic America" is our slogan. We praise the snow-capped

Uintahs and glory in the colors of the Wayne Wonderland. We write of our canyons, and hills and dales and deserts and sing of our clear streams and pure mountain air. We who live here know that words could not describe the glories of the landscapes around us. But as beautiful and inspiring as it all is, most of it is shut away from the gaze of man. In other states with only a vestige of the natural beauty that abounds here, roads have been built to beauty spots, camping places for tourists have been provided, conveniences have been constructed to attract the traveling public and as a result tens of millions of dollars are spent with them each year by the traveler who ventures forth in search of the grandeurs of nature. But here in the midst of that grandeur, we listen to the wail "diversion of funds" by those who object to a dollar being spent on a road into the canyon of an outlying county, instead of being placed on a main highway over which the heavy trucks of the objectors pass. Many of us shake our heads if a dollar is spent to fill a rut in the muddy road leading to a struggling community instead of on a four-lane highway serving a thriving city because our so-called highway advisors tell us that in road building important things must come first and certainly the highways serving large trucks and busses are more important than the winding, slimy trails over which the farmer or rancher slowly plods. That is the kind of propaganda that has always thwarted progress in Utah. It is amazing how many groups unwittingly fall for it. We pay attention to those who for selfish purposes oppose expansion and progress so long as they are adequately served. As a result where could a tourist go in Utah except into Bryce and Zion Canyons to see its unique beauty. If he should leave the highway as he enters the state from the east to smell the pure air of the high Uintahs, he would shake the life out of his car before he could reach its foothills. If he wanted to see the much publicized cliff dwellings of Kane County he would discover that he must take a pack horse to visit them. If he desired to follow the trail over which the first pioneers struggled into this valley, he would be told, "You must walk, dear visitor, if you want to see the fast disappearing land marks of those pilgrims who laid the foundations of our State." If, inspired by the tales of the mighty Colorado as it winds its way through the colors of the Southland, he should venture a statement that he would like to visit it, he would be greeted with, "That's a forbidden country. Go to some other state if you want to see the Colorado." In case our tourist might want to visit Monument Valley in Utah he would be advised that the only road leading into it comes from Arizona. Or if the wonders of the Archer National Monument had come to his attention, his eagerness to see it would be greeted by "Inaccessible." Yes, Utah is beautiful, but its beauty is mainly for the birds and animals. What is the result? Tourists come to our state to see the Temple Square in Salt Lake City and then hurry on to vacation grounds in other places. The citizens of Utah lose tens of millions of tourist dollars each year because such cries as "diversion of funds" go up when anyone attempts to make accessible or to advertise the beauty spots of our state. Ladies and Gentlemen, we have listened too long to the propaganda of selfish minority

groups who consistently oppose progress. The time has come when the general interest should come first.

For sixteen years I have served as a senator or governor in this state and have seen progress held back time after time by the propaganda and influence of strong minorities who organize under the guise of rendering a public service for the purpose of promoting their own welfare. Usually the public gets a raw deal from their efforts. I have witnessed the power wielded against progression by organizations who had no interest in Utah except the making of money from her resources. I have observed the effects of that influence, on many of our people—inadequate employment, small incomes, meager living, discouragement, and in many cases actual want—and have wondered how long it will take for the people to wake up and unite in opposition to such tactics.

We have a better chance now than ever before to bring permanent prosperity to Utah. If we let such propaganda as referred to above cause us to allow our opportunities to slip by now it will take a generation or two for us to recover from our losses. I hope you will examine carefully the motivating forces behind the action of pressure groups. Discover for yourselves, for instance, what agencies organized the "diversion of funds" campaign and then decide whether they are one-tenth as interested in the so-called diversion of road funds as they are in the diverting of your attention away from certain highway matters that will be discussed later in this speech which might adversely affect their incomes.

Let us now look into the benefits that we could derive from the expanded tourist business being promoted by the Department of Publicity and Industrial Development. Last year 3,081,000 motor vehicles entered and left the state of Utah. Assuming that the same number went out as came in, over 1,500,000 cars entered our state. Let us assume that only a million of those million and one-half that crossed our borders were tourist cars. They each carried an average of about 3.6 passengers according to statistics and there was spent for gas, lodging, food, etc., a minimum average of $20.00 per car per day while they were here. Most of those cars stopped in Salt Lake City long enough to permit a few hours tour of the Temple Square and Capitol and then hurried on to vacation grounds in other states. A few hastily visited Zion or Bryce National Parks, but their main objective was to travel on—a natural thing for them to do, for where in this center of scenic America of ours could a tourist find any other place to spend his vacation.

If, through building roads into our Wonderlands, and by doing a little advertising we could do no more than induce those million cars of tourists to remain in our state for an average of one extra day, the $20,000,000 they would spend here by so doing would mean a lot to the hotel men, cafe owners, service station operators, and merchants who served them. Or per chance, if we could only delay their journey long enough for them to eat one extra meal with us, the 3½

million occupants of those cars would contribute some $3,000,000 to our prosperity. But, in case we could make our scenic centers so attractive that 50 per cent of them would spend a week with us, the coffers of our citizens would be enriched by 70 million dollars per year. That is getting into big business and the best part of it all is that it is cash business and the outlying areas with limited industrial opportunities would participate liberally in the business because much of the grandeur of our state is to be found in the outlying areas. All this is only a smattering of what would happen if we really tried to develop this industry.

It is estimated that 10 billion dollars will be spent by tourists in the United States each year for many years to come—a pot of ten thousand million dollars each year to draw from. Would it be expecting too much for us to anticipate that 3 or 4 hundred million of that sum would be spent in this state, which has as much or more to offer in natural beauty and in historical background as any other state in the union, if we were ready to receive it and went out after it? Why ladies and gentlemen, if we acquired one hundred million dollars of that business—only a quarter of what we could reasonably expect—we would have developed the biggest industry in the state. The occupants of a million tourist cars would spend an average of at least $20,000,000 per day. Merely by making it worthwhile for that many cars to prolong their stay for an average of five days would give us a hundred million dollar business. That would be an easy task if we made plans to do so. Roads, state parks, and after that advertising will do it. The building of these is the major program of the Department of Publicity and Industrial Development. Yet, in the face of all these possibilities, special groups shout "diversion of funds" as a clever yet subtle means of blocking the program, and many uninformed citizens in the areas that would be benefited most have endorsed their efforts.

To further illustrate the tremendous income possibilities from this industry may I point out that if one million automobiles could be induced to travel only 200 miles in Utah in order to get to and from our scenic centers, more than they would otherwise have traveled as they went through our state, the extra gasoline tax they would pay to the state would total about $550,000 per year. This is nearly twice as much as is spent each year by the Publicity and Industrial Development Department in its total program. As a matter of fact, several times that amount of traveling would be done by the tourist going into our places of beauty whenever we will make it possible for them to do so. The Publicity and Industrial Development Commission will, if it is allowed to carry on its program, bring to the roads of this state in the form of additional gasoline taxes each decade, millions of dollars more than its total operating costs to say nothing of the large amounts of extra sales taxes that will enrich our coffers, and the hundreds of millions of tourist dollars that will be spent here.

If past experiences have proved anything, they have established the fact that no such development as the one discussed above can be successful unless some department of government is authorized to plan, promote, and push it. The 1941 legislature, realizing this, created the Department of Publicity and Industrial Development for that purpose. Though the war greatly delayed its development program, many sections of the state have already felt the effects of its activities.

Another fact is also certain, this department cannot carry out its assignment if it is financed from any other source than from the Motor Vehicle License Plate fund. When you examine the budget requests of state institutions and agencies, you will soon discover that there are not enough revenues in the General Fund to take on extra loads.

MOTOR VEHICLE LICENSE PLATE FEE

Prior to 1917 the income from the sale of Motor Vehicle License Plates was negligible, but in 1917 the legislature increased their cost and provided that the income therefrom should be used each year to pay off outstanding state bonds. This was done until the bonds were retired in 1939. The annual principle and interest payments on those bonds amounted to about $800,000 per year which was the approximate average net return from the sale of license plates during that period. When the bonds were retired, the legislature provided that the $800,000 should be distributed annually to cities and counties for the construction and maintenance of what were designated as B and C roads. About that time it also amended the License Plate Law so as to increase the revenue from that source and in 1941 created the Department of Publicity and Industrial Development and provided that the net income from the sale of those plates over the $800,000 appropriated to cities and counties each year should go to it. This has averaged a little over $300,000 per year since then. Thus we see that none of the returns from the sale of Motor Vehicle License Plates have ever been appropriated to the Road Commission for road building or maintenance since 1917 when the fund was set up to retire state bonds.

Since its creation the Department of Publicity and Industrial Development has received the sum of $1,928,373.70 over a period of six years. Of this amount $367,311.87 has already been spent on roads leading into scenic areas or serving industrial projects. In addition $424,373.04 has been appropriated to roads of a similar nature, construction of which is either now under way or will begin when winter breaks. Twenty-four different scenic or industrial road projects have thus been or will soon be completed through the expenditure of $791,684.91 of the funds appropriated to the Publicity and Industrial Development Commission—roads which the Engineering Commission had no authority to build from their funds. In each case the department furnished the money and the Engineering

Department built the roads except for some make-work projects on county roads which were constructed by the county road departments. Some of the roads built from these funds are:

1. Snow Basin Road in Weber County to open a winter sports area.
2. Roads to the Sand Dunes and to Paria Creek in Kane County to provide access to scenic areas for the making of motion pictures.
3. Colorado River-Hanksville Road to open the Wayne Wonderland.
4. Alta Parking Road in Salt Lake County for Alta skiers.
5. Pioneer Monument Highway between Henefer and Salt Lake City to open up the original trail of the Utah Pioneers.
6. Bonanza Road in Uintah County to divert gilsonite and other oil products business originating in Utah from the Colorado to Utah markets.

Other projects in Iron, Sevier, San Juan, Carbon, Garfield, Utah, Duchesne, Washington and Wasatch Counties are being completed. Projects for every County of the State are being prepared.

To certain special interest groups the money spent on such roads as these may be considered diverted funds. Citizens of Weber and Salt Lake Counties who love skiing and other winter sports, and those citizens of the state who love beauty and those who want to see industrial opportunities provided for all sections of the state, consider the money well spent.

From the money appropriated to the Publicity and Industrial Development Commission, $109,917.90 has been spent in appropriate advertising and in the preparation of booklets, pamphlets, maps and other materials to promote Utah and her industries and to increase tourist traffic on our highways.

The sum of $517,000 has been spent or appropriated for the development of centers that will attract tourists, such as memorial parks, the Museum of Natural History in the heart of the famous dinosaur area at Vernal which was authorized by the 1945 Legislature, for modest but attractive Ports of Entry in towns near the points where our main highways enter the State, from which information will be given to tourists for the purpose of prolonging their stays in our state, for improving the state fair grounds in preparation for the Centennial, and for other similar projects.

All of the above, totaling $1,418,602.81 of the $1,928,372.70 received by the Department are directly relating to the tourist expansion program of the state.

An additional amount of $90,000 was spent to help the war effort in the construction of a parachute plant at Manti. Within two years after the operation of that plant began, $45,000 had been returned to the state in rentals. The remainder will be returned in the form of rent within the next few years, and the state still owns the building. Not only that but a permanent industry in a rural area has been set up and its success is encouraging the establishment of industries in other rural communities.

The remaining small portion of the revenues made available were used in performing other statutory requirements of the department, such as the carrying on of research as to our industrial possibilities, the construction of experimental plants for smokeless fuel, assisting in water and airport developments, and other activities essential to the industrial expansion of the state. These are the ways the so-called diverted funds have been expended by the Department of Publicity and Industrial Development. Would it not be a great blunder, Ladies and Gentlemen, to handicap the one department which has the assignment of promoting the prosperity and economic security of the state, at the very time when we have our greatest opportunities to realize our ambitions.

FOUR MAJOR RESPONSIBILITIES

It is my sincere belief that the fifty thousand additional permanent jobs that are needed during normal times to give full employment to the residents of our state within or near their respective communities can be provided before adverse economic conditions set in, if you will pass the legislation proposed above, (1) to get more water to the lands, (2) to expand research in the interest of the livestock industry, (3) to make it inviting and essential for all those interested in our raw materials to process some of them here, (4) to permit a promotion of large-scale tourist trade in Utah. The above, plus the advantage coming from low-cost electric power which will eventually be provided through the reclamation projects of the Federal Government on the Colorado River and its tributaries will give to Utah a permanent economic security never heretofore enjoyed—a prosperity that will benefit merchants of all kinds in every part of the state. This can all be accomplished without the expenditure of large sums of the tax payers money.

ROADS

With this industrial expansion, will come greater demands on our roads. This raises a financial problem of huge proportions.

When the road system of Utah was originally developed, the vehicles which traveled them were light and the rate of travel slow. Narrow winding highways with heavy enough surfaces to keep the traveling public out of the mud were sufficient. Most of the roads

built prior to a few years before the war, therefore, were of this nature. Very suddenly the public demanded more speed from their cars, and freight transportation by motor trucks came into vogue. Almost over night narrow winding roads became dangerous, accidents on the highways increased by leaps and bounds, human beings lost their lives by the scores in highway traffic mishaps, and the road surfacing which served so well at first, being unable to sustain the loads of the heavy trucks, broke up. Bridges over our streams, built to sustain the traffic of the period when they were constructed, collapsed under the weight of heavy transportation. We went into the war years with a highway system insufficient to sustain the needed travel. With the establishment of supply and ordnance depots and army installations in north central Utah, all of the available road funds were used to rebuild and widen enough highways to meet the requirements of our military forces. The Federal Government contributed liberally to those constructions. With the ending of the conflict we discovered that motor vehicle inprovements developed during the war had brought forth more speed in cars and greater loads on trucks—making most of our highway systems dangerous, inadequate and obsolete.

Realizing this, the State Engineering Commission was requested to prepare a detailed statement of the road needs of the state in order to make them safe and adequate, and of the approximate cost of building them up to the minimum standards required by the Public Roads Administration. The chief engineer, working in close cooperation with the engineers of the Public Roads Administration has prepared his report. Copies of it will shortly be distributed to members of the legislature. The report shows that there are 5,427.5 miles of roads on the state system. In addition there are 15,531.5 miles of county roads, 2,539 miles of city roads, and 3,662.1 miles of roads in federal reservations, etc., making a total of 27,160.1 miles of roads in the state. The 5,427.5 miles of primary and secondary highways in the state system are constructed and maintained from state gasoline tax funds plus limited matching contributions for construction from the Public Roads Administration.

After having carefully studied the traffic going over all of the roads in the state, the federal and state highway engineers reported that a desirable road system in Utah at the present time to carry the present traffic, but not taking into consideration the tremendous anticipated increase in highway use to come from our industrial growth, is as follows:

1,380 miles of gravel or stone surface type road.

1,410 miles of low-type bituminous road.

2,350 miles of intermediate-type bituminous road.

620 miles of high-type rigid two-lane pavement type road.

240 miles of high-type rigid four-lane or more pavement type road.

In order to attain this minimum requirement, the following miles of new road reconstruction will be necessary:

Gravel or stone	52 miles
Low-type bituminous	710 miles
Intermediate-type bituminous	735 miles
High-type two-lane pavement	240 miles
High-type four-lane or more pavement	102 miles

The cost of reconstructing the above 1,839 miles of the 5,427.5 miles on the state system, in order to bring them up to the minimum standards of the Public Roads Administration, will total $104,610,000. In addition to the above, the cost of reconstruction or replacement of existing roads on the state system as they have already become, or will in the future become—obsolete or worn out during the next 20 years will cost $111,500,000. The engineers, furthermore, estimate that the sum of $3,218,000 per year will be required to maintain in a serviceable condition the roads existing and proposed, and to provide for necessary traffic service, snow removal and safety devices, etc., thereon. The total estimated cost of the proposed program for the next 20 years, which is a minimum program that will leave hundreds of miles of our highways still unoiled, adds up to the staggering figure of $275,202,000, plus whatever amounts will be necessary to handle expanding traffic resulting from increased industrial activities. This will require a minimum expenditure of $13,750,100 per year for 20 years. After that the yearly expenditures can be reduced to the maintenance costs plus the costs of whatever new road construction the times might require.

To meet these construction and maintenance requirements there will be an estimated annual net income from our state 4-cent gasoline tax of $5,000,000. If the Congress of the United States continues the very large appropriation for road building that has been provided for the three years 1946-1948, inclusive, the sum of $4,651,056 will be allotted to Utah on a matching basis. This will total $9,651,056 of available funds each year which is $4,000,000 per year less than will be required to construct and maintain the minimum road program discussed in the engineers' report.

During the next 20 years the federal government will provide $93,000,000 of the $275,000,000 necessary to get our roads up to the minimum standard, providing that the present basis of federal appropriations for roads remains constant. The remaining $182,000,000 must come from state taxation.

May I point out here that none of the above figures include any construction and maintenance costs of highways into our scenic areas to be financed from funds of the Department of Publicity and Industrial Development. Neither do they include any of the costs of building and maintaining the 18,000 plus miles of county and city roads.

This legislature is faced with the same problem that must be met by the legislatures of other states. There must either be a substantial increase in the motor fuel tax or the state's road building system must remain hazardous and inadequate for many years to come. California is now considering a two billion dollar road program to meet its needs. Some twenty states of the Union have increased their gasoline taxes over the four-cents per gallon we have in Utah. Most of the others are now considering similar increases. State gasoline taxes run as high as 7½c per gallon in Oklahoma—a state with roads and area very similar to Utah's. A two-cent increase of the tax in Utah will be almost enough to provide sufficient revenues to put into effect the 20-year program suggested above.

In case, per chance, any of the members of your honorable body share the same opinion that many citizens in the congested areas have, that the primary highways which carry most of the traffic should be built first, I suggest that you take a few junket trips to one or two of the outlying communities in the state and see what road conditions some Utahns are forced to endure. Take a drive from Loa to Hanksville, for instance, or from Duchesne to Mountain Home or Altona. Go out on most any of the roads leading to isolated communities where the citizens have no other means of transportation except over their roads, and then determine for yourselves whether you as legislators will permit a continuation of road conditions that almost deprive certain citizens from contacts with the outside world. It is humanly impossible for Utah to build an adequate road system on a four-cent gasoline tax.

In view of the above, I have the following recommendations to make, namely that the gasoline tax be increased by 2c per gallon for a period of five years. At the end of that time the legislature can examine the results obtained from the increase and determine whether it should be continued for a longer period. I base my recommendation on the fact that the next five years will probably be years of prosperity and money will be plentiful. During such times a 6c per gallon tax will not be burdensome.

The automobile owner in Utah, who drives his car 10,000 miles per year, pays in gasoline taxes for hard surfaced roads, police protection on the highways, snow removal and all the other services he enjoys, about $25 per year—the cost of one tire blowout due to poor roads. During these times of prosperity, an increase of 2c per gallon will be gladly paid by most of them for better roads and greater highway safety. Opposition to the increase will not come from the public. Special interests will carry on the campaign against it.

To offset the above, I recommend that the tax on property for public assistance purposes be repealed. This will cut down the assessment on homes, farms, and other real property to the extent of five mills in most counties and in excess of three mills in all of them.

At this point it seems appropriate to call your attention to the fact that the 1945 legislature amended Sec. 57-12-45 Utah Code An-

notated 1943 (Chapter 85 Laws of Utah 1945) so as to exempt many large heavy trucks including those with trailers engaged in interstate transportation from paying the full 4c per gallon on the fuel they consume on our highways. The amendment provided in effect that a truck requiring more than a gallon of motor fuel to travel five miles shall pay taxes on a basis of 5 miles per gallon. According to the State Tax Commission many of the large commercial trucks traveling our highways get less than 4 miles from a gallon of fuel. When such trucks are engaged entirely in intrastate business, they must pay the tax on all of the fuel purchased. But if they are engaged in interstate business where they are assessed by the Tax Commission on a mileage basis, the tax is based on 5 miles per gallon. This is discriminatory against our Utah truck operators. Inasmuch as heavy trucks—particularly those with trailers—are not only hazards on our highways but break up our road surfaces and collapse our bridges, they should not be given special advantages. I recommend, therefore, that the last sentence of Sec. 57-13-45, Utah Code Annotated as amended by Chapter 85 Laws of Utah 1945, be repealed so that the interstate truckers will be required to pay taxes on all of the fuel they use the same as our intrastate truckers and other citizens must do.

VETERANS

No state of the Union has more reason to be proud of its veterans than does Utah. The record made by the men and women from our state in this war is unexcelled. The reputation they gave to our people is an enviable one. Most every citizen of the state expects your honorable body to pass legislation that will be beneficial to the veteran. Most of the men and women who fought in this war want no special favors. Give them a chance to earn an adequate living near their homes and they will, in the main, be satisfied. The economic security program which has been the major subject of this message will, if passed, give them that. There are in addition, however, several concessions and advantages that can and should be extended to those men and women of our state who contributed so much to the peace and security of our country. Some months ago, I appointed a Veterans Advisory Council made up of veterans of the last three major wars, to prepare and submit a program to this legislature. An effort was made to have all veterans' organizations represented thereon. That committee has worked diligently since its organization and has prepared a report which contains its recommendations for legislation. This report will be placed in your hands. I most respectfully urge you to give favorable consideration to the program of the State Veterans' Advisory Council, and pass such appropriate legislation recommended by them that will be beneficial to our Utah men and women who fought in World War II.

RETIREMENT PROGRAM FOR GOVERNMENT EMPLOYEES

Thousands of outstanding, capable citizens of Utah have devoted years of their lives in faithfully serving the public in various government offices of our cities, counties and state. Their wages are usually not high, yet there has been no old age retirement program provided for most of them. Private industry has been required by law to contribute to funds for the old age security of their employees. Units of our governments in Utah have given to teachers, firemen and some policemen retirement benefits. But the large body of public employees still remain unprotected. Over forty other states of the Union have already taken the step I am now proposing to you, i. e.—the establishment of a state retirement plan which will permit each unit of government to set up a fund on a matching basis for the old age security of all of its employees who desire to enroll.

To this end I appointed a committee from the ranks of State, County and City employees several weeks ago, to study the problem, to prepare data on the subject, and to write a bill for your consideration. That committee has completed its assignments. I most respectfully urge your favorable action on their recommendations.

PUBLIC WELFARE

During the days when the Public Assistance Program in Utah was being formulated the legislature gave special attention to the problem of liens on the homes of recipients of old age assistance. It was finally decided that as long as rent was provided for recipients who did not own their homes, those who did own them should not be penalized by having a lien placed for the amount of their grants. Consequently the statutes were made to provide that no liens should be taken by the state on the homesteads of clients of the Welfare Department. During the depression when that law was passed real property had little market value. A recipient with vacant property was usually no better off than the person who had none. Consequently some of the recipients of public assistance not only owned the homes they lived in but in addition had title to vacant property adjacent to or removed from their residents.

During recent years conditions have changed. Most vacant property in the state has become very valuable and saleable. On May 29, 1946, the Attorney General rendered an opinion to the effect that the word "homestead" referred to in the Public Welfare Law may include several parcels of property, a factor which must be disregarded in determining eligibility. As a result there are 861 recipients of public assistance who own valuable property in addition to the homes in which they live. Some of this property has high cash values. In 190 cases there are extra houses on that property. Welfare clients own 425 building lots not adjacent to their homes, 812 own farms apart from their homes, 345 own grazing lands, and

20 own business property. Though the income from their holdings is deducted from the amount of their grants, much of it is left idle and unproductive, and none of it is sold lest the owner should become ineligible for public assistance. I, therefore, urge that the word "homestead" in Sec. 76A-3-5 be stricken and that there be inserted in lieu thereof, the words, "home owned and occupied by him, and the lot on which it stands," leaving it to the Public Welfare Commission to define by regulation what shall constitute a home and how much land it shall occupy. This action may remove from the public assistance rolls between 800 and 900 recipients who do not need help but are entitled to it under the law as it is now written. In instances where welfare clients have mortgages on their homes or are purchasing them the monthly installments on the same are included in their budgets. The total amount expended each year by the department on such capital investments is about $125,000. Though liens should not be taken on the homes of recipients for the amount they receive for their maintenance, provisions should be made for the state to be reimbursed in the total amount paid out for investments. I, therefore, recommend that the taking of liens on the property of Public Welfare clients in an amount equal to the total sum of capital investments made by the State in said property be authorized.

CENTENNIAL

At last our Centennial Year has arrived. The Centennial Commission under the chairmanship of President David O. McKay and the managership of Gus P. Backman has done a magnificient job of planning. Committees made up of hundreds of leading citizens in every part of the state are planning events for the entire year of 1947 which will provide culture, education, inspiration and amusement for all of us. In fact it will prove to be one of the outstanding celebrations ever undertaken by any state—and rightly so for it is in commemoration of one of the major events in the history of the nation.

In order to bring to a successful conclusion this great celebration, the Centennial Commission has submitted a budget and a request for an immediate appropriation of the sum of $861,500.00. Five hundred thousand dollars of this amount is to be set up in a revolving fund for the preparation of exposition of other buildings on the fair grounds. This revolving fund can most likely be maintained from admission and other charges and will be returned to the state at the end of the Centennial Year.

Obviously the Commission cannot wait until the next biennium for this appropriation. I, therefore, urge that you make available to the Centennial Commission from present state revenues at once the amount requested by it.

DEFENSE COUNCIL

During the period of the war, the State Defense Council set up by the legislature rendered outstanding services to the people of Utah. They exercised their wide authorities with wisdom and discretion, and made every conceivable preparation within their power to safeguard the people and property of the state in case of disaster or invasion. We owe a debt of gratitude to the members of that council and those thousands of citizens who worked with them.

The work of the council is now ended. As a safeguard against some unforeseen emergency, however, I recommend that the statutes setting it up be not repealed until such time as the President or Congress shall declare the war emergency ended. No appropriation need be made to the council.

EDUCATION

This legislature is under a mandate from the people to refinance the school systems of the state in accordance with the amendments to the constitution on that subject approved last November. I most respectfully urge that equal educational opportunities be given as far as possible to children in every district by the passage of legislation which will provide the minimum classroom standards to be proposed by the State Board of Education.

BUSHNELL HOSPITAL

Great care should be exercised in deciding on the advisability of purchasing the Bushnell Hospital Properties at Brigham City, Utah. For your assistance you will have at your disposal a splendid report of a large committee of leading citizens appointed to study that problem. As you decide on the uses to be made of those buildings, I urge that you guard against setting up a new department or a new service in order to utilize them. If the mental hospital or some other state institution is to be transferred to Brigham City their present quarters should be closed and provisions made for their disposal. It will be far more advantageous for the legislature to cooperate with counties in the building of small hospitals throughout the state than for it to attempt to operate a new large one at Bushnell. Acquisition of the buildings and facilities at Bushnell should not be allowed to result in the establishment of a new institution to further burden our already over-loaded general fund.

STATE BONDS

May I point out before concluding that many citizens who are anxious to see our state progress, have and will recommend the issuing of bonds and the incurring of debts for building and other

purposes. I respectfully urge that this not be done. Though there are a few outstanding state bonds that are not callable, money has been set aside to cover the principle and interest thereon. For all intents and purposes, therefore, the state is out of debt. Let us keep it that way by following a pay as we go policy. It would be most unfortunate if we should incur debts during the present period of prosperity to be paid back when times are depressed and money hard to earn. I, therefore, respectfully urge that we live within our means. Instead of going into debt let us cooperate with each other to the end that opportunities be given to all citizens to become self-sustaining, then many of the problems that plague government will vanish. Give every person a chance to earn a decent living, and peace and contentment will abound within our commonwealth.

STATE PRISON

The 26th Legislature authorized the Governor to sell the State Prison site on 21st South and to apply the returns therefrom toward completing the construction of the new prison at the Point of the Mountain in Salt Lake County. No sale has as yet been consummated for two reasons:

1. Because a shortage of building materials has made it impractical to carry on much of a construction program at the new site and;

2. Because of urgent appeals from many citizens that a sale of the property be delayed until this legislature has had an opportunity to consider the advisability of preserving the site for a state park and civic center. The disposition of the old prison site, therefore, will await your pleasure after you have had an opportunity to give consideration to the proposals of those citizens who are interested in its future use.

CONCLUSION

The state government is staffed with capable, and loyal public servants who are doing a job of which you can be proud. Many of them could increase their incomes by accepting employment with private industry. Their devotion to their work, however, prompts them to stay in their positions of public service. As I visit other commonwealths I become more and more convinced that the men and women who staff the various departments of our state government are of a superior quality, a characteristic which is quite common to residents of this state. Investigations show that many of those who have left our state in search of opportunities can now be found among the leadership of all types of business, government, financial and other enterprises throughout the nation. With such people we should be able to easily establish ourselves on a sound industrial foundation at home, for the descendents of the pioneers who settled our state have

as their heritage courage, industry, vision, and integrity. No state can boast of a more outstanding citizenry. Let this legislature open the way for an all round expansion of their possibilities and no obstacle will be too great to block the attainment of economic security within our borders. It is also my belief that without a policy of fair employment practices and equal civil rights for all classes of citizens regardless of race, creed, or color, a full measure of harmony and prosperity cannot exist. The fundamental doctrines of the Constitution that guarantees equal opportunities to all should be supported by each of us.

The Joint Committee then escorted Governor Maw to his chambers.

The President of the Senate announced the Joint Convention dissolved.

The Senate reassembled at 3:45 p.m. with all Senators present.

INTRODUCTION OF BILLS

S. B. No. 1 By Messrs. Hopkin and Clegg

AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 2 By Messrs. Melich and Holbrook

AN ACT AMENDING SECTION 19-5-4 OF UTAH CODE ANNOTATED, 1943, RELATING TO FILLING VACANCIES IN THE COUNTY COMMISSIONER'S OFFICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 3 By Messrs. Holbrook and Melich

AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21 AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING AND THE METHOD OF COUNTING THE BALLOTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 4 By Messrs. Holbrook and Hirschi

AN ACT AMENDING SECTION 20-2-1, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 39, LAWS OF UTAH 1945, RELATING TO THE SUPREME COURT, THE NUMBER OF JUSTICES, THE NUMBER TO CONSTITUTE A QUORUM, THE TERM OF OFFICE AND THE SALARIES OF SUPREME COURT JUSTICES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 5 By Messrs. Holbrook and Hirschi

AN ACT AMENDING SECTIONS 87-1-3 AND 87-1-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1945, RELATING TO THE SALARIES OF JUDGES OF THE SUPREME AND DISTRICT COURTS, AND FIXING THE TERM OF DISTRICT JUDGES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 6 By Messrs. Holbrook and Clegg

AN ACT REPEALING SECTIONS 87-2-8, 87-2-9 AND 87-2-10 UTAH CODE ANNOTATED, 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR OVER STATE REVENUE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 7 By Messrs Holbrook and Clegg

AN ACT REPEALING SECTION 76A-3-2, UTAH CODE ANNOTATED, 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR IN RELATION TO STATE FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 8 By Messrs. Holbrook and Hirschi

AN ACT AMENDING SECTIONS 25-1-7 AND 25-3-10, UTAH CODE ANNOTATED 1943; CREATING SIX NEW SECTIONS TO BE KNOWN AS 20-8-1, 20-8-2, 20-8-3, 20-8-4, 20-8-5, AND 20-8-6, UTAH CODE ANNOTATED 1943; PROVIDING A NON-PARTISAN METHOD OF SELECTING JUSTICES OF THE SUPREME COURT AND JUDGES OF THE DISTRICT COURTS OF UTAH; PROVIDING FOR THE CREATION OF JUDICIAL SELECTION COMMISSIONS TO MAKE NOMINATIONS AND TO FILL VACANCIES IN SAID OFFICES, FOR THE SELECTION OF THE MEMBERS OF SUCH COMMISSIONS, THEIR TERMS OF OFFICE, THEIR DUTIES

AND REMUNERATION; TO PROHIBIT INCUMBENTS OF, AND CANDIDATES FOR, SUCH JUDICIAL OFFICES FROM ENGAGING IN PARTISAN POLITICAL ACTIVITIES AND PROHIBITING THEM FROM BEING CANDIDATES FOR OR ACCEPTING CERTAIN OFFICES; AND REPEALING ANY ACTS OR PARTS OF ACTS INCONSISTENT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 9 By Mr. Brockbank

AN ACT PROVIDING FOR THE ESTABLISHMENT OF THE OFFICE OF THE UTAH STATE FIRE MARSHAL AND OF THE UTAH STATE BOARD OF FIRE PREVENTION; PROVIDING FOR THE METHOD OF APPOINTING THE MEMBERS OF SAID BOARD AND SAID MARSHAL, THE TERM OF OFFICE OF EACH, THE COMPENSATION WHICH EACH SHALL RECEIVE, PROVIDING FOR THE FILLING OF VACANCIES OCCURRING IN THE OFFICE OF EACH; PROVIDING FUNDS FOR THE PAYMENT OF THE EXPENSES OF THE FIRE MARSHAL AND SAID BOARD; DEFINING THE DUTIES OF SAID BOARD AND SAID FIRE MARSHAL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 10 By Mr. Holbrook

AN ACT RELATING TO RESTRICTIONS AS TO SPEED OF CERTAIN MOTOR VEHICLES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 11 By Messrs. Holbrook and Vest

AN ACT AMENDING SECTION 103-26-22, UTAH CODE ANNOTATED 1943, REQUIRING LEGISLATORS TO DECLARE PERSONAL INTEREST IN LEGISLATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 12 By Messrs. Holbrook and Melich

AN ACT PROVIDING THAT A PERSON WHO SERVES ON A POLITICAL PARTY COMMITTEE, ON A PARTY OR PERSONAL CAMPAIGN COMMITTEE OR WHO RECEIVES OR COLLECTS FEES OR CONTRIBUTIONS FOR A POLITICAL PARTY OR POLITICAL CAMPAIGN SHALL BE INELIGIBLE TO ACT AS PURCHASING AGENT FOR THE STATE OR ANY COUNTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 13 By Mr. Brockbank

AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE UTAH FIREMEN'S PENSION FUND, THE SOURCE THEREOF, ITS MANAGEMENT, INVESTMENT OF THE MONIES THEREOF, RESTRICTIONS THEREON, AND DISBURSEMENT OF SAID FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 14 By Messrs. Elggren and Day

AN ACT AMENDING SECTION 20-4-9, UTAH CODE ANNOTATED, 1943, RELATING TO CITY JUDGES, ABSENCE, VACANCY, AND HOW FILLED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 15 By Mr. Fowles

AN ACT AMENDING SECTION 51-2-1, UTAH CODE ANNOTATED, 1943, RELATING TO THE LIMIT OF TAXES FOR MAINTAINING LIBRARIES AND READING ROOMS 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. 16 By Mr. Cowles

AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A BUILDING AT CARBON COLLEGE, PRICE, UTAH, TO PROVIDE A GYMNASIUM FOR WOMEN, AN AUDITORIUM, CLUB ROOMS, AND CLASSROOMS FOR CARBON COLLEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 17 By Mr. Knight

AN ACT RELATING TO TRADE OF WATCHMAKING AND REGULATING THE SAME; DEFINING WATCHMAKING; EXTENDING THE SUPERVISION TO THE DEPARTMENT OF REGISTRATION AND DIRECTING THE DEPARTMENT TO APPOINT A REPRESENTATIVE COMMITTEE OF WATCHMAKERS; PRESCRIBING QUALIFICATIONS AND EXAMINATION OF APPLICANT WATCHMAKERS PRECEDENT TO RECEIVING CERTIFICATE OF RIGHT TO PRACTICE; PROVIDING FOR APPRENTICESHIP; DEFINING "UNETHICAL CONDUCT"; MAKING VIOLATION OF ACT A MISDEMEANOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 18 By Mr. Brockbank

AN ACT AMENDING SECTION 45-4-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 69, LAWS OF UTAH 1945, GRANTING OF SERVICE AND DISABILITY PENSIONS TO PAID AND VOLUNTEER FIREMEN, THE AMOUNTS AND PAYMENT THEREOF, THE PROCEDURE IN APPLYING FOR AND GRANTING SAID PENSIONS, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 1 By Messrs. Hopkin and Clegg

A JOINT RESOLUTION APPROVING PROGRAM OF THE CENTENNIAL COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 2 By Messrs. Holbrook and Melich

A JOINT RESOLUTION RECOMMENDING TO THE ELECTORS OF THE STATE OF UTAH TO VOTE AT THE NEXT GENERAL ELECTION FOR OR AGAINST A CONVENTION TO REVISE OR AMEND THE CONSTITUTION OF THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 3 By Mr. Holbrook

A JOINT RESOLUTION CREATING A COMMITTEE TO STUDY MUNICIPAL AND COUNTY FISCAL PROBLEMS, was read the first time.

S. J. R. No. 4 By Mr. Holbrook

A JOINT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A COMMITTEE TO STUDY COLORADO RIVER AND OTHER WATER AND POWER DEVELOPMENT PROBLEMS OF THE STATE AND DIRECTING SUCH COMMITTEE TO FORMULATE A LEGISLATIVE PROCEDURAL PROGRAM AND REPORT ITS RECOMMENDATIONS, was read the first time.

On motion of Senator Holbrook the rules were suspended and *S. J. R. Nos. 3 and 4* were ordered printed and made a special order of business for 2:15 p.m. January 15, 1947.

On motion of Senator Holbrook the following report was ordered printed in the Journal.

December 12, 1946

President Dexter Farr, Utah State Senate,
Speaker W. R. White, Utah House of Representatives,
Salt Lake City, Utah.

Re: S.C.R. No. 5, 1945 Utah State Legislature

Dear President Farr and Speaker White:

As you know, at the 1945 Session of the Utah State Legislature, a resolution was passed March 8, 1945, creating a Committee to consist of nine members for the purpose of making a case study of the best method of Non-Partisan Selection of Justices of the Supreme Court and the District Judges of the State of Utah, pursuant to the amendments to the Constitution of Utah adopted at the 1944 General Election.

Three members were to be appointed by the President of the Senate from the members of the 1945 Senate, three members appointed by the Speaker of the House of Representatives from the members of the 1945 House of Representatives with not more than two from each body to be of the same political party, and three members to be appointed by the Board of Commissioners of the Utah State Bar, with not more than two to be of the same political party, said Committee to organize and report back its recommendations to the Senate and the House at the beginning of the 1947 Legislature.

Subsequently, President Farr appointed Senators Ward C. Holbrook, Emil K. Nielsen and Claude Hirschi. Speaker White appointed Representatives Harry Walker, Lawrence Rasmussen and Rendell N. Mabey, and the Utah State Bar appointed Attorneys Sam Cline, George H. Lowe and Delbert Draper. On March 2, 1946, the first meeting of the members of the Committee was held at the Utah State Senate Chamber, State Capitol Building, Salt Lake City, Utah. Senator Holbrook at said meeting was elected Chairman of the Committee and Rendell N. Mabey was elected Secretary of the Committee.

Thereafter, several meetings were held from time to time, and the attached proposed Bills are now submitted for further consideration of the 1947 Utah State Legislature. You will note that the said Bills concern the following subject matter:

(A) Amending the present law by increasing the tenure in office of the District Court Judges from four (4) to six (6) years.

(B) Amending the present law by increasing the salary of Supreme Court Justices from $7200.00 to $7500.00 per annum and District Court Judges from $5400.00 to $6,000.00 per annum, and

(C) Amending the present law to provide a non-partisan method of selecting Justices of the Supreme Court and Judges of the District

Courts of Utah, including the creation of Judicial Selection Commissions and to prohibit incumbents and candidates for said judicial offices from engaging in partisan political activities and prohibiting said candidates from accepting said offices.

Respectfully submitted,

WARD C. HOLBROOK, Chairman
By Rendell N. Mabey, Secretary.

On motion of Senator Farr the Senate adjourned until January 15, 1947, at 2:00 p.m.

THIRD DAY

January 15, 1947

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

Roll Call—All Senators present except Senators Cowles and Houston, excused.

Prayer by the Chaplain.

January 15, 1947

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,

GRANT MIDGLEY,
RUE L. CLEGG.

Report adopted and filed.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 5 By Messrs. Holbrook and Melich

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE 1, SECTION 13 OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO PROSECUTION BY INFORMATION OR INDICTMENT AND TO GRAND JURIES, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 19 By Mr. Cowles

AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UNIFORM SCHOOL FUND FOR THE CONSTRUCTION OF AN ATHLETIC FIELD AT CARBON COLLEGE AT PRICE, UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 20 By Messrs. Midgley, Lamoreaux, Elggren and Day

AN ACT DESIGNATING THE OLD UTAH STATE PRISON SITE AS A STATE PARK AND REPEALING CHAPTER 161, LAWS OF UTAH 1937, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 21 By Messrs. Holbrook and Hirschi

AN ACT AMENDING SECTIONS 14-7-2, 14-7-3, 14-7-8, 14-7-15 AND 14-7-47, UTAH CODE ANNOTATED 1943, RELATING TO THE APPOINTMENT AND SALARY OF JUVENILE COURT JUDGES; PROVIDING FOR THE APPOINTMENT OF DEPUTY CLERKS FOR THE JUVENILE COURT; REMOVING SALARY MAXIMUMS FOR PROBATION OFFICERS AND CLERKS; PROVIDING A METHOD FOR SERVICE OF SUMMONS ON INDIVIDUALS RESIDING OUTSIDE OF THE STATE OF UTAH; AND AUTHORIZING THE JUVENILE COURT TO REQUIRE THAT PARENTS OR GUARDIANS SUPPORT CHILDREN WHO HAVE BEEN TAKEN FROM THE PARENTS' CUSTODY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 22 By Messrs. Knight and Vest

AN ACT AMENDING SECTION 75-14a-1, UTAH CODE ANNOTATED 1943, RELATING TO SAFETY PATROLS, DEFINING THEIR ORGANIZATION AND PURPOSE; AND PROVIDING FOR EXEMPTIONS FROM LIABILITY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 23 By Mr. Holbrook

AN ACT AMENDING SECTIONS 25-3-10, 25-3-12, 25-3-15, 25-3-16, 25-3-21 AND 25-3-41, UTAH CODE ANNOTATED 1943, AND SECTIONS 25-3-8 AND 25-3-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH, 1944, FIRST SPECIAL SESSION, CHANGING THE DATE OF THE REGULAR

PRIMARY, ELIMINATING THE RUN-OFF PRIMARY AND REMOVING THE NOMINATION OF SUPREME COURT AND DISTRICT JUDGES FROM THE PROVISIONS OF CHAPTER 3, TITLE 25, UTAH CODE ANNOTATED 1943, AS AMENDED IN PART BY CHAPTER 42, LAWS OF UTAH 1945, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 24 By Messrs. Day and Lamoreaux

AN ACT AMENDING SECTION 87-8-13, UTAH CODE ANNOTATED, 1943, RELATING TO DEPUTY DISTRICT ATTORNEYS, THEIR APPOINTMENTS, THEIR QUALIFICATIONS AND SALARIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 25 By Messrs. Selvin and Elggren

AN ACT PROHIBITING DISCRIMINATION ON ACCOUNT OF RACE CREED OR COLOR IN PLACES OF PUBLIC ACCOMMODATION, RESORT, ENTERTAINMENT OR AMUSEMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 26 By Messrs. Selvin and Elggren

AN ACT MAKING UNLAWFUL THE DISCRIMINATION IN EMPLOYMENT ON ACCOUNT OF RACE, CREED, COLOR, NATIONAL ORIGIN OR ANCESTRY; DECLARING STATE POLICY WITH REGARD THERETO; DEFINING UNLAWFUL EMPLOYMENT PRACTICES IN CONNECTION WITH SUCH DISCRIMINATION; INVESTING THE INDUSTRIAL COMMISSION OF UTAH WITH JURISDICTION AND POWER TO ADMINISTER THIS ACT; DEFINING THE POWER, DUTIES AND FUNCTIONS OF SAID INDUSTRIAL COMMISSION IN CONNECTION WITH SUCH ADMINISTRATION; MAKING IT A MISDEMEANOR TO VIOLATE ORDERS OF SAID INDUSTRIAL COMMISSION; AND PROVIDING FOR JUDICIAL REVIEW OF SAID INDUSTRIAL COMMISSION'S ORDERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 27 By Messrs. Holbrook and Melich

AN ACT AMENDING SECTIONS 105-19-1, 105-19-9, AND 105-19-10, UTAH CODE ANNOTATED 1943 RELATING TO THE POWERS AND DUTIES OF A GRAND JURY; INDICATING WHO MAY BE PRESENT AT SESSIONS OF THE GRAND JURY OR DELIBERATIONS; PROVIDING FOR THE STENOGRAPHIC REPORTING OF THE PROCEEDINGS, AND THE TRANSCRIPTION

OF SAID EVIDENCE INCLUDING THE USE TO BE MADE OF SUCH EVIDENCE; REQUIRING PROCEEDINGS BEFORE THE GRAND JURY TO BE KEPT SECRET WITH CERTAIN EXCEPTIONS; AND REQUIRING THE COURT TO ADVISE THE GRAND JURY WHEN REQUESTED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 28 By Messrs. Holbrook and Melich

AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943 RELATING TO DELIBERATIONS OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY; AND REPEALING SECTIONS 105-18-3, 105-18-4, 105-18-5, 105-18-6, 105-18-7, 105-18-8, 105-18-9, 105-18-10, AND 105-18-11, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 29 By Messrs. Holbrook and Melich

AN ACT AMENDING SECTIONS 48-0-21 AND 48-0-29, UTAH CODE ANNOTATED 1943 RELATING TO THE DRAWING, SUMMONING AND EXAMINATION OF TRIAL JURORS AND GRAND JURORS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 30 By Messrs. Holbrook and Melich

AN ACT AMENDING SECTION 105-23-3, UTAH CODE ANNOTATED 1943 RELATING TO GROUNDS FOR QUASHING AN INDICTMENT OR INFORMATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 31 By Mr. Melich

AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 32, LAWS OF UTAH, 1943 AS AMENDED BY CHAPTER 37, LAWS OF UTAH, 1945, RELATING TO COMPENSATION OF COURT REPORTERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 32 By Mr. Lamoreaux

AN ACT REPEALING CHAPTER 1, TITLE 49, UTAH CODE ANNOTATED 1943; CREATING THE UTAH EMPLOYMENT RELATIONS BOARD; DEFINING TERMS AS USED IN THE ACT; PRESCRIBING THE POWERS AND DUTIES OF SAID BOARD;

PRESCRIBING CERTAIN RIGHTS AND DUTIES OF EMPLOYEES AND EMPLOYERS; PROVIDING FOR THE INVESTIGATION, HEARING AND DISPOSITION OF LABOR DISPUTES AND UNFAIR LABOR PRACTICES; PROVIDING FOR THE REVIEW THEREOF BY COURTS; PROVIDING FOR THE PREVENTION OF UNFAIR LABOR PRACTICES; PROVIDING A PENALTY, AND MAKING AN APPROPRIATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 33 By Messrs Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston, and Day

AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE COUNCIL; PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE; PROVIDING FOR THE COUNCIL'S OPERATION, FUNCTIONS, AND MAINTENANCE, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. J. R. No. 3 was read the second time.

On motion of Senator Holbrook the resolution was amended by striking the words "AND COUNTY" in line 2 of the title.

On motion of Senator Holbrook the rules were suspended and *S. J. R. No. 3* was read the third time and placed on its final passage.

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

Ayes, 14; Nays, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles (explained vote), Gibbons, Holbrook, Jones (explained vote), Knight, Lamoreaux, Lund, Selvin and Ward.

Those voting in the negative were: Senators Hirschi, Jolley, McShane, Melich, Midgley, Vest and Mr. President.

Absent and not voting: Senators Cowles and Houston.

S. J. R. No. 3 was transmitted to the House.

S. J. R. No. 4 was read the second time.

On motion of Senator Fowles *S. J. R. No. 4* was tabled.

STANDING COMMITTEES OF THE SENATE

The following Standing Committees were appointed by President Hopkin, the first Senator named on each committee to be the chairman thereof.

AGRICULTURE AND IRRIGATION

Ward, Lund, Jones, Vest, Holbrook, Gibbons, and Houston.

APPROPRIATIONS AND CLAIMS

Holbrook, Melich, Fowles, Hirschi, Elggren, Jolley, Midgley, Clegg, Ward, Gibbons, and Selvin.

BANKING AND COMMERCE

Fowles, Hirschi, Holbrook, McShane, Lamoreaux, Midgley, and Clegg.

EDUCATION

Vest, Jolley, Ward, Day, Brockbank, Lund, and Cowles.

FISH AND GAME

Cowles, Day, Farr, Clegg, Ward, Knight, and Vest.

HEALTH AND LABOR

Brockbank, Melich, Elggren, Knight, Selvin, McShane, and Cowles.

HIGHWAYS

Hirschi, Vest, Jones, Cowles, Houston, Selvin, and Lamoreaux.

INTERSTATE COOPERATION

Elggren, Houston, Cowles, Jones, and McShane.

JUDICIARY

Lamoreaux, Clegg, Fowles, Day, Farr, Melich, and Holbrook.

MINING AND SMELTING

Melich, Fowles, Hirschi, Cowles, Day, Selvin, and Lamoreaux.

PUBLIC INSTITUTIONS

Elggren, Gibbons, Farr, Jolley, Ward, Knight, and Brockbank.

REVENUE AND TAXATION

Farr, Jones, Lamoreaux, Houston, Selvin, Hirschi, Fowles, Gibbons, Elggren, and Midgley.

REVISION AND ENROLLING

Lund, Brockbank, Jolley, Vest, and Knight.

RULES AND CONTINGENT EXPENSES

Farr, McShane, and Holbrook.

SOCIAL RELATIONS AND RELIEF

Selvin, Jolley, Elggren, McShane, Ward, Lund, Brockbank.

STATE AND MUNICIPAL AFFAIRS

Midgley, Day, Farr, Knight, Brockbank, Melich, and Lamoreaux.

On motion of Senator Vest, County Clerks, High Schools, Universities and Colleges, and Public Libraries were put on the mailing list for bills and the Journal.

On motion of Senator Hirschi the Senate adjourned until January 16, 1947, at 2:00 p.m.

FOURTH DAY

January 16, 1947

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

Roll Call—All Senators present except Senators Cowles, Fowles and Houston, excused.

Prayer by the Chaplain.

January 16, 1947

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,

GRANT MIDGLEY,
RUE L. CLEGG.

Report adopted and filed.

REPORTS OF SPECIAL COMMITTEES

January 15, 1947

To the President and Members of the Senate of the State of Utah serving in the 27th session of the Legislature:

A committee was created by resolution of the Senate of the 26th Legislature of the State of Utah to investigate discrimination against minorities in Utah and to determine whether legislation of this field was needed.

The Senate appointed as members of this committee Senators Sol J. Selvin, Lorenzo E. Elggren and W. Wallace Houston, all of whom were members of that body. This committee is pleased to report that it has conducted an investigation of the subject matter that was assigned to it and that, as a result of this investigation, has reached certain conclusions.

It is with great pleasure, therefore, that we, the members of that committee, submit to this Honorable Body, a written report containing a digest of the findings which we have made and the conclusions which we have reached.

Respectfully submitted,

SOL J. SELVIN,
LORENZO E. ELGGREN,
W. WALLACE HOUSTON.

Report adopted and filed.

Upon motion of Senator Selvin the report of the Committee was ordered printed in the Journal.

REPORT OF SENATE COMMITTEE TO INVESTIGATE DISCRIMINATION AGAINST MINORITIES IN UTAH

AUTHORITY:

This committee was created by resolution of the Senate of the Twenty-sixth Legislature of Utah to investigate discrimination against minorities in Utah and to determine whether legislation in this field is needed.

PROCEDURE:

The committee early concluded that the most fundamental discrimination would be in the matter of employment, since honorable, gainful employment must underlie any man's pursuit of happiness.

To that end, the committee distributed questionnaires to employers, trade unions, government agencies and employees. Closely allied in the field of gainful employment as these groups are, the questionnaires ought to reveal—the committee felt—the pattern of employment opportunity as it affects the state's minority groups.

Closely related to the field of employment, however, were the treatment in places of public accommodation of members of minority groups. Such places would include hotels, restaurants, theaters, dance halls, swimming pools and others. Accordingly, a questionnaire was framed and sent to these various groups in an effort to secure a sample of their policies.

In keeping with these plans, the committee distributed questionnaires to the following groups: (the number of questionnaires sent and the number returned are shown for each group)

	Sent	*Returned*		*Sent*	*Returned*
Employers	500	176	Apartment Houses	100	19
Employees	50	9	Service Clubs	25	14
Hotels (etc.)	1000	150	Labor Unions	25	19
Govt. Agencies	100	19			

FINDINGS:

It has long been held that equality of opportunity is a basic patent owned by every American and that neither race, creed nor color should operate to bar him from that right. It has long been a boast that our democracy had room for all and that all would be welcome on an equal basis. Occasionally, there has been dissent to this doctrine—but, in the main, it has been upheld, as the American way.

The returns from the committee questionnaires do not dispute this —actually, they verify it. For with only minor exceptions, every group said it believed that opportunity to work and a chance for a full life should not be denied any citizen of the United States because of the color of his skin.

In the employer's group, the vote was 152 to 3—in favor of this proposition. Among service clubs, religious and fraternal organizations, 14 to 0; among labor unions, 18 to 0; among apartment house and real estate owners, 19 to 0.

There need be no question of the fact that such is our belief. The paradoxical thing, the contradictory thing, the absurd thing in many ways, is the degree to which we fail to live up to this American principle—the degree to which we fail to practice what we preach. In asserting this contradiction, the committee does not accuse nor conjecture; it merely reports what the members of the various groups themselves have voluntarily said.

Among employers, 69 reported they do not now extend equal opportunities of employment and advancement to colored citizens. This represents nearly forty percent (40%) of those who replied and (if this sample is representative—as we believe it to be), it means that almost half of the state's employers have raised bars of one kind or another against citizens of the state because of their color.

While 69 of 169 deny colored citizens equal opportunity, almost as many (61 of 167—to be exact) exclude colored citizens from certain types of employment. Moreover, 47 of 162 are unwilling to extend to colored citizens, the same rights of seniority given to white citizens. 27 of 178 are unwilling to pay the same wages to colored citizens—even though equal skills are present.

If this sample is fair, it means that somewhere between one-third and one-half of the state's employers freely confess that they do not now extend equal opportunity to colored citizens—that they are not willing to extend equal pay for equal work or equal rights of seniority to colored citizens. This group, whether it is actual, is a substantial one and in their policies have raised effective bars against the colored citizen in his efforts to secure gainful employment.

If anything, the size of this group (and, therefore, the ramifications of their employment policies) is underestimated by the returns of the questionnaires. The returns were voluntary and it seems quite natural that those who pursued fair employment practices would be the first to return their replies. Consequently, those whose policies are discriminatory would be slow to return them—if they did at all. Even so, there is an apparent frankness in the returns that gives them an inner validity and justifies certain conclusions based on them.

The first conclusion inescapably is that there is a substantial body of unfair and discriminatory practices in the state's industry, which operates to deny minority groups among our citizens equal right to gainful employment. These policies affect somewhere between one-third and one-half of the state's employers, and a roughly equivalent proportion of available employment.

The second conclusion is that, with the admitted existence of definite bars and limitations operating against citizens of the state solely because of their color, the need for legislative enactment is strongly indicated.

The returns from the questionnaires serve to indicate that the enactment into law of a firm, unevasive declaration of policy would act immediately to reduce some of the barriers. Such a policy, however, would also require machinery of enforcement if it were to be equally and equitably administered, if it were to be made justly applicable to all employers alike.

The number of employers who would extend equal opportunity to colored people would increase by nearly one-half, if their competitors agreed to follow a like policy. Where 69 admit they do not now extend equal opportunities of employment, and 61 exclude colored citizens, 98 out of 160 said they would employ qualified white and colored citizens in their order of application for work, without discrimination—if their competitors agreed to the same policy.

It is not a long step, consequently, to the conclusion that a state policy, fairly and equitably administered, would help right from the start to eliminate unfair and discriminatory employment practices. Only through a state law could the American policy of fair treatment and equal opportunity be made to apply to all. Only through a state law could such practices be removed as a means of competition between employers. Those who wanted only such uniformity of practice would have their hands freed. Those who still refused to recognize the essentially American justice of such law would have their day in court.

Such a conclusion seems entirely consistent with the replies of 98 out of 160 employers who would agree to fair employment practices—if and when their competitors similarly agreed.

It seems consistent, also, with the replies of 18 labor unions. Of the 18, all said colored citizens are acceptable to membership, 15 of them without discrimination, 1 in auxiliaries. The attitude of the labor unions, too, suggest that they, as spokesmen for men and women on the job, see no bar in the association of white and colored workers on the job. Such an attitude, it might be added, is entirely consistent, too,

with the experience of endless hundreds of firms in major industrial sections of the nation where men of all creeds and color work harmoniously together.

CONCLUSIONS:

1. There now exists within the state's industry and business, a sizable body of discriminatory practices which serve to bar equal opportunity as well as equal treatment on the job, employment as such, to colored citizens.

2. The legislature should enact a law firmly avowing the right of all to equality of opportunity and to fair treatment without regard to race, creed, color, or national origin; and to establish at the same time, machinery to administer and enforce the state's declared policy.

PLACES OF PUBLIC ACCOMMODATION:

The practice in places of public accommodation with respect to their treatment of minority group was equally at odds. The replies to the questionnaires showed a substantial group who frankly discriminate against colored people in service or accommodation. Among such places of public accommodation, 27 out of 100 said they decline service or accommodation to negroes; 13 to Japanese; 12 to Indians; 11 to Filipinos; 10 out of 83 to Mexicans and 9 out of 87 to Chinese.

The effect of a declared public policy, equitably administered and enforced, ought to be even more striking here than in the case of the employer group. For 67 out of 86, declared that they would be willing to serve or accommodate orderly persons of colored races—if their competitors agreed to do so. Thus, a uniform policy would serve to increase the number following their policies from roughly one-quarter to a very substantial five-sixths.

As a matter of fact, 33 out of 73 places of public accommodation reported that they believed the restrictions and discriminations against colored American citizens could not be removed without legislation.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 6 By Messrs. Selvin and Melich

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 9, ARTICLE VI OF THE CONSTITUTION OF UTAH RELATING

TO COMPENSATION OF MEMBERS OF THE LEGISLATURE, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 34 By Messrs. Midgley and Fowles

AN ACT CREATING AN INSURANCE CODE FOR THE STATE OF UTAH TO BE ADMINISTERED BY THE INSURANCE DEPARTMENT OF THE STATE OF UTAH PROVIDING FOR THE ORGANIZATION, LICENSING, EXAMINATION, REGULATION, AND SUPERVISION OF ALL STOCK, MUTUAL, RECIPROCAL, FRATERNAL, TITLE, COUNTY MUTUAL FIRE AND LIGHTING, MUTUAL BENEFIT, COOPERATIVE, AND NON-PROFIT HOSPITAL SERVICE COMPANIES, OR ASSOCIATIONS DOING INSURANCE BUSINESS IN THE STATE OF UTAH; DEFINING AND PROVIDING FOR THE MEMBERSHIP, EMPLOYEES, QUALIFICATIONS, TERMS OF OFFICE, POWERS, DUTIES, AND FUNCTIONS OF THE INSURANCE DEPARTMENT OF THE STATE OF UTAH UNDER THE SUPERVISION AND CONTROL OF THE BUSINESS REGULATION COMMISSION; PROVIDING FOR THE REGULATION, SUPERVISION, AND LICENSING OF AGENTS, SOLICITORS, BROKERS, ADJUSTORS, AND SURPLUS LINE ENGRAVING IN DOING ANY INSURANCE BUSINESS IN UTAH; FOR THE REGULATION AND SUPERVISION OF RATING ORGANIZATIONS AND THE MAKING, FILING, AND APPROVAL OF INSURANCE RATES AND THE EXCEPTIONS THERETO; FOR THE PROCEDURE ON HEARINGS AND APPEALS BEFORE THE INSURANCE DEPARTMENT AND THE BUSINESS REGULATION COMMISSION AND THE COURTS OF THIS STATE ON INSURANCE MATTERS; FOR MERGER, REHABILITATION, AND LIQUIDATION OF INSURANCE COMPANIES AND ASSOCIATIONS; DECLARING UNFAIR, DISCRIMINATORY AND ILLEGAL METHODS AND PRACTICES OF COMPETITION AND DOING BUSINESS AND THE PENALTIES THEREFOR; AND REPEALING CHAPTERS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 OF TITLE 43, UTAH CODE ANNOTATED 1943, CHAPTERS 52, 53, 54, 55 and 56, LAWS OF UTAH 1943, AND ALL ACTS OR PARTS THEREOF IN CONFLICT WITH THE PROVISIONS HEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No 35 By Messrs. Knight, Melich, Jolley and Vest

AN ACT RELATING TO RETIREMENT OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS

WITH PENSIONS OR RETIREMENT BENEFITS; AND PROVIDING FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS; EXTENDING SUCH PROVISIONS TO CITIES OF THE SECOND AND THIRD CLASS AND INCORPORATED TOWNS; PERMITTING LIBRARIANS, ASSISTANTS, AND EMPLOYEES OF PUBLIC LIBRARY BOARDS OF SUCH CITIES AND TOWNS TO PARTICIPATE IN SUCH PENSIONS OR RETIREMENT BENEFITS, AND SICKNESS, DISABILITY AND DEATH BENEFITS; PROVIDING FOR TENURE OF OFFICE AND GOVERING DISCHARGE, DISMISSAL OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST, SECOND AND THIRD CLASS AND INCORPORATED TOWNS, OTHER THAN MEMBERS OF THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR AN APPEAL FROM DISCHARGE, DISMISSAL OR TRANSFER; CREATING A BOARD OF APPEAL WITH POWER TO MAKE FINDINGS AND RECOMMENDATIONS TO THE CITY COMMISSION OR COUNCIL, REQUIRING CONCURRENCE OF A MAJORITY OF THE MEMBERS OF THE CITY COMMISSION OR COUNCIL TO DISCHARGE, DISMISS OR TRANSFER IN CASE OF APPEAL; AND REPEALING CHAPTER 24, LAWS OF UTAH 1945, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 36 By Mr. Hopkin

AN ACT AMENDING SECTIONS 36-6-8 AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 37 Messrs. Jolley and Knight

AN ACT PROVIDING FOR THE USE OF FEES, TUITION AND OTHER MONIES COLLECTED BY AND FOR THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 38 By Committee on Fish and Game

AN ACT AUTHORIZING THE FISH AND GAME COMMISSION OF THE STATE OF UTAH, WITH THE APPROVAL OF THE GOVERNOR, TO SELL RANGE LANDS ACQUIRED BY THE STATE OF UTAH FOR DEER PURPOSES AND WHICH ARE NO LONGER NEEDED FOR SUCH PURPOSES AND ALLOCATING THE RECEIPTS OF SAID SALE TO THE FISH AND GAME FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 39 By Committee on Fish and Game

AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING AND TRAPPING RIGHTS IN STATE LANDS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO STATE LANDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 40 By Committee on Fish and Game

AN ACT PROVIDING THAT RESIDENTS OF THE STATE OF UTAH SHALL HAVE FIRST OPPORTUNITY TO PURCHASE PERMITS TO HUNT FOR DEER WHENEVER A SPECIAL HUNT IS TO BE HELD, AND PROVIDING THAT A SUCCESSFUL ELK PERMIT APPLICANT SHALL BE PRECLUDED FROM APPLYING FOR AN ELK PERMIT FOR THE FOLLOWING TWO YEARS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 41 By Committee on Fish and Game

AN ACT AMENDING SECTION 30-0-63.10 UTAH CODE ANNOTATED 1943 RELATING TO THE POWER OF THE FISH AND GAME COMMISSION TO USE CERTAIN UNSURVEYED STATE OWNED LANDS FOR BIRD REFUGES, SANCTUARIES, FISHING AND OTHER RECREATIONAL ACTIVITIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 42 By Committee on Fish and Game

AN ACT AMENDING SECTION 30-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, PROVIDING FOR A FISH AND GAME DIRECTOR; SPECIFYING HIS QUALIFICATIONS, POWERS, METHOD OF SELECTION, SERVICE, RESTRICTION OF POLITICAL ACTIVITIES AND SALARY; REPEALING CHAPTER 43, SECTION 2, SUBSECTION 30-0-3A, LAWS OF UTAH 1943; AND ENACTING TWO NEW SECTIONS TO BE KNOWN AS 30-0-3.10 AND 30-0-3.20, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 43 By Committee on Fish and Game

AN ACT AMENDING SECTION 30-0-11 UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION

30-0-13, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-14, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-20, UTAH CODE ANNOTATED 1943; SECTION 30-0-21, UTAH CODE ANNOTATED 1943; SECTION 30-0-36 UTAH CODE ANNOTATED 1943 RELATING TO FISH AND GAME, THE EXPENDITURES IN EXCESS OF $3000, AND LICENSES TO HUNT, TRAP OR FISH, AND ILLEGAL BAIT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 44 By Committee on Fish and Game

AN ACT AMENDING SECTION 30-0-82 UTAH CODE ANNOTATED 1943 RELATING TO THE CREATION OF POSTED HUNTING AREAS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 45 By Committee on Fish and Game

AN ACT PROVIDING FOR THE ISSUANCE OF TICKETS TO ALLEGED VIOLATORS BY FISH AND GAME WARDENS REQUIRING SAID ALLEGED VIOLATORS TO APPEAR WITHIN A DESIGNATED TIME BEFORE A CONVENIENTLY LOCATED JUSTICE OF THE PEACE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 46 By Messrs. Holbrook, Clegg and Jolley

AN ACT GRANTING AUTHORITY TO THE SENATE TO TERMINATE THE TERM OF OFFICE OF ANY PERSON WHOSE APPOINTMENT TO OFFICE IS BY LAW SUBJECT TO SENATE CONFIRMATION, OR OF ANY PERSON EMPLOYED BY A PERSON, BOARD, OR COMMISSION WHOSE APPOINTMENT IS BY LAW SUBJECT TO SENATE CONFIRMATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B .No. 47 By Messrs. Clegg and Vest

AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, 49-1-16 AND 49-1-17. UTAH CODE ANNOTATED. 1943 RELATING TO THE

UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; PROVIDING FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 48 By Mr. Melich

AN ACT EMPOWERING THE STATE LAND BOARD TO PASS RULES AND REGULATIONS TO FURTHER CONSERVATION OF OIL AND GAS AND PREVENT WASTE THEREOF; CREATING THE OIL AND GAS CONSERVATION FUND FOR THE ENFORCEMENT OF SUCH RULES AND REGULATIONS AND LEVYING A TAX ON OIL TO PROVIDE INCOME THEREFOR; CREATING THE OFFICE OF OIL AND GAS SUPERVISOR AND PROVIDING METHODS OF ENFORCEMENT OF THE ACT AND PENALTIES FOR THE VIOLATION THEREOF; AND AUTHORIZING AGREEMENTS MADE TO FURTHER CONSERVATION OF OIL AND GAS AND PREVENT WASTE THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Lamoreaux the Senate recessed for thirty minutes.

The Senate reassembled.

The President recognized former Senator Ira A. Huggins who briefly addressed the Senate.

On motion of Senator Lamoreaux the Senate adjourned until January 17, 1947, at 2:00 p.m.

FIFTH DAY

January 17, 1947

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

Roll Call—All Senators present, except Senators Cowles and Houston, excused.

Prayer by the Chaplain.

January 17, 1947

Mr. President:

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

Respectfully,

GRANT MIDGLEY,
RUE L. CLEGG.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 1*, by Messrs. Hopkin and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 1 was ordered printed and referred to the Committee on Appropriations and Claims.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 2*, by Messrs. Melich and Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 2 was ordered printed and referred to the Committee on Judiciary.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 4*, by Messrs. Holbrook and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 5*, by Messrs. Holbrook and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 6*, by Messrs. Holbrook and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 6 was ordered printed and referred to the Committee on State and Municipal Affairs.

On motion of Senator Fowles it was agreed that when the Senate adjourns today, it stand adjourned until Monday, January 20, 1947, at 2:00 p.m.

On motion of Senator Midgley the report of The Interim Insurance Committee appointed by the 26th Legislature to the President of the Senate was ordered printed in the Journal.

REPORTS OF SPECIAL COMMITTEES

January 15, 1947

Honorable Alonzo F. Hopkin, President
State Senate
Building

Dear Senator Hopkin:

Pursuant to the provisions of *H. J. R. 20* of the 26th Legislature, the Interim Insurance Committee reports as follows:

As you are aware, the United States Supreme Court, on June 5, 1944, in the case of U. S. vs. South-Eastern Underwriters Association, reversing the court's decisions of seventy-five years, held insurance to be commerce as defined in the commerce clause of the Federal Constitution, and further held that all insurance business transacted between citizens or companies of different states across state lines to be interstate commerce, and as such subject to the regulation of the Congress of the United States. Since this radical change in insurance law placed the insurance industry and state governments alike in a quandry as to its possible effects, Congress soon thereafter passed Public Law 15 providing among other things that until January, 1948, no act of congress should be construed to invalidate state laws regulating insurance unless the Federal Statute specifically mentioned insurance. It provided further, "that after January 1, 1948, the act of July 2, 1890, as amended, known as the Sherman Act, and the act of October 15, 1914, as amended, known as the Clayton Act, and the act of September 26, 1914, known as the Federal Trade Commission Act, as amended, shall be applicable to the business of insurance to the extent that such business is not regulated by state law."

This gave the states an opportunity to review their laws and make necessary revisions. Thereupon many state legislatures, including our own, appointed committees to review the problem and make recommendations for changes in their insurance statutes. Utah's Interim Insurance Committee was set up by *H. J. R. 20* of the Twenty-sixth Legislature.

At its first meeting, held May 12, 1945, at the Capitol Building, and in subsequent meetings, the Committee made the following findings:

1. That we cannot know with certainty what may be the future attitude of Congress respecting insurance regulation.

2. That, from present indications, reasonable "regulation in the public interest" will be required of the states, and, presumably, that if the states meet this requirement, Congress is not anxious to proceed far into the field of insurance legislation or to disturb the status quo of state regulation.

3. That the present insurance laws of the state of Utah fall short of this requirement, and also contain many inadequacies that would need correction even if there were no threat of federal legislation.

4. That the best interests of the state would be served by rewriting our accretion of insurance law into an adequate and integrated code.

After coming to these conclusions, the next decision of the committee was to cooperate with the Insurance Department of the State of Utah, and the two attorneys hired by the Department, Mr. Delbert M. Draper of Salt Lake City, and Mr. Niel R. Olmstead of Ogden, in attempting a thoroughgoing revision of our insurance laws. Consequently, the Committee began work with these gentlemen on March 28, 1946, and has continued the work in subsequent meetings. In addition to giving careful study to Utah's insurance laws, we have had access to the extensive work being done on this problem by similar committees in other states, to that being done by the National Association of Insurance Commissioners, and to that being done by all branches of the insurance industry.

Besides the general revision of the insurance laws so badly needed, the Committee believes these to be some of the more important things Utah's insurance laws should do to provide proper regulation in the public interest.

1. Provide an adequate code of procedure governing the insurance commissioner as to his examinations and orders, and hearings and appeals from those orders.

2. Regulate liquidation of insurance companies by adopting the Uniform Insolvency Law.

3. Clarify and strengthen provisions relating to licensing of all persons soliciting or selling insurance.

4. Provide the insurance commissioner with power to investigate insurance rates, and properly correct those that are excessive, inadequate or unfairly discriminatory.

5. Strengthen laws regulating organization, promotion, financial management, and ownership of insurers doing business in Utah.

6. Bring under regulation insurers doing business in Utah who are not now regulated.

7. Make it permissible for life insurance companies organized in this state to follow the latest method of computing reserves.

The Committee has held at the State Capitol 25 meetings and 4 public hearings on the proposed new code.

Attached as part of this report is a mimeographed copy of the proposed code as revised by the Committee at its meetings, public hearings and in view of suggestions from individuals and groups both within and outside of the state of Utah. The Committee believes that the adoption of these proposed laws will provide the state with a comprehensive insurance code and will provide necessary and adequate regulation in the public interest.

Very truly yours,

GRANT MIDGLEY, *Chairman*
C. N. OTTOSEN, *Secretary*

On behalf of
THE INTERIM INSURANCE COMMITTEE
State Senators:
GRANT MIDGLEY
GRANT MACFARLANE
IRA A. HUGGINS
State Representatives:
RALPH D. CALLISTER
ADRIAN W. HATCH
HENRY C. ROBERTS
Insurance Commissioner:
OSCAR W. CARLSON

COMMUNICATIONS FROM THE HOUSE

January 16, 1947

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. J. R. No. 3* by Mr. Holbrook, entitled, "A JOINT RESOLUTION CREATING A COMMITTEE TO STUDY MUNICIPAL FISCAL PROBLEMS," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

S. J. R. No. 3 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATIONS

January 17, 1947

The Honorable Alonzo F. Hopkin
President of the Senate of Utah

The Honorable Rendell N. Mabey
Speaker of the House of Representatives

Capitol Building
Salt Lake City, Utah

Dear Sirs:

In accordance with *Senate Joint Resolution No. 3*, which was passed by the Senate and the House of Representatives of Utah, the Utah Municipal League hereby recommends the appointment of the following members to serve on the committee to study municipal fiscal problems:

The Honorable Earl J. Glade
Mayor of Salt Lake City, Utah,

The Honorable Alma D. Tanner
Mayor of Tooele, Utah,

The Honorable B. H. Stringham
Mayor of Vernal, Utah,

The Honorable J. W. Gillman
Mayor of Orem, Utah.

Respectfully submitted,

UTAH MUNICIPAL LEAGUE
TOM McCOY,
Executive Director

Communication filed.

INTRODUCTION OF BILLS

S. B. No. 49 By Mr. Elggren

AN ACT REQUIRING PUBLIC UTILITIES TO DEPOSIT UNCLAIMED SECURITIES WITH THE STATE TREASURER AND PROVIDING FOR THEIR ESCHEAT TO THE STATE OF UTAH AND PROVIDING THAT SAID UTILITIES FURNISH THE STATE TREASURER WITH NAMES AND ADDRESSES OF THE OWNERS THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 50 By Messrs. Elggren and Melich

AN ACT AMENDING SECTION 93-1-2, UTAH CODE ANNOTATED 1943, PERTAINING TO CIGARETTE (AND OLEOMARGARINE DEALERS') LICENSES AND DELETING THE PROVISION OF LICENSE FEE FOR VENDORS OF OLEOMARGARINE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 51 By Messrs. Vest and Jolley

AN ACT DEFINING THE PRACTICE OF NURSING, PRESCRIBING THE METHOD OF APPOINTMENT OF AND THE POWERS AND DUTIES OF THE REPRESENTATIVE COMMITTEE FOR THE PRACTICE OF NURSING; PRESCRIBING THE QUALIFICATIONS OF APPLICANTS FOR LICENSES TO PRACTICE AS REGISTERED NURSES AND LICENSED PRACTICAL NURSES; PROVIDING FOR THE INSPECTION AND THE ACCREDITING OF SCHOOLS AND OTHER INSTITUTIONS FOR THE TRAINING OF NURSES; AMENDING SECTION 79-1-5, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1945, AND SECTION 79-1-6 UTAH CODE ANNOTATED 1943, RELATING TO THE APPOINTMENT AND COMPENSATION OF REPRESENTATIVE COMMITTEES OF THE VARIOUS TRADES, OCCUPATIONS AND PROFESSIONS; AND REPEALING SECTIONS 79-10-1, 79-10-2, 79-10-3, 79-10-4, 79-10-7 AND 79-10-8, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 52 By Messrs. Jolley, Jones and Midgley

AN ACT AMENDING SECTION 1, CHAPTER 1, TITLE 15, UTAH CODE ANNOTATED 1943, RELATING TO THE CLASSIFICATION OF CITIES AND TOWNS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 53 By Messrs. Hirschi and Fowles

AN ACT AMENDING SECTION 71-2-1 AND SECTION 71-2-2, UTAH CODE ANNOTATED 1943 PROVIDING FOR THE PAYMENT OF PENSIONS TO EMPLOYEES OF THE UTAH STATE PRISON AND OF THE ADULT PROBATION AND PAROLE DEPARTMENT, AND PRESCRIBING THE CONDITIONS, THE AMOUNT AND THE METHOD OF MAKING SUCH PAYMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Day the Senate adjourned.

EIGHTH DAY

January 20, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 20, 1947

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,

GRANT MIDGLEY,
RUE L. CLEGG.

Report adopted and filed.

President Hopkin appointed Senators Selvin and Jolley to revise the Journal for the week beginning January 20, 1947.

REPORTS OF STANDING COMMITTEES

January 17, 1947

Mr. President:

We, your Committee on Judiciary, beg leave to report that we have carefully considered *S. B. No. 4*, by Messrs. Holbrook and Hirschi, and report the said bill out favorably.

Respectfully submitted,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 4 was placed on the Second Reading Calendar.

January 17, 1947

Mr. President:

We, your Committee on Judiciary, beg leave to report that we have carefully considered *S. B. No. 5*, by Messrs. Holbrook and Hirschi, and report the said bill out favorably.

Respectfully submitted,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 5 was placed on the Second Reading Calendar.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. J. R. No. 3*, by Mr. Holbrook, entitled, "A JOINT RESOLUTION CREATING A COMMITTEE TO STUDY MUNICIPAL FISCAL PROBLEMS," 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,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 3 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 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 7*, by Messrs. Holbrook and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 7 was ordered printed and referred to the Committee on Judiciary.

January 20, 1947

Mr. President:

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

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 9 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 10*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 10 was ordered printed and referred to the Committee on Highways.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 11*, by Messrs. Holbrook and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 11 was ordered printed and referred to the Committee on Judiciary.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 12*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 12 was ordered printed and referred to the Committee on Judiciary.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 13*, by Mr. Brockbank, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 13 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 14*, by Messrs. Elggren and Day, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 14 was ordered printed and referred to the Committee on Judiciary.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 15*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 15 was ordered printed and referred to the Committee on Revenue and Taxation.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 16*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 16 was ordered printed and referred to the Committee on Appropriations and Claims.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 17*, by Mr. Knight, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 17 was ordered printed and referred to the Committee on Health and Labor.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 18*, by Mr. Brockbank, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 18 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 19*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 19 was ordered printed and referred to the Committee on Appropriations and Claims.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 20*, by Messrs. Midgley, Lamoreaux, Day and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 20 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 22*, by Messrs. Knight and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 23*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 24*, by Messrs. Day and Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 25*, by Messrs. Selvin and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 25 was ordered printed and referred to the Committee on Social Relations and Relief.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 26*, by Messrs. Selvin and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 26 was ordered printed and referred to the Committee on Social Relations and Relief.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 27*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 28*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 31*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 32*, by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 32 was ordered printed and referred to the Committee on Health and Labor.

On motion of Senator Lamoreaux 200 extra copies of *S. B. No. 32* were ordered printed.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 33*, by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston and Day, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 33 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 36*, by Mr. Hopkin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 36 was ordered printed and referred to the Committee on Highways.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 1*, by Messrs. Hopkins and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 2*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 2 was ordered printed and referred to the Committee on Judiciary.

January 20, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 5*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 5 was ordered printed and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS

S. B. No. 54 By Mr. Lamoreaux

AN ACT REPEALING SECTION 87-1-6, UTAH CODE ANNOTATED 1943, RELATING TO MILEAGE AND EXPENSES OF DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 55 By Mr. Lamoreaux

AN ACT RELATING TO EQUIPMENT, SUPPLIES, STENOGRAPHIC ASSISTANCE AND OFFICE EXPENSES FOR DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 56 By Mr. Lamoreaux

AN ACT AMENDING SECTION 87-1-5, UTAH CODE ANNOTATED 1943, RELATING TO SALARIES OF DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 57 By Messrs. Brockbank, Day and Elggren

AN ACT AMENDING SECTION 19-13-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 30, LAWS OF UTAH, 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH, 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 58 By Messrs. Knight, Selvin and Elggren

AN ACT AMENDING SECTION 49-1-10, UTAH CODE ANNOTATED, 1943, RELATING TO DEFINITIONS USED IN THE UTAH LABOR RELATIONS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 59 By Messrs. Hirschi and Hopkin

AN ACT AMENDING SECTIONS 80-7-13 AND 80-7-14, UTAH CODE ANNOTATED, 1943, RELATING TO THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 60 By Messrs. Hirschi and Hopkin

AN ACT TO PROVIDE FOR THE EQUITABLE DISTRIBUTION AMONG THE VARIOUS JUNIOR COLLEGES, THE UNIVERSITY OF UTAH, AND THE UTAH STATE AGRICULTURAL COLLEGE, OF THE MONIES FROM THE UNIFORM SCHOOL FUND FOR THE COMMON COSTS OF SUCH STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION FOR INSTRUCTION, MAINTENANCE AND REPAIR OF PHYSICAL PLANTS, AND ADMINISTRATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 61 By Messrs. Hopkin and Hirschi

AN ACT APPROPRIATING TO THE STATE ROAD COMMISSION THE MONIES IN THE MOTOR VEHICLE REGISTRATION

FUND, AND REPEALING SECTION 36-2-18, UTAH CODE ANNOTATED, 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 62 By Messrs. Hopkin and Holbrook

AN ACT AMENDING SECTION 80-15-1, UTAH CODE ANNOTATED 1943; AMENDING SECTION 80-15-2, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 92, LAWS OF UTAH 1943; AND AMENDING SECTIONS 80-15-3, AND 80-15-5, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH SALES TAX AND THE TRANSFERRING OF THE INCIDENCE OF SAID TAX FROM CONSUMER TO RETAILER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 63 By Messrs. Hopkin and Hirschi

AN ACT AMENDING CHAPTER 75, SECTIONS 1 AND 3, LAWS OF UTAH 1943 AND REPEALING CHAPTER 75, SECTIONS 2 AND 5, LAWS OF UTAH 1943 RELATING TO THE TAX ON WINES AND LIQUORS FOR SCHOOL LUNCH PURPOSES AND PROVIDING THAT SAID FUNDS SHALL BE DEPOSITED IN THE STATE GENERAL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 64 By Messrs. Hirschi and Hopkin

AN ACT REPEALING SECTIONS 82C-3-2, 82C-3-3, 82C-3-4, AND 82C-3-6, UTAH CODE ANNOTATED 1943, RELATING TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT, THE COMMISSION, ITS MEMBERSHIP; ENACTING A NEW SECTION TO BE KNOWN AS SECTION 82C-3-25 RELATING TO THE ADMINISTRATION OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 65 By Mr. Farr

AN ACT CREATING WITHIN THE STATE DEPARTMENT OF PUBLIC WELFARE THE POSITION OF CONSULTANT FOR THE BLIND, DEFINING QUALIFICATIONS FOR THE OFFICE AND PRESCRIBING THE POWERS AND DUTIES THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 66 By Messrs. Hirschi, Vest, Melich, Day and Midgley

AN ACT PERMITTING BANKS AND LOAN AND TRUST COMPANIES TO REMAIN CLOSED ON SATURDAYS AND PROVIDING THAT ACTS APPOINTED TO BE DONE ON SATURDAY MAY BE PERFORMED ON THE NEXT SUCCEEDING BUSINESS DAY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 67 By Messrs. Hirschi, Melich, Vest, Day and Midgley

AN ACT AMENDING SECTIONS 61-1-87, 61-2-21 AND 61-4-4, UTAH CODE ANNOTATED 1943 RELATING TO NEGOTIABLE INSTRUMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 68 By Messrs. Hirschi, Vest, Melich, Day and Midgley

AN ACT AMENDING SECTIONS 7-3-22 and 7-3-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF DIRECTORS OF BANKS WITH RESPECT TO EXAMINATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Fowles the rules were suspended and *S. B. No. 4* was read the second time.

Committee report read and adopted.

S. B. No. 4 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 Clegg, Cowles, Day, Farr, Fowles, Hirschi, Holbrook, Lamoreaux, Melich, Midgley, Selvin and Vest (explained vote).

Those voting in the negative were: Senators Brockbank, Elggren, Gibbons, Houston, Jolley, Jones, Knight, Lund, McShane, Ward and Mr. President.

On motion of Senator Holbrook the Senate recessed for fifteen minutes.

The Senate reassembled.

On motion of Senator Lamoreaux the rules were suspended and *S. B. No. 5* was read the second time.

Committee report read and adopted.

S. B. No. 5 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 6; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Holbrook, Jolley, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin and Vest.

Those voting in the negative were: Senators Elggren, Houston, Jones, McShane, Ward and Mr. President.

Absent and not voting: Senator Hirschi.

COMMUNICATIONS FROM THE HOUSE

January 20, 1947

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. 2*, by Mr. Anderson and Mrs. Pyne, entitled, "AN ACT PROVIDING FOR THE USE OF FEES, TUITION AND OTHER MONIES COLLECTED BY AND FOR THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 2 was read the first time and referred to the Committee on Public Institutions.

On motion of Senator Fowles the Senate adjourned until January 21, 1947, at 2:00 p.m.

NINTH DAY

January 21, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 21, 1947

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,

SOL J. SELVIN,
B. MANNING JOLLEY.

Report adopted and filed.

PRESENTATION OF PETITIONS

The Joint Veteran's Legislative Council authorized representatives of the various Veteran's organizations in the State of Utah, indicated by the signatures hereon of their State Department Commander, hereby petition the 27th Legislature of the State of Utah to take the necessary action to carry out the provisions of the following Resolution:

BE IT RESOLVED by the Legislature of the State of Utah:

WHEREAS: Section II of Article IX of the Constitution of the State of Utah provides that our State Legislature should have provided by law in 1945 for an enumeration of the inhabitants of the State of Utah; and

WHEREAS: Said Legislature under said constitutional provision should at the next legislative session revise and adjust the apportionment for Senators and Representatives on the basis of such enumeration according to the ration to be fixed by law; and

WHEREAS: Said revision and adjustment of legislative representation and apportionment in the senatorial and representative districts of the state should thereunder be made at the 1947 session of the State Legislature;

NOW, THEREFORE BE IT RESOLVED: By the State Departments of The Veterans organizations of the State of Utah and by resolution duly passed and adopted, that the Legislature of the State of Utah and the individual members thereof be urged and requested to determine the legal ways and means by which legislation may be passed necessary to revise and adjust the apportionment for senators and representatives in accordance with the number of inhabitants of the State in 1945 or to otherwise accomplish said constitutional directive.

BE IT RESOLVED FURTHER: That a certified copy of this resolution be sent to the Governor of the State of Utah, the President of the State Senate and the Speaker of the House of Representatives for the State of Utah.

Passed this 4th day of January 1947 by the Joint Veteran's Legislative Council at Salt Lake City, Utah.

S. W. SANDACK, Chairman
Joint Veterans Legislative Council
GEORGE M. HALEY, Secretary
Joint Veterans Legislative Council
ARTHUR PICKERING, State Commander
Disabled American Veterans
C. F. KNOWLTON, State Commander
United Spanish War Veterans
DON C. JAMES, State Commander
Veterans of Foreign Wars
KINGSLEY E. CLAWSON, State Commander
The American Legion
C. C. PATTERSON
for State Commander, American Vets
of World War II

Communication filed.

REPORTS OF STANDING COMMITTEES

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 6*, by Messrs. Selvin and Melich, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 6 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 3*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 3 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 8*, by Messrs. Holbrook and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 21*, by Messrs. Holbrook and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 29*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 29 was ordered printed and referred to the Committee on Judiciary.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 30*, by Messrs. Holbrook and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 35*, by Messrs. Knight, Melich, Jolley, and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 37*, by Messrs. Jolley and Knight, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 38*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 39*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 39 was ordered printed and referred to the Committee on Fish and Game.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 40*, by the Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman

Report filed.

S. B. No. 40 was ordered printed and referred to the Committee on Fish and Game.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 41*, by the Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 41 was ordered printed and referred to the Committee on Fish and Game.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 43*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 44*, by the Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 44 was ordered printed and referred to the Committee on Fish and Game.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 45*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 45 was ordered printed and referred to the Committee on Fish and Game.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 46*, by Messrs. Holbrook, Clegg, and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 46 was ordered printed and referred to the Committee on Judiciary.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 47*, by Messrs. Clegg and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 47 was ordered printed and referred to the Committee on Health and Labor.

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 50*, by Messrs. Elggren and Melich, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 52*, by Messrs. Jolley, Jones, and Midgley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 52 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 21, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *House Bill No. 2*, by Mr. Anderson and Mrs. Pyne, reports same out favorably, as amended by the House.

Respectfully,

L. E. ELGGREN,
Chairman.

Report filed.

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

COMMUNICATIONS FROM THE HOUSE

January 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House extends to you an invitation to meet with them in joint session in the House Chamber to hear the Governor's Budget Message on January 22 at 2:00 P.M.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Fowles, the invitation was accepted and the Secretary was instructed to notify the House of the acceptance.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 7 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH AUTHORIZING AND RECOMMENDING THE INVESTIGATION AND ENACTMENT OF MEASURES TO CORRECT DEFICIENCIES OF HOUSING FACILITIES, GROUNDS, AND OPERATING PERSONNEL OF THE STATE INDUSTRIAL SCHOOL, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 69 By Mr. Holbrook

AN ACT AMENDING SECTION 15-1-2, UTAH CODE ANNOTATED, 1943, RELATING TO CHANGE IN CLASS OF CITIES AND TOWNS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 70 By Messrs. Day, Farr and Selvin

AN ACT DEFINING AND PROHIBITING PROSTITUTION, LEWDNESS AND ASSIGNATION, MAKING IT UNLAWFUL TO ENGAGE IN, SOLICIT, OR PROCURE PROSTITUTION, OR TO RESIDE IN ANY HOUSE OR OTHER STRUCTURE, OR ENTER OR REMAIN IN ANY HOUSE, OR OTHER STRUCTURE FOR PROSTITUTION, LEWDNESS OR ASSIGNATION; 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. 71 By Mr. Cowles

AN ACT AMENDING SECTION 25-2-6, UTAH CODE ANNOTATED 1943 AS AMENDED BY CHAPTER 2, LAWS OF UTAH, 1944, SPECIAL SESSION, RELATING TO REGISTRATION DAYS AND PRESCRIBING DUTIES OF REGISTRATION AGENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 72 By Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT RELATING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 73 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT REPEALING CHAPTER 85, LAWS OF UTAH 1943 RELATING TO THE RIGHTS, POWERS AND DISABILITIES OF ALIENS WITH RESPECT TO REAL ESTATE OWNERSHIP, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 74 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT AMENDING SECTIONS 80-2-4 and 80-2-5, UTAH CODE ANNOTATED, 1943 PROVIDING FOR THE EXEMPTION FROM TAXATION OF REAL AND PERSONAL TANGIBLE PROPERTY SITUATED IN THE STATE OF UTAH OWNED BY DISABLED PERSONS WHO SERVED IN ANY WAR IN THE MILITARY SERVICE OF THE UNITED STATES OF THE STATE OF UTAH AND BY THE UNMARRIED WIDOWS AND BY THE MINOR ORPHANS OF SUCH PERSONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 75 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT FOR THE EMPLOYMENT OF WAR VETERANS AND PROVIDING FOR AN ADVANTAGE TO BE GIVEN SUCH VETERANS UNDER MERIT SYSTEM EXAMINATIONS BY THE STATE OF UTAH, ITS COUNTIES AND OTHER POLITICAL SUBDIVISIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 76 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT ESTABLISHING A STATE VOCATIONAL SCHOOL AT OR NEAR SALT LAKE CITY, UTAH, PLACING THE SAME UNDER THE MANAGEMENT, CONTROL AND SUPERVISION OF THE STATE BOARD OF EDUCATION WITH DESIGNATION OF SPECIFIC POWERS TO SAID BOARD; LIMITING THE COURSE OF STUDY AND GIVING PREFERENCE TO WORLD WAR II VETERANS; APPROPRIATIONS; AND PROVIDING METHOD FOR APPROVING CLAIMS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 77 By Messrs. Jones, Ward, Gibbons and Lund

AN ACT AMENDING CHAPTER 142, SECTION 10, LAWS OF UTAH 1945, RELATING TO REVOLVING FUNDS AND THEIR REVERSION TO THE GENERAL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 78 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT TO CREATE AND ESTABLISH A STATE DEPARTMENT OF VETERAN'S AFFAIRS: FOR THE PURPOSE OF AID-

ING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; TO DEFINE THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS AFFAIRS; TO PROVIDE FOR A VETERANS COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR, DEFINING, POWERS, DUTIES, FIXING SALARY, PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSE, AND OPERATING EXPENSES IN CONNECTION THEREWITH; TO PROVIDE FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; TO REQUIRE THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND TO PROVIDE FOR A SUCCESSION TO THE PROPERTY AND OFFICES NOW HELD FOR THE STATE VETERAN'S SERVICE TO THE STATE DEPARTMENT OF VETERAN'S AFFAIRS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 79 By Messrs. Ward, Jones, Gibbons, and Lund

AN ACT AMENDING SECTIONS 100-2-4, 100-3-3 AND REPEALING 100-5-9, UTAH CODE ANNOTATED 1943 AND AMENDING SECTION 100-5-13 UTAH CODE ANNOTATED AS AMENDED BY LAWS OF UTAH 1945, CHAPTER 134 RELATING TO WATER AND WATER RIGHTS AND THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE TO THE APPROPRIATION, ADMINISTRATION AND DISTRIBUTION THEREOF; AND AMENDING CHAPTER 3, TITLE 100, UTAH CODE ANNOTATED, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS 100-3-28, RELATING TO REPLACEMENT WELLS, AND AMENDING CHAPTER 5, TITLE 100, UTAH CODE ANNOTATED 1943 BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS 100-5-15, PERMITTING FILING AND RECORDING OF CLAIMS TO SURFACE WATER, SECTION 100-5-16, PERTAINING TO THE REPORTS TO THE STATE ENGINEER BY PUBLICLY OWNED UTITILITIES, AND SECTION 100-5-17 PERMITTING THE STATE ENGINEER TO DETERMINE THE WATERSHED TO WHICH A PARTICULAR SOURCE IS TRIBUTARY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 80 By Messrs. Ward, Jones, Lund, and Gibbons

AN ACT REPEALING SECTION 82 C-1-19, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF A DIVISION OF WATER AND IRRIGATION WITHIN THE DEPARTMENT OF ENGINEERING, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 81 By Mr. Fowles

AN ACT RELATING TO FOREIGN EXECUTORS AND ADMINISTRATORS WITH THE WILL ANNEXED; AUTHORIZING THEM TO COMMENCE AND PROSECUTE AND DEFEND ACTIONS OR SUITS IN THIS STATE IF RESIDENTS OF THIS STATE, WHEN NO LOCAL EXECUTOR OR ADMINISTRATOR WITH THE WILL ANNEXED HAS BEEN APPOINTED AND QUALIFIED, AND REQUIRING PROOF OF THEIR QUALIFICATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 82 By Mr. Holbrook

AN ACT RELATING TO THE MINIMUM SCHOOL TERM AND REPEALING SECTION 75-7-24.10, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 83 By Messrs. Holbrook and Clegg

AN ACT REPEALING CHAPTER 102, LAWS OF UTAH 1945, RELATING TO OLD AGE RELIEF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 84 By Mr. Holbrook

AN ACT AMENDING CHAPTER 57, SECTION 14, LAWS OF UTAH 1945, RELATING TO THE APPORTIONING OF THE COST OF ESTABLISHING AND MAINTAINING UNIFIED LOCAL HEALTH DEPARTMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 85 By Mr. Melich

AN ACT TO AMEND SECTION 18-2-39, UTAH CODE ANNOTATED 1943; TO PROVIDE FOR CUMULATIVE VOTING OF CORPORATE STOCK IN ALL ELECTIONS FOR DIRECTORS OF INCORPORATED COMPANIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 86 By Messrs. Clegg and Holbrook

AN ACT AMENDING SECTIONS 76A-3-1, 76A-3-5, 76A-3-10, 76A-3-12, 76A-3-15, 76A-3-19, 76A-3-35, 76A-3-37, 76A-3-40, 76A-3-41, 76A-3-42, 76A-3-43, 76A-3-44, 76A-3-45, 76A-3-46, 76A-3-47, AND 76A-3-51, UTAH CODE ANNOTATED 1943, RELATING TO PUBLIC WELFARE AND THE ADMINISTRATION THEREOF, DEFINING

TERMS, SPECIFYING POWERS AND DUTIES OF STATE AND COUNTY DEPARTMENTS OF PUBLIC WELFARE, PROVIDING ELIGIBILITY, INSURING THE CONFIDENTIAL NATURE OF PUBLIC ASSISTANCE RECORDS, ELIMINATING DISTRICT DEPARTMENTS; AMENDING SECTIONS 76A-3-33, AND 76A-3-38, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 78, LAWS OF UTAH 1943, AMENDING SECTION 76A-3-36, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 79, LAWS OF UTAH 1943; AMENDING SECTION 76A-3-39, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 80, LAWS OF UTAH 1943, RELATING TO DEFINITIONS OF TERMS, ASSISTANCE TO NEEDY BLIND PERSONS, APPLICATION PROCEDURE AND AMOUNT OF THE GRANT; AMENDING SECTIONS 76A-3-6, 76A-3-14, 76A-3-20, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 103, LAWS OF UTAH 1945, DEFINING NEED AND PRESCRIBING HOW GRANTS SHALL BE DETERMINED AND SETTING LIMITS THERETO; REPEALING SECTIONS 76A-3-2, 76A-3-7, 76A-3-8, 76A-3-9, 76A-3-16, 76A-3-29, 76A-3-34, UTAH CODE ANNOTATED 1943; AND AMENDING SECTIONS 76A-3-21, 76A-3-22, AND 76A-3-25, UTAH CODE ANNOTATED 1943, RELATING TO USE OF EMERGENCY RELIEF FUNDS, ELIMINATION OF DIVISION OF OLD AGE ASSISTANCE, METHODS OF MAKING INVESTIGATION AND DETERMINING AMOUNT OF GRANTS, RECOVERY AND DISTRIBUTION OF ASSISTANCE FUNDS, PROHIBITION AGAINST LIENS, AND AVAILABILITY OF PUBLIC ASSISTANCE RECORDS TO BONA FIDE TAXPAYERS; REPEALING SECTION 76A-3-13, AND 76A-3-17, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 103, LAWS OF UTAH 1945, RELATING TO AMOUNT OF ASSISTANCE; CREATING A NEW SECTION TO BE KNOWN AS 76A-3-55, RELATING TO LIENS ON PROPERTIES, CONFIDENTIAL NATURE OF RECORDS, AND REHABILITATION OF POTENTIALLY EMPLOYABLE PERSONS, was read the first time and referred to the Committee on Revison and Enrolling.

S. B. No. 87 By Messrs. Holbrook and Clegg

AN ACT AMENDING SECTIONS 76A-1-4, 76A-1-6, 76A-1-7, 76A-1-8, 76A-1-11, 76A-1-12, 76A-1-14, 76A-1-15, 76A-1-17, 76A-1-22, 76A-1-23, 76A-1-31 AND 76A-1-32, UTAH CODE ANNOTATED 1943, RELATING TO PUBLIC WELFARE, THE PUBLIC WELFARE COMMISSION, COUNTY AND DISTRICT DEPARTMENTS, COUNTY AND DISTRICT BOARDS, AND ADVISORY COUNCIL; THEIR MEMBERSHIP, QUALIFICATIONS, APPOINTMENT OF CERTAIN MEMBERS, POWERS, DUTIES, CERTAIN TERMS OF OFFICE, AND THE PERSONNEL OF THEIR OFFICES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 88 By Messrs. Holbrook, Clegg and Jolley

AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943; RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 89 By Mr. Clegg

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 71-1-1B, UTAH CODE ANNOTATED 1943, RELATING TO PENSIONS FOR POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, AND PROVIDING FOR DEATH BENEFITS TO THE WIDOWS AND DEPENDENT MINOR CHILDREN OF PAID AND RETIRED POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 90 By Messrs. Elggren and Knight

AN ACT AMENDING SECTION 52-1-7, UTAH CODE ANNOTATED, 1943, PROVIDING FOR MECHANICS' LIENS, NOTICE OF CLAIM, CONTENTS, RECORDINGS AND TIME FOR FILING, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 91 By Mr. Melich

AN ACT AMENDING SECTION 74A-0-1, UTAH CODE ANNOTATED 1943, DECLARING VACANT THE OFFICE OF A PERSON WHO RESIGNS OR DIES OR OTHERWISE FAILS TO QUALIFY OR WHOSE OFFICIAL BOND BECOMES VOID, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Jolley the rules were suspended and *H. B. No. 2* was read the second time.

Committee report read and adopted.

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

Strike the Roman section numbers "I" and "II" and insert in lieu thereof Arabic numbers "1" and "2".

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

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator McShane.

Senators Houston and Cowles reported on the proceedings of the Council of State Governments meeting, held at Chicago, January 16-18, 1947, to which they were delegates.

On motion of Senator Elggren copies of the Summary of Recommendations to State Legislatures and Resolutions to Congress formulated by the Council of State Governments were ordered mimeographed and distributed to members of the Senate.

On motion of Senator Fowles the Senate adjourned until January 22, 1947, at 2:00 p.m.

TENTH DAY

January 22, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 22, 1947

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,

SOL J. SELVIN,
B. MANNING JOLLEY.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 21, 1947

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. 3 by Mr. Holbrook, entitled "A JOINT RESOLUTION CREATING A COMMITTEE TO STUDY MUNICIPAL FISCAL PROBLEMS," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 3 was transmitted to the Secretary of State.

The President appointed Senators Holbrook, Day, Farr, Jones and Elggren to serve on the committee to study municipal fiscal problems, in accordance with the provisions of *S. J. R. No. 3.*

COMMUNICATION FROM JOINT COMMITTEE ON APPROPRIATIONS

January 22, 1947

Mr. President:

Mr. Speaker:

Your Joint Committee on Appropriations recommend that a joint committee of the whole be held in the House of Representatives, Thursday, at three o'clock, to which the representatives of the Centennial Commission be invited to justify the appropriation proposed in *S. B.* No. 1 (AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION).

Respectfully submitted,

WARD C. HOLBROOK,
REUEL E. CHRISTENSEN.

Communication filed.

On motion of Senator Holbrook the Senate voted to meet with the House as a Joint Committee of the Whole on Thursday, January 23, 1947 at 3 p.m.

On motion of Senator Day, the Senate recessed to meet with the House in Joint Convention, to receive the Governor's Budget Message.

JOINT CONVENTION

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

Prayer by the Chaplain of the Senate.

President Hopkin presented Honorable Herbert B. Maw, who delivered the following message:

GOVERNOR'S BUDGET MESSAGE

Ladies and Gentlemen of the Legislature:

It seems advisable for me to appear before you today to discuss state finances. I am submitting herewith my budget proposals for all state agencies. In it there has been listed, for your information, facts which include the following:

(1) A detailed record of expenditures made by the various departments and institutions during each of the fiscal years ended June 30, 1944, 1945, and 1946:

(2) An estimate of 1947 expenditures;

(3) The requests made by each state agency for the next biennium;

(4) My recommendations for the same period;

(5) And a detailed statement of estimated revenues for the coming biennium.

In most instances I have recommended less than was requested. Nevertheless, I believe that all departments and institutions can carry on with their respective programs during the next two years as they now are, with the amounts I have proposed. In making my computations, I took into consideration the prevailing increases in the cost of materials and labor so that my recommendations will permit a maintenance of present standards. My figures do not, however, include requirements for new buildings or major repairs on old ones. These are listed separately.

People who read and hear of the tens of millions of dollars in the state treasury, often get the notion that Utah has ample funds with which to satisfy all requests for appropriations. They do not realize that most of the reserves are in the nature of trust funds, such as teachers' retirement, unemployment insurance, bond retirement, and other projects which are not available for legislative appropriation. As a matter of fact, it has always been the practice of legislatures to appropriate all anticipated revenues for each coming biennium so that the only general fund reserves that can be built up are the differences between actual collections during a biennium and the amounts the legislature had previously appropriated from anticipated revenues. Seldom does it occur, therefore, that very large reserves are accumulated in the general fund during any biennium. This is particularly true when times are normal and the state income constant.

Tax Study Committee

The problem of properly financing government has always been a perplexing one. The matter of attempting to work out a formula for equitable taxation and controlled spending of the taxpayer's money has been the subject of legislative study in most states for generations. The 26th Legislature of our own state set up a Tax Study Committee for that purpose even as previous legislatures have repeatedly done. The Tax Study Committee has done a splendid piece of work. The members thereof have labored diligently, and have been cooperative and fair in all of their activities. They have approached their numerous problems with both courage and wisdom and have made recommendations which should be studied carefully by every member of the legislature. Several of the propositions studied by the committee are highly controversial in nature. Most likely differences of opinion will grow out of their findings. Nevertheless, the report of the committee is the result of an honest effort on the part of its hard-working members to discover what can best be done to solve the fiscal problems of the state government. Much good is certain to come from their investigations and studies.

What I say in this message will in many respects agree with the Tax Study Committee's findings. On some points there may be disagreement. Nevertheless, I present my ideas with the hope that your honorable body might be helped during your deliberations on this important subject.

State Spending Policies

In democratic government such as we have in this state as well as in the other states of the Union, it is the legislature, not the governor or any other state official, that determines the spending policies of the state government. The legislature (1) decides what services shall be rendered to the people, (2) creates a department, institution, or some other agency to carry out those functions, (3) decides on the amount of money to be spent in the biennium for each, (4) taxes

the people in whatever way they see fit, within their constitutional authority to get revenues with which to finance those services, and (5) appropriates to each of the agencies it creates, whatever amount it sees fit with which to carry out their respective assignments. Neither the governor nor any other official has authority to expand any service not provided by the legislature, or to set up a new service, or to increase the appropriated amount for any service unless the legislature or the people shall authorize them to do so by statute or by the Constitution. The activities of the executive branch are limited primarily to the tasks of seeing to it that the services approved by the legislature are carried out as the statutes require, that the amount spent for them shall not exceed the sums appropriated and that the money is spent wisely and carefully.

Budget Control

Much has recently been published concerning the advisability of expanding legislative budget control over department expenditures. Statements have been made that the legislature has budgetary control over only 18 or 19 per cent of the state's revenues and that 81 or 82 per cent of it is earmarked or free revenue. The inference is that the earmarked revenues are spent freely, without control and perhaps extravagantly.

May I respectfully state that the so-called earmarked or free revenues in the state of Utah come under exactly the same legislative control as do the appropriated funds. Both can be spent only for the specific purposes and in the specific ways required by the legislature. To illustrate let us consider two cases, one from each class, (a) the gasoline fund and (b) the legislative appropriations for agriculture. The returns from the sale of gasoline are considered earmarked or free funds, the other is appropriated and is classified as a legislatively controlled fund. Gasoline funds are used by the Engineering Commission to construct, maintain, and police roads. The State Agricultural Commission, on the other hand, receives its money from the general fund each two years through direct legislative appropriations. In both instances the legislature exercises the same budgetary control, for it defines by law the purposes for which both shall be spent. It has told the Engineering Commission that gasoline funds must be spent only on state highways and has designated specifically which highways are state roads. It has provided that the funds shall be used for maintenance, policing and construction and has directed that monies from it be matched with federal appropriation made available to Utah for road purposes and neither the Engineering Commission nor the governor nor any other official could spend one dollar of those funds for any other purpose than the legislature has directed. Your honorable body has complete control over them. Just so must the Department of Agriculture limit the expenditure of the funds appropriated each biennium to it to the specific purposes in the field of agriculture that are provided for by law. The only difference between the two funds is that

the legislature appropriates to the Department of Agriculture a specific amount each biennium, while it has appropriated to the Engineering Department all of the returns from the sale of gasoline and has instructed them to spend all for road purposes. Until the time comes when the legislature wants less than all of the gasoline tax revenues spent on roads there is no point in specifying a specific amount every biennium. Thus we see that the legislature is now and at all times has exercised the same general budgetary control over all funds of the state whether they are earmarked or are appropriated every two years.

Considered from another angle, the legislature, because of practical reasons, has no specific budgetary control over any state expenditures, except what it spends itself during its session. That is because it is humanly impossible for its members to anticipate two years in advance the specific requirements of any department. Though it can rather accurately determine in advance the total amounts of money a department or institution should be allowed to spend each biennium, no human being has the ability to effectively break those expenditures down and definitely specify the sums that will be needed for each item or each category of items during any future two-year period. Conditions and prices change too fast to permit that. If, for instance, this legislature should decide that during the coming biennium a specific sum should be appropriated for bridge construction and another specific amount should be used for snow removal, a special session of the legislature would have to be called to correct a miscalculation if an unexpected bridge collapses, such as was experienced on the Green River last year, or an unusually heavy snow fall should occur during a winter. The inadvisability of legislatures attempting to exercise control over budgets to the extent of breaking down amounts to be spent for specific purposes has been proved so many times that it is not worthy of much consideration here. That is, most likely, the reason why the Tax Study Committee has recommended lump sum appropriations for each department. This will give every administrative head the right to spend appropriated amounts in those ways that, in his judgment, will most effectively carry out the statutory responsibilities of the agency over which he presides.

Administrative Functions

Though it is the responsibility of the legislature to designate the amounts of money that should be spent for each state function, and to define by law the nature of the services to be rendered, and to base its appropriations on what it anticipates to be the probable cost of those services, the actual putting into effect of the legislative program is an executive and not a legislative duty. The people have commissioned the governor, and the other administrative officers whom they elected, to spend that money carefully for the purposes provided by law. Any attempt of the legislature to extend its controls into those fields is a violation of prerogatives given by the Constitution to the executive officers of the state. The freedom we enjoy in this nation is largely dependent on the complete separation of the three branches

of government — Legislative, Executive, and Judicial. When one branch attempts to assume the duties of another, democratic security is put in jeopardy. Administrative officers of government are elected by the people just as are the members of the legislatures. They are equally responsible to the people for the kind of job they do. Certainly they are as anxious to perform the duties of their offices in the most effective manner possible, for the efficiency with which they perform is under the constant notice of the public, the press, and the radio reporters. Their budgets are, therefore, as likely to be as well thought out and as well planned as would be the budgets any legislature could prepare. My experiences with the administrative officers of this state—both the elected and the appointed ones—convinces me that they are as anxious and capable of doing a good job in the economical and effective administration of their respective departments, as the members of this legislature are anxious to carry out effectively and well their official responsibilities.

Finance Department

In this state your executive officers have set up a budgetary program that controls the expenditures of public money so effectively that it has received national recognition. Realizing their grave responsibility of safeguarding the taxpayer's dollars, the various departments have cooperated with the Finance Department which was set up by the legislature in 1941 in compliance with an urgent recommendation of the present administration. No state in the union has a better method of checking and safeguarding the expenditure of public monies than are employed in Utah by that department. The department sees to it that no agency of government spends more than ⅛ of its biennial appropriation each quarter. It has classified the employees of the state according to the services each renders and has set up salary schedules for each. These schedules are the results of investigations of amounts paid in private industry and in public institutions and department of other states for comparable work. No head of a department is permitted to raise the salary of an employee above the maximum of his classification. Before an employee may be transferred to a higher classification, the Finance Department must investigate to make sure that his skills, services, and responsibilities justify the promotion. No new position can be created in any department until after an investigation by the Finance Commission confirms its need. Purchases for all departments are made through the Finance Department in competitive bidding, and no new equipment, etc., are purchased unless investigations show that the best interests of the state require them. A record is kept of every cent of state's money that is spent for anything, so that an accurate account of all expenditures for all purposes is available. Each expenditure is not only approved by the department affected, but also by the Finance Commission. After that the state auditor examines the records. The system for safeguarding state expenditures in Utah is so effective, no department could spend more than the separate investigation of this independent agency — the Finance Commission —

considers to be essential to an effective operation of the department, no matter how much money the legislature might make available. I invite each one of you to examine the Finance Department with the view of becoming acquainted with the controls being applied therein. If you do so you will find that in Utah the officials of the people are exercising far more effective daily budgetary control over legislative appropriations to departments than any group, meeting 60 days out of every two years, could possibly exercise. You will, furthermore, find a determined effort on the part of all to get as much for the taxpayer's dollars they spend as is humanly possible.

The cost of government in Utah today would be much greater than it is, were it not for the budgetary control system we have in this state. Before attempting to duplicate what is now being done along this line, first discover whether there are any weaknesses in the present set up.

A few agencies such as the Public Welfare Department and others have not, for some reason, as yet been brought under the central budgetary control system of the state. In the interest of economy I respectfully urge that you study the advisability of applying the same controls to all state agencies.

Special Items

No department or institution receives enough money each biennium to carry out its full statutory assignments in as complete a manner as its officers would like. When compared with similar set ups in other states, it is found that our facilities, buildings, and numbers of employees per unit of service are deficient, though what is being accomplished with those limited facilities is always praiseworthy. The University of Utah and State Agricultural College, for example, have always been kept mainly in the undergraduate class of universities, and the people have thus been deprived of the numerous benefits coming from research and graduate study because of the great cost of maintaining graduate schools. The teaching done has been outstanding, but the facilities and laboratory equipment available for the teaching staff has always been very inadequate. Our college faculties deserve much praise for the outstanding jobs they have done with their inadequate tools and facilities for teaching. The University of Utah's proposed budget included a request for funds to permit the installation of equipment and facilities that will allow more graduate work, greater research, and more normal teaching loads. These expansions have not been included in my recommendations. The Utah State Agricultural College needs and would like similar advantages. The extent to which they are to be provided will depend on your ability and willingness to make available revenues in excess of my recommendations, for those purposes.

Within the three or four years of its life, the University of Utah's four-year Medical School has received top national recognition. It has already found its place among the best in the nation, even though its

equipment, facilities and buildings are among the poorest. This is due to the outstanding abilities of the Medical School faculty, many of whom are recognized as authorities in their respective fields. They are asking for enough money to provide facilities and equipment comparable to the type of work being done in the school, none of which is included in my budget recommendation.

The Health Department has asked for revenues for expanded health services, but have been restricted by my proposals to their present programs. So likewise are several other agencies proposing expansions that will be beneficial but which the present income of the state will not permit. My proposed budget allows no new expansions for any state department except in those fields that were outlined in my opening message to the legislature.

City and County Requests

In the light of the above, it seems certain that this legislature cannot make appropriations from state revenues to the many groups, including cities and counties, who want them. Yet, according to reports coming to my office, the municipal governments of this state are unable to carry out their numerous statutory responsibilities on the revenues obtained from their present limited fields of taxation. In some cases even such essential items as adequate fire and police protection are impossible because of limited income possibilities. In desperation they are petitioning this legislature for appropriations from state funds—a request which the state is financially unable to grant.

Local governments form the backbone of the American democracy. I, therefore, invite your special attention to their financial problems. It seems ridiculous for this body to make it impossible for them to maintain the services required of them—to wait until a disastrous fire occurs, for instance, and public sentiment is aroused to demand that money be provided for adequate fire protection, or a crime wave stimulates a demand for more police power—before the legislature will act. I commend this legislature on its foresighted decision to appoint a committee to investigate the financial needs of local governments. If your investigations show that more monies are required for effective local government administration, I respectfully urge that ways and means be set up to provide it. In such a case, however, the way to help them is not by appropriating state funds for their use. Instead I recommend that they be allowed greater freedom in levying taxes to sustain themselves.

If you want extravagance in government, then relieve the spenders of public funds of the burden of imposing taxes to raise the money they spend. "Easy come, easy go" applies to government officials as well as to individuals. I, therefore, predict that if this state adopts a policy of partially financing local government expenditures, it will soon cost the citizens millions of extra dollars. On the other hand, if it will continue to make the spending authority responsible for raising the money it spends, far greater economy will be exercised.

Other states have experienced the disastrous effects of imposing taxes to raise money for local governments. The results have been waste and ineffciency. Within the past two months, Governor Dewey informed me that sixty-two per cent of the revenues raised by New York State through taxation is distributed to local governments. In California the percentage is about seventy per cent. If you want to see freedom in spending taxpayers' money, go to those two states.

When the spending power must levy the taxes to raise the money it spends, wasteful use of revenues is curbed. Public pressures will see to that. After all, the taxpayer must pay whether the revenues are raised by the state or by the local governments. The method that will stimulate care in spending should, therefore, be followed. Requiring that the spenders be the taxers will do that.

It appears that the state liquor law has imposed extra expense on local governments. They must enforce laws which are violated by users of intoxicating beverages sold by the state. It is proper that they be reimbursed for such expenditures. The Tax Study Committee, recognizing the justice of this proposal, recommended "that a portion of the liquor profits, limited to the amount of additional profits that must be derived from the increased markup permissible under the Utah law after the expiration of the present price regulation of the O.P.A. be distributed to the city governments in proportion to the population residing in such municipalities and to the county governments in proportion to the population residing in the outlying portions of the respective counties not included in the municipal boundaries."

The recent action of the President of the United States will result in the repeal of the federal liquor tax referred to above, on June 30, 1947. Consequently, the proposal of the Tax Study Committee cannot be carried out after that date. I, therefore, respectfully propose that, in view of the fact that the State is financially unable to appropriate any of its funds for local government use, a tax similar to the school lunch tax, be levied on intoxicating liquors in a sufficient amount to reimburse local governments for the extra expense they have been put to in enforcing the state liquor laws. It is proper that users of liquor defray the costs of enforcing regulations relating thereto.

In all other circumstances wherein it appears that local governments need extra revenues, I propose that their tax base be widened rather than that appropriations of state funds be made to them.

Sales Tax

The Public Welfare Program is financed from the sales tax. Contrary to the beliefs of many citizens, there are no employable people on the relief rolls, except in cases where temporary assistance is given to employables who are temporarily out of work or temporarily incapacitated. Whenever, in the future, public assistance will be required by employable persons, they will be put to work on projects and be required to labor at hourly wages for the amount of their grants.

Except for the above the public assistance rolls are limited to the aged (those over 65 years), dependent children (usually in homes of widows or families where no one is employable), the blind, and the unemployable. The state statutes require that such clients be given grants large enough to provide a living compatible with decency and health. With the great increase in the prices of food and clothing the cost of public assistance has gone up during recent months. The numbers of public assistance clients, however, remain quite constant, for the numbers of the blind, the aged, and of helpless children do not vary much with degrees of prosperity. Through depression periods the income from a 2 per cent sales tax will not provide sufficient revenues to meet the requirements of public assistance. In order, therefore, to take care of future emergencies it seems essential that a reserve fund for public welfare purposes be built up and maintained. At the present time, the income from the sales tax above the amounts needed for current public assistance purposes goes into such a fund which is stabilized at $6,000,000. Whatever amounts there are in excess of the $6,000,000 spills over into the general fund, and has been used during the present biennium to provide revenues to cover the $4,600,000 appropriation made by the 26th legislature for public schools. Though the public assistance reserve fund should be increased to $20,000,000 as a guarantee against suffering during future depression years, current needs of state agencies will probably make it impossible to materially increase the reserve during the present biennium.

Public Buildings

It has been pointed out before that there are tremendous needs for new buildings and repairs on old ones. Every institution requests construction services. Many of our buildings are antiquated. Some are fire traps. In fact an expenditure of at least $10,000,000 will be required to properly house all state agencies. Of this amount several hundreds of thousands should be spent at once for essential repairs, plumbing, heating and other services.

The high cost of materials at the present time, the shortage of skilled labor, and more important than these, the present needs of veterans and of private industry for building expansions raise the question as to the advisability of a public building program at this time. In the main would it not be better to wait until our citizens have been served, costs have come down and labor has become more plentiful before much money is put into new buildings? Should we not now merely draw plans for housing, in preparation for a future construction program?

To that end I propose the following:

(1) That this legislature appropriate to the Building Board the sum of $100,000 to be used to prepare plans and specifications for public buildings.

(2) That this legislature examine the construction needs of the state and designate the specific new buildings it approves for the future, and indicating the order of their completion.

(3) That a building fund be set up in some such manner as shall be proposed later in this message to be used at the proper time for construction.

(4) That the Board of Examiners and the Building Commission be jointly authorized to let contracts for the construction of state buildings approved by the legislature when monies become available, materials and labor are plentiful, and costs are more acceptable.

(5) That this legislature make appropriations to the Building Board, in the manner suggested below, for essential repairs on present state buildings.

Past legislatures have already approved and made appropriations for some construction. Included is the new state prison at the point of the mountain. The tremendous increase in prison population makes it imperative that the new prison be completed at once. It is estimated that $800,000 in addition to the funds now available will be needed to complete enough units at the new site to allow a removal of the prison to it. I urge that authorization be granted for some of the first monies in the proposed building fund to be used for this purpose.

To the Daughters of the Utah Pioneers has been appropriated the sum of $225,000 to be matched with $75,000 of private subscriptions for the construction of a Pioneer Memorial Building on a site west of the capitol. It will take $200,000 of additional funds to complete that structure. I recommend that provisions be made as early as possible for making that amount available from the building fund. The 26th legislature appropriated $315,000 for a crippled children's hospital. The sum of $100,000 of additional revenues will be needed to complete that hospital. I invite your consideration of this request made by the Board of Directors of the hospital.

A state office building is one of the "must" building projects that should receive your consideration, as is also a workshop for the adult blind. These, with numerous other requests for new buildings, should have your careful consideration.

Airports

The 26th legislature appropriated $500,000 for airport construction in Utah, most of which was to have been matched with federal funds provided for that purpose. Due to construction costs and many other factors, very little of the money has been spent. Present plans are to carry out the program during the next two years. I, therefore, recommend that the appropriations bill be made to provide that the unspent portion of the $500,000 referred to above at the end of the present biennium be made available for expenditure on airports during the next biennium.

Liberian Exposition

The republic of Liberia in Africa has requested the state to set up an exhibit and give proper recognition to their Centennial celebration. Many good citizens of Utah of Liberian descent are requesting state cooperation. I, therefore, recommend that this legislature pass a joint "good will" resolution on the subject and that it appropriate $10,000 to cover the cost of Utah's participation in their Centennial.

Highway Patrol Civil Service Commission

When the 1945 legislature set up the Highway Patrol Civil Service Commission, it failed to appropriate any money to cover the operation costs thereof. Consequently, no commission was appointed until recently. It is, therefore, proposed that a small appropriation be made at once to cover the expenses of the newly appointed commission for the remainder of this fiscal year and that enough be appropriated to cover costs for the next biennium.

Old Prison Site

A bill has been introduced in the legislature providing for the designation of the old prison site in Sugarhouse as a state park, the passage of which I respectfully recommend. If this is done, numerous patriotic and civic organizations will construct monuments in the form of buildings and statues thereon. Influential citizens of the state are anxious to have an art center on that site. Already Mrs. Winifred K. Hudnut, a former Utah woman, whose family owned a great perfume industry in France, has offered to give to Utah a valuable collection of art, period furniture and tapestries that were purchased for the family chateau in Europe, if we will provide a proper place to house them. These, together with many other valuable collections, can be acquired if a portion of the old prison site or some other desirable location is made available for an art building that can probably be planned and constructed under a cooperative state, city, and public subscription program. This is an activity of such significance to the cultural and esthetic development of our state that it should be given your careful consideration.

The Budget

We now come to the problem of providing revenues with which to carry out the programs I have recommended to this legislature.

These include:

a. One million dollars revolving fund for small reservoirs.

b. Monies to increase research for the livestock industry.

c. One hundred and fifty thousand dollars for hiring expert assistance relating to the Colorado River.

d. Monies for expansion of tourist trade.

e. Revenues for a state employees' retirement fund.

f. A veterans' program.

g. One hundred thousand dollars for the preparation of plans for public buildings.

h. Funds for building repairs.

i. A building construction fund.

j. Regular department and institution biennial appropriations.

Extended Incomes

The revenues going into the general fund come from excise taxes and profits from the sale of intoxicating liquor. None of the appropriations proposed by me for the maintenance of the state government will be derived from taxation of real or personal property. Taxes on homes, farms, and other real property all go to local governments or for the maintenance of public schools.

At the end of the present biennium there will be in the general fund an estimated $3,300,000 less the sum of $861,000 requested by the Centennial Commission for immediate use. That will leave a probable balance of $2,439,000 on July 1, 1947.

The estimated revenues in the general fund from all sources for the coming biennium are $10,454,000 which, when added to the above $2,439,000 will total about $12,900,000 available for distribution by your honorable body.

A reasonable estimate of sales tax income for the biennium is $20,000,000. The estimated state's portion of public assistance cost for the same period is $16,417,000. This includes the $3,725,000 of county contribution which must be born by the state if the legislature repeals the county levy on property as was recommended in my message. Add to this $250,000 for juvenile courts, $247,000 for collection costs, and $134,000 for children's and other service agencies usually receiving appropriations from these funds and there will be an estimated unappropriated balance of $2,951,600.

Proposed Expenditures

It is proposed that all of the welfare institutions, including the Industrial School, Mental Hospital, Tuberculosis Sanitorium, and Training School be financed from the sales tax revenues. This will total about two million one hundred thousand dollars. When this sum is deducted from the $2,951,600 referred to in the paragraph above, the estimated unappropriated balance from the sales tax will be cut to about $850,000.

I recommend that all of the income from the sales tax in excess of the amounts necessary to maintain the welfare reserve at $6,000,000 and above what is necessary to carry on the public welfare program and to cover the appropriation to welfare institutions, be appropriated quarterly to a state building fund to be administered by the Board of Examiners and the state Building Board, or whatever other agency the legislature might set up. I, furthermore, recommend that the legislature provide that the state Building Board funds be spent as follows if and when sufficient revenues accumulate therein. The first $600,000 for the repair and alteration of state buildings, the next $800,000 for the construction of the state prison at the point of the mountain, the next $500,000 to be added to the $500,000 in the Centennial Commission revolving fund that will be returned to the state about January 1, 1948, and then transferred to the Small Dam Revolving Fund for the construction of reservoirs. Any remainder should be spent for alteration, repair and construction of public buildings in whatever order the legislature might provide when materials and labor become available. With the savings to be effected in addition to the above estimates, if the legislature will reform the public welfare statutes as recommended in my opening message, it is expected that a sizeable building fund can be accumulated during the next biennium.

My recommended expenditures from the general fund total $12,456,760 which, when subtracted from the $12,900,000 estimated income leaves an unappropriated balance of about $440,000. I propose that $150,000 of this be appropriated to the state employees' retirement fund recommended in my message, and $100,000 to the state Building Board to cover the cost of making plans for state buildings. I, furthermore, recommend that the remaining $190,000 plus enough of surplus revenues of the general fund, if and when they occur, to make a total of $500,000 be appropriated to the Board of Examiners as a supplemental fund from which to take care of unanticipated needs of the various state agencies.

Inasmuch as my recommendations for departmental appropriations include $150,000 to the State Engineer with which to employ expert assistance in the Colorado River negotiations, and $200,000 to the experiment services of the Utah State Agricultural College for research in the various livestock fields, all of the budget proposals made in my message to you will be cared for if you will adopt this program, and leave the present appropriations to the Publicity and Industrial Development Commission undisturbed so that a development of the state's tourist possibilities might be expanded.

As yet I have received no details from the Veterans' Council as to any financial request they might include in their program. From the information I have concerning their proposals, it appears that there will be few requests for cash outlays.

Conclusion

The recommendations contained herein will, if adopted, insure a balanced budget, without the state's making any levy on real property. Under the Constitution a levy of 2.4 mills can be made for the general fund. If the legislature finds that in order to purchase the Bushnell Hospital or the valuable supplies and equipment in it, or to finance some other project not included in my proposals, it must have more money, there is still available approximately $3,000,000 which can be raised during the biennium from a levy on property. It is to be hoped, however, that this step will not be necessary.

In closing I assure you of my full cooperation as you investigate and determine the financial needs of the state.

The President of the Senate declared the Joint Convention dissolved.

The Senate reassembled.

REPORTS OF STANDING COMMITTEES

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 49*, by Mr. Elggren, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 51*, by Messrs. Vest and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 53*, by Messrs. Hirschi and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 54*, by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 55*, by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

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

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 57*, by Messrs. Brockbank, Day and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 57 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 59*, by Messrs. Hirschi and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 61*, by Messrs. Hopkin and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 64*, by Messrs. Hirschi and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 64 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 66*, by Messrs. Hirschi, Vest, Melich, Day and Midgley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 66 was ordered printed and referred to the Committee on Banking and Commerce.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 67*, by Messrs. Hirschi, Melich, Vest, Day and Midgley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 67 was ordered printed and referred to the Committee on Banking and Commerce.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 69*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed .

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 69 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 71*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 71 was ordered printed and referred to the Committee on Judiciary.

January 22, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 72 was ordered printed and referred to the Committee on Health and Labor.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 8 By Messrs. Midgley and Melich

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 3, ARTICLE VII, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE TERM OF OFFICE OF THE STATE AUDITOR AND STATE TREASURER AND MAKING THEM ELIGIBLE TO SUCCEED THEMSELVES, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 92 By Messrs. Selvin and Elggren

AN ACT AMENDING SECTION 85-3-18, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS AND DUTIES OF THE TRUSTEES OF THE UTAH SCHOOL FOR THE BLIND AT OGDEN WITH REFERENCE TO THE PROGRAM OF THE ADULT BLIND OF THE STATE, AND MAKING AN APPROPRIATION FOR BUILDINGS, BUILDING SITES, AND EQUIPMENT FOR THE ADULT BLIND AT OGDEN, UTAH, AND SALT LAKE CITY, UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 93 By Mr. Selvin

AN ACT AMENDING SECTION 76A-1-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE COUNTY AND DISTRICT BOARDS OF PUBLIC WELFARE, AND REPEALING SECTION 76A-1-16, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 94 By Mr. Selvin

AN ACT TO AMEND SECTION 76A-1-7, UTAH CODE ANNOTATED 1943 RELATING TO REMOVAL, FILLING VACANCIES, AND PROVIDING NECESSARY EXPENSES WITH REFERENCE TO BOARD MEMBERS WITHIN THE COUNTY AND DISTRICT DEPARTMENTS OF PUBLIC WELFARE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 95 By Mr. Cowles

AN ACT AMENDING SECTIONS 19-5-1, 19-5-2 AND 19-5-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE CREATION OF COUNTY COMMISSIONER DISTRICTS, AND THE ELECTION OF COUNTY COMMISSIONERS FROM SUCH DISTRICTS. was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 96 By Mr. Holbrook

AN ACT AMENDING SECTION 57-7-111, UTAH CODE ANNOTATED 1943 RELATING TO AND MAKING UNLAWFUL THE DRIVING OF VEHICLES BY USERS OF NARCOTICS OR BY INTOXICATED PERSONS; PRESCRIBING PENALTIES UPON CONVICTION, AND PROVIDING FOR THE ADMISSIBILITY IN EVIDENCE OF CHEMICAL TESTS OF BLOOD AND OTHER BODILY SUBSTANCES, AT THE TRIAL OF PERSONS CHARGED WITH DRIVING WHILE INTOXICATED; REQUIRING CERTAIN ESSENTIAL DRIVING BY PERSONS WHOSE DRIVING LICENSES HAVE BEEN REVOKED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 97 By Mr. Melich

AN ACT AMENDING SECTION 20-6-2, UTAH CODE ANNOTATED 1943, PROHIBITING JUDGES FROM PRACTICING LAW, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 98 By Mr. Melich

AN ACT AMENDING SECTION 3-5-170, UTAH CODE ANNOTATED 1943, RELATING TO INSPECTION TAX ON CERTAIN LIVESTOCK, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 99 By Messrs. Jolley, Brockbank and Jones

AN ACT AMENDING SECTION 14-6-1, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 15, LAWS OF UTAH 1943, AND AS FURTHER AMENDED BY CHAPTER 20, LAWS OF UTAH 1945, SECTION 14-6-2, UTAH CODE ANNOTATED 1943; SECTION 14-6-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 21, LAWS OF UTAH 1945; SECTIONS 14-6-6, 14-6-8, 14-6-9, 14-6-10, 14-6-13, 14-6-14, 14-6-15, 14-6-18, 14-6-19, 14-6-22, 14-6-25, AND 14-6-28, UTAH CODE ANNOTATED 1943, PERTAINING TO CHILD LABOR AND REGULATIONS FOR THE EMPLOYMENT OF MINORS; ENACTING A NEW SECTION TO BE KNOWN AS SECTION 14-6-27, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE PAYMENT OF COMPENSATION TO MINORS WHO ARE INJURED WHILE ILLEGALLY EMPLOYED; AND REPEALING SECTIONS 14-6-12, 14-6-16, 14-6-17, 14-6-21, 14-6-23, AND 14-6-24 UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 100 By Mr. Holbrook

AN ACT AMENDING SECTIONS 25-13-5, 25-13-18 AND 25-13-36, UTAH CODE ANNOTATED 1943 RELATING TO CORRUPT PRACTICES IN ELECTIONS; PROVIDING LIMITATIONS ON CAMPAIGN EXPENDITURES AND PARTICIPATION IN POLITICAL PARTY FUNCTIONS BY OFFICE HOLDERS AND EMPLOYEES OF THE STATE OR ITS SUBDIVISIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 101 By Messrs. Clegg, Day and Midgley

AN ACT REPEALING CHAPTER 79-5a, UTAH CODE ANNOTATED 1943; ENACTING A NEW CHAPTER TO BE KNOWN AS CHAPTER 79-5a, UTAH CODE ANNOTATED 1943; AND CREATING A CONTRACTORS' STATE LICENSE COMMITTEE: PROVIDING FOR THE EXAMINATION AND LICENSING OF CONTRACTORS; EXEMPTIONS; DEFINITIONS AND CLASSIFICATIONS; PROVIDING FOR RULES AND REGULATIONS, INVESTIGATIONS, DISCIPLINARY ACTION AND REVOCATION OF LICENSES; FIXING FEES AND ALLOTING REVENUES; PROVIDING FOR APPEAL IN THE EVENT OF SUSPENSION OR REVOCATION OF LICENSES, AND PRESCRIBING PENALTIES FOR THE VIOLATIONS OF THE ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 102 By Messrs. Clegg and Fowles

AN ACT AMENDING SECTION 46-0-237, UTAH CODE ANNOTATED 1943 RELATING TO PROPERTY USED IN CONNECTION WITH VIOLATIONS OF THE LIQUOR CONTROL ACT AND ENACT-

ING NEW SECTIONS AS ADDITIONS TO TITLE 46, UTAH CODE ANNOTATED 1943 TO BE KNOWN AS SECTIONS 46-0-261 THROUGH, TO AND INCLUDING SECTION 46-0-297, UTAH CODE ANNOTATED 1943 RELATING TO THE REGULATION, CONSUMPTION AND SALE OF INTOXICATING LIQUOR BY THE DRINK, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 103 By Messrs. Holbrook and Clegg

AN ACT RELATING TO PUBLIC WELFARE AND REPEALING SECTIONS 76A-2-1, 76A-2-2, 76A-2-3, 76A-2-4, 76A-2-5, 76A-2-6, 76A-2-7, 76A-2-8, 76A-2-9, 76A-2-10, 76A-2-11, 76A-2-12, 76A-2-13, 76A-2-14, 76A-2-15, 76A-2-16, 76A-2-17, 76A-2-18, 76A-2-19, 76A-2-20, 76A-2-21, 76A-2-22, 76A-2-23, 76A-2-24, 76A-2-25, 76A-2-26, 76A-2-27, 76A-2-28, 76A-2-29, 76A-2-30, 76A-2-31, 76A-2-32, 76A-2-33, 76A-2-34, 76A-2-35 and 76A-2-36, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 104 By Committee on Health and Labor

AN ACT TO REQUIRE THE LICENSING, INSPECTION, AND REGULATION OF HOSPITALS AS HEREIN DEFINED; CREATING A HOSPITAL ADVISORY COUNCIL AND PRESCRIBING ITS POWERS; PROVIDING FOR REGULATIONS, ENFORCEMENT PROCEDURES AND PENALTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 105 By Messrs. Knight, Jolley and Vest

AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR APPOINTIVE OFFICERS AND EMPLOYEES OF THE VARIOUS COUNTIES OF THE STATE OF UTAH AND PROVIDING FOR RETIREMENT BENEFITS AND FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 106 By Messrs. Fowles and Hirschi

AN ACT AMENDING SECTION 57-12-5, UTAH CODE ANNOTATED 1943; PROVIDING FOR AN EXCISE TAX UPON THE SALE AND USE OF MOTOR FUELS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 107 By Mr. Jolley

AN ACT EMPOWERING A CONVEYANCE TO AMERICAN FORK CITY, A MUNICIPAL CORPORATION OF THE STATE OF

UTAH, CERTAIN REAL PROPERTY OWNED BY THE STATE OF UTAH AND LOCATED IN UTAH COUNTY, UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 108 By Messrs. Hopkin, Farr and Hirschi

AN ACT TO AMEND SECTION 80-12-2, UTAH CODE ANNOTATED 1943, WHICH RELATES TO THE AMOUNT OF TAX ON NET ESTATE OF DECEDENTS BY PROVIDING THAT THE TAX SHALL NOT BE CHARGED ON NET ESTATES UNDER $40,000.00 WHERE THE HUSBAND, WIFE AND/OR CHILDREN OF THE DECEASED ARE DEVISEES, LEGATEES, HEIRS OR TRANSFEREES OF SAID ESTATE, WHETHER SAID PROPERTY IS TO BE HELD IN TRUST FOR SUCH HUSBAND, WIFE OR CHILDREN OR OTHERWISE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 109 By Messrs. Hopkin, Farr and Hirschi

AN ACT TO AMEND SECTION 80-12-5, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 86, LAWS OF UTAH 1943, RELATING TO TRANSFERS TAXABLE WHERE PROPERTY IS HELD IN THE JOINT NAMES OF TWO OR MORE PERSONS WITH THE RIGHT OF SURVIVORSHIP, BY PROVIDING THAT IN CASE PROPERTY IS HELD IN JOINT NAMES OF TWO OR MORE PERSONS ONE OF WHOM IS THE HUSBAND OR WIFE OR CHILDREN OF THE DECEDENT, ONE-HALF OF SAID PROPERTY SHALL BE EXEMPTED FROM TAX AND BE PRESUMED TO BE THE PROPERTY OF HUSBAND, WIFE OR CHILDREN AS THE CASE MAY BE, was read the first time and referred to the Committee on Revision and Enrolling.

REPORTS OF SPECIAL COMMITTEES

January 21, 1947

Mr. President:

Mr. Speaker:

We, the Committee on Joint Rules, have carefully considered the joint rules of the Senate and House of Representatives, and recommend that the joint rules as adopted and printed in the book of rules for the 26th Legislature, be adopted, together with the following amendments:

Rule 1.

Delete the word "regular" on the third line.

Rule 6.

Delete the word "each" in the last line and add the words "at least one".

Rule 13.

Change this rule to read as follows:

"Every bill introduced in either house having provision therein for the appropriation of money shall in the title thereof set forth such fact and the sum proposed to be appropriated. Such bill shall be referred to the Committee on Appropriations of the house wherein it originates after it has been considered and reported out by the appropriate other standing committee of that house, except that if such other standing committee shall make an unfavorable report on the bill it shall not be so referred unless the unfavorable report is rejected by the house to which such report is made. When a bill is referred to the Committee on Appropriations of either house such committee shall report it out within three days from the receipt thereof with the committee's findings and recommendations."

Rule 20.

Put a period after the word "practicable" in line 3. Start a new sentence with the first word "in" in line 4.

Rule 27.

In line 4 of this rule change the word "any" to read "every".

Rule 36.

Change this rule to read as follows:

"When a bill shall have been enrolled it shall be examined by the Committee on Revision and Enrolling of the house where it originated. The Committee shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to such house."

Rule 37.

Strike the word "that" appearing at the end of line 7. Insert the words "or more" after the word "copies" in line 9.

Rule 38.

After the word "transmitted" in line 3 add the words "without delay".

Rule 41.

Delete all material after the third word "be" on line 2 and add the following "made after a committee from each house has notified the opposite house that they have completed their work, and after a joint committee has notified the Governor of their respective reports

and that the Governor has informed the Joint Committee that he has nothing further to bring before the Legislature".

Rule 42.

In lines 6 and 7 strike the words "state auditor" and insert the words "State Department of Finance" in lieu thereof.

Rule 44.

Delete the last word "progress" in line 2 and delete the balance of the rule and add the following "appropriations bill in its final form for action by the respective houses, not later than the 45th day of the session".

Respectfully submitted,

DEXTER FARR, *Chairman*
Senate Committee on Joint Rules

H. H. LUNT, *Chairman*
House Committee on Joint Rules

Report filed.

On motion of Senator Farr the changes in the Joint Rules recommended in the above report were approved except the recommended amendment of Joint Rule 44.

On motion of Senator Holbrook the matter of amending Rule 44 was referred back to the Committees on Joint Rules for further study and report.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Vest the rules were suspended and *H. B. No. 2* was read the third time.

H. B. No. 2 then passed on the following roll call:

Ayes, 23; Nos, 0; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

H. B. No. 2 was returned to the House.

S. B. No. 4 was read the third time and placed on its final passage.

Senator Lund, with the aid of five Senators, requested a call of the Senate.

On motion of Senator Lund, the call was lifted.

S. B. No. 4 then failed of passage on the following roll call:

Ayes, 11; Nos, 12; Absent, 0.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Lamoreaux, Melich, Midgley, Selvin, and Vest.

Those voting in the negative were: Senators Brockbank, Elggren, Farr, Gibbons, Houston, Jolley, Jones, Knight, Lund, McShane, Ward, and Mr. President.

S. B. No. 4 was filed.

S. B. No. 5 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 7, strike the word "four" and insert the word "six"

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

Page 1, line 5, strike the figure "$7500." and insert the figure "$7200."

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

Page 1, line 7, strike the figure "$6000." and insert the figure "$5600."

S. B. No. 5 then passed on the following roll call:

Ayes, 19; Nos, 4; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Knight, Lamoreaux, Melich, Midgley, Selvin, Vest, and Mr. President.

Those voting in the negative were: Senators Jones, Lund, McShane, and Ward (explained vote).

S. B. No. 5 was transmitted to the House.

On motion of Senator Hirschi the Senate adjourned until January 23, 1947, at 2:00 p.m.

ELEVENTH DAY

January 23, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 23, 1947

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,

SOL J. SELVIN,

B. MANNING JOLLEY.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 23, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 48*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 23, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 58*, by Messrs. Knight, Selvin and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 58 was ordered printed and referred to the Committee on Health and Labor.

January 23, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 65*, by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman

Report filed.

S. B. No. 65 was ordered printed and referred to the Committee on Welfare.

January 23, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 68*, by Messrs. Hirschi, Vest, Melich, Day and Midgley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 68 was ordered printed and referred to the Committee on Banking and Commerce.

January 23, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 79*, by Messrs. Ward, Jones, Gibbons and Lund, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 79 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 22, 1947

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 2*, by Messrs. Melich and Holbrook, beg leave to report that we have carefully examined said bill and report the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

January 23, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 6*, by Messrs. Holbrook and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

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

January 23, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 7*, by Messrs. Holbrook and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

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

January 23, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 13*, by Mr. Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

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

January 23, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 18*, by Mr. Brockbank, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Page 1, Line 1 of the body of the bill—Change "Section 41-4-4" to "Section 42-4-4".

Page 2, Line 25—Strike the period after the word "amendment".

Page 3, Line 31—After the word "by", insert the words "the technical".

Page 4, Line 18—Underscore the word "chapter".

Page 5, after Line 7—Add the following:

"Any person aggrieved by any order of award of the commission may appeal from the order of the commission to the Supreme Court.

Such appeal must be taken within thirty days after notice of the order is given by the commission, and if not so taken, the right to appeal from or restrain action under the order shall be deemed conclusively to be waived.

"Upon the appeal, the Court may determine whether the aggrieved person, or persons, has been accorded a fair trial, and whether the commission has acted within its authority, including a determination of whether the order under review violates any rights of the aggrieved party under the Constitution of the United States or the State of Utah, and whether the order is supported by substantial evidence, but it shall not substitute its judgment for that of the commission on the weight of the evidence."

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 18 was placed on the Second Reading Calendar.

January 23, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 36*, by Mr. Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 36 was placed on the Second Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

January 23, 1947

Mr. President:

Your Special Committee on Senate Rules begs leave to submit the following recommended changes in the Rules:

Rule 6(b)

Change this rule to read:

"To superintend all printing and clerical work to be done for the Senate and to have supervision over all employees of the Senate, sub-

ject, however, to the direction of the President. He shall assign, reassign, or transfer all employees to their repsective duties".

Rule 6(c)

Change this rule to read:

"He shall certify and transmit to the House all bills, joint and concurrent resolutions and memorials, constitutional amendments, and papers requiring the action of the House immediately after their passage or adoption by the Senate. He shall also perform the duties prescribed by these Rules and by Joint Rules Nos. 6, 24, 26, 27, 28, 30, 31, 32, 37, 38 and 42."

Rule 6(g)

Strike the words "state auditor" appearing in line 3 and insert in lieu thereof the words "State Department of Finance".

Rule 12

In the third line from the last, page 47, after the word "senate" change the period to a comma, and change the word "Which" to "which".

Rule 17

Change the word "transgress" to "transgresses".

Rule 24

Change the word "desire" to desires" in line 4.

Rule 27

Take out the hyphen between "roll" and "call".

Rule 34

In line 1, insert a comma after "commit", and in line 2 insert a comma after "cided".

Rule 39

In the next to the last line change "of" to read "over".

Rule 47

In line 3 insert "memorial," after "resolution." In line 4 change "amendments" to read "amendment".

Rule 48

Change the first line of this rule to read as follows:

"A constitutional amendment, resolution, memorial, or a".

Rule 51

Strike the word "motion" in line 3 and insert "memorial".

Rule 52

In the 5th line on page 53 strike "senator's" and insert "senators' ".

Rule 54

In line 3 after the word "rejection" insert the words "of a bill".

Rule 62

Delete the comma after the word "senate" in lines 1 and 2.

Rule 65

Delete the comma after the word "call" in the 1st line.

Rule 67

Change the last two lines to read: "Senate shall proceed with the business pending when the call was made."

Rule 71

Change the daily order of business to read as follows:

1. Roll call.
2. Prayer by the chaplain.
3. Leaves of absence.
4. Reading and approval of the journal of the preceding day.
5. Communications and petitions.
6. Reports of standing committees.
7. Reports of special committees.
8. Motions, resolutions, and notices.
9. Announcement of committee meetings.

10. Introduction of bills.

11. Unfinished business.

12. Consideration of resolutions and memorials.

13. Consideration of bills on third reading.

14. Consideration of bills on second reading.

15. Miscellaneous business.

Rule 75

Change the name of the Committee on Social Relations and Relief to Committee on Welfare.

Rule 80

Revise the last paragraph of this rule to read:

"The chairman of the Committee on Rules and Contingent Expenses shall report on the 30th and 60th legislative days all disbursements authorized by the Committee."

Rule 83

Make the reference to the Committee on Rules and Contingent Expenses uniform throughout this rule.

In line 15 strike "state auditor" and insert "State Department of Finance."

Rule 84

In line 4 after the word "senator" insert "or committee".

Rule 85

Change line 2 to read: "each bill, resolution, memorial or constitutional amendment a substantial back."

Rule 86

In the first line after the word "senator" add the words "or committee".

Rule 90

Change "from" to read "by" in the second line.

Rule 93

In the last line strike "printed Bill" and insert "original bill".

Rule 103

Add the words "to be" at the end of line 15.

Rule 114

Amend the last line by striking the words "senators present" and inserting "members elected to the Senate."

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

On motion of Senator Elggren the Rules were amended in accordance with the recommendations in the foregoing report.

COMMUNICATIONS FROM THE GOVERNOR

January 22, 1947

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 submit their names for your approval.

FOR MEMBER OF THE CENTENNIAL COMMISSION:

To fill the term expiring July 24, 1949, B. Spencer Young, Salt Lake City.

FOR MEMBERS OF THE UTAH STATE HOSPITAL FOR POLIOMYELITIS AND OTHER CHILDREN'S CRIPPLING DISEASES:

To serve for the terms and reappointments listed below:

Dr. John A. Anderson, Salt Lake City, March 31, 1946.

Dr. Allen C. Thurman, Salt Lake City, March 31, 1947.

Dr. L. S. Merrill (resigned), Ogden, March 31, 1948.

Dr. Earl L. Skidmore, unexpired term of Dr. Merrill to March 31, 1948.

Clarence Bamberger, Salt Lake City, March 31, 1949.

Mrs. George S. Ballif, Provo, March 31, 1950.

Mrs. L. E. Nelson, Logan, March 31, 1951.

Mr. John C. Denton, Salt Lake City, March 31, 1952.

Dr. John A. Anderson, reappointed, Salt Lake City, to March 31, 1953.

FOR MEMBER OF BOARD OF CORRECTIONS:

To fill the vacancy caused by the death of Robert Lynch, and to serve for the unexpired term ending April 1, 1947, Adrian B. Pembroke, Salt Lake City.

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF ENGINEERING:

To serve for a term ending March 1, 1952, Willard A. Day, Duchesne, (resigned on being appointed to Engineering Commission). To fill the vacancy caused by the resignation of Willard A. Day and to serve for the unexpired term ending March 1, 1952, Dr. W. M. Stookey, Salt Lake City.

FOR COMMISSIONER OF THE DEPARTMENT OF ENGINEERING:

To fill the vacancy caused by the death of Lester A. Blackner, and to serve for the unexpired term ending March 1, 1949, Willard A. Day, Duchesne.

FOR MEMBERS OF THE UTAH STATE BOARD OF HEALTH:

To serve for the term ending March 1, 1951, Dr. J. T. Howells (reappointed), Salt Lake City; to fill the vacancy caused by the resignation of Dr. Joseph Morrell and to serve for the unexpired term ending March 1, 1952, T. Ray Kingston, Salt Lake County; to serve for the term ending March 1, 1953, Dr. A. Cyril Callister, Salt Lake City.

FOR MEMBER OF THE BOARD OF CONTROL, UTAH STATE HISTORICAL SOCIETY:

To fill the vacancy caused by the death of Herbert S. Auerbach, and to serve for the unexpired term ending April 1, 1949, Father Robert J. Dwyer, Salt Lake City.

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

To serve for a term ending March 1, 1952, W. R. Wallace, Salt Lake City.

FOR COMMISSIONERS OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

To fill the vacancy caused by the death of Ora Bundy and to serve for the unexpired term ending March 1, 1949, Rulon S. Howells, Salt Lake City; to fill the vacancy caused by the death of Joseph J. Cannon and to serve for the unexpired term ending March 1, 1951, Arthur L. Crawford, Salt Lake City.

FOR MEMBER OF THE WATER RESOURCES DEVELOPMENT ADVISORY COUNCIL:

To serve for a term ending March 1, 1953, Elmer Jacobs, Provo.

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLIC WELFARE:

To serve for the term ending March 1, 1952, Della Loveridge, Provo.

FOR COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE:

To fill the vacancy caused by the resignation of David H. Trevithic, and to serve for the unexpired term ending March 1, 1947, Wendell Grover, Salt Lake City.

FOR COMMISSIONER OF THE UTAH STATE TAX COMMISSION:

To fill the vacancy caused by the resignation of Arthur McFarlane, and to serve for the unexpired term ending March 1, 1949, J. Lambert Gibson, Salt Lake City.

TO THE HIGHWAY PATROL CIVIL SERVICE COMMISSION:

To serve for terms ending January 1, 1949, Mr. Al Warden, Weber County; January 1, 1950, William J. Fitzpatrick, Salt Lake County; January 1, 1951, Elias J. Strong, Salt Lake County.

Sincerely yours,

HERBERT B. MAW,

Governor.

Communication filed.

Senator Ward moved that the President appoint a committee of five to consider appointments by the Governor.

President Hopkin appointed Senators Ward, Houston, Elggren, Hirschi and Farr as the Committee on Appointments to consider appointments by the Governor.

The above appointments were referred to the Committee on Appointments.

On motion of Senator Elggren the Senate recessed to meet with the House as a joint committee of the whole.

The Senate reassembled.

Senator Farr, chairman of the Special Committee on Joint Rules, moved that Joint Rule No. 44 be amended as follows:

Strike the last word "progress" in line 2 and the balance of the rule and insert the following "appropriations bill in its final form for action by the respective houses, not later than the 40th day of the session".

Motion carried.

Senator Farr moved that Senate Rule No. 101 be amended as follows:

After the word "claims" insert "in accordance with Joint Rule 13".

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 110 By Messrs. Gibbons, Ward, Jones and Vest

AN ACT PROVIDING FOR REFUND OF MOTOR FUEL TAX COLLECTED ON MOTOR FUEL PURCHASED AND USED IN THE STATE OF UTAH FOR OPERATING STATIONARY ENGINES, TRACTORS AND CRAFT OTHER THAN AIRCRAFT, NOT OPERATED ON PUBLIC HIGHWAYS OR STREETS, OR FOR CLEANING, DYEING OR OTHER NON-TRANSPORTATION PURPOSES; AND PROVIDING FOR METHODS OF ADMINISTRATION AND FOR PENALTIES FOR MAKING FALSE CLAIM OR OTHER VIOLATION OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 111 By Messrs. Midgley, Hopkin and Hirschi

AN ACT AMENDING SECTION 25-3-38, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 42, LAWS OF UTAH 1945 RELATING TO THE TIME AT WHICH THE POLLS SHALL BE OPENED AND CLOSED ON ELECTION DAY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 112 By Mr. Cowles

AN ACT AMENDING SECTION 25-6-7, UTAH CODE ANNOTATED 1943 RELATING TO THE EXPENSE OF PRINTING AND DISTRIBUTING BALLOTS AND CARDS OF INSTRUCTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 113 By Mr. Cowles

AN ACT AMENDING SECTION 25-6-10, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944, RELATING TO JUDGES OF ELECTION, THEIR APPOINTMENT, NUMBER, QUALIFICATION, TERM AND COMPENSATION, AND CLERKS AND CONSTABLES OF ELECTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 114 By Mr. Jolley
Introduced by Title Only

See *H. B. No. 58*

AN ACT AMENDING SECTION 15-8-38, UTAH CODE ANNOTATED 1943, RELATING TO THE REGULATION AND CONTROL OF SEWER AND WATER SYSTEMS OF CITIES AND TOWNS, PROVIDING FOR A CHARGE THEREOF AND FOR APPLICATION FOR SERVICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 115 By Mr. Jolley
Introduced by Title Only

See *H. B. No. 20*

AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 116 By Messrs. Selvin and Jolley

AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO PERSONS IN NEED, STATING A DECLARATION OF POLICY, DEFINING DUTIES AND POWERS OF THE PUBLIC WELFARE COMMISSION PROVIDING ELIGIBILITY REQUIREMENTS FOR PUBLIC ASSISTANCE, SETTING UP STANDARDS AND LIMITATIONS ON AMOUNT OF ASSISTANCE, LIMITING LIENS ON PROPERTY

AS A PREREQUISITE TO ELIGIBILITY, DEFINING PUBLIC ASSISTANCE, PROVIDING FOR APPEALS, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING FRAUDULENT ACTS A MISDEMEANOR, PROHIBITING DISCRIMINATION: AND REPEALING TITLE 76-A, CHAPTER 8, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 78, 79, AND 80, LAWS OF UTAH 1943, AND AS FURTHER AMENDED BY CHAPTERS 101, AND 103, LAWS OF UTAH 1945; 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, 19-5-77, AND TITLE 19, CHAPTER 12, UTAH CODE ANNOTATED 1943; CHAPTERS 78, 79, 80, AND 81, LAWS OF UTAH 1943; AND CHAPTERS 102, 103, AND 104, LAWS OF UTAH 1945, AND ALL OTHER 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. 117 By Mr. Knight (By Request)

AN ACT DECLARING THE NECESSITY FOR CITIES AND COUNTIES TO UNDERTAKE PROJECTS TO PROVIDE HOUSING IN URBAN AND RURAL AREAS FOR VETERANS AND SERVICEMEN OF LOW INCOME, AND THEIR FAMILIES; TO DEFINE THE POWERS AND DUTIES OF SUCH CITIES AND COUNTIES IN CONNECTION WITH SUCH PROJECTS AND TO PROVIDE FOR THE EXERCISE OF SUCH POWERS, INCLUDING ACQUIRING PROPERTY, EXERCISING THE POWER OF EMINENT DOMAIN, ISSUING BONDS AND OTHER OBLIGATIONS AND GIVING SECURITY THEREOF; AUTHORIZING ANY SUCH CITY AND COUNTY TO CREATE A HOUSING COMMISSION AND DELEGATE TO SUCH COMMISSION CERTAIN POWERS CONFERRED BY THIS ACT; DECLARING THAT THE HOUSING PROJECTS UNDERTAKEN BY SUCH CITIES AND COUNTIES SHALL BE EXEMPT FROM TAXATION; AUTHORIZING MUNICIPAL CORPORATIONS, COUNTIES AND OTHER POLITICAL SUBDIVISIONS TO AID PROJECTS OF CITIES OR COUNTIES BY CONVEYING OR DEDICATING PROPERTY, BY FURNISHING PARKS, PLAYGROUNDS, STREETS, ROADS, WATER, SEWER OR DRAINAGE FACILITIES, AND OTHER IMPROVEMENTS AND FACILITIES, BY EXERCISING CERTAIN OTHER POWERS AND BY MAKING AGREEMENTS RELATING TO SUCH AID; AND MAKING BONDS ISSUED FOR THE PURPOSES OF THIS ACT LEGAL INVESTMENTS AND SECURITY FOR PUBLIC DEPOSITS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 118 By Messrs. Melich and Holbrook

AN ACT PROVIDING FOR PRIMARY CONVENTIONS TO SELECT OFFICERS OF POLITICAL PARTIES, DELEGATES TO THE NATIONAL CONVENTIONS OF POLITICAL PARTIES AND NOMINEES OF POLITICAL PARTIES FOR PUBLIC OFFICE TO RUN ON THE DIRECT PRIMARY BALLOT, PROVIDING FOR THE HOLDING OF MASS MEETINGS TO SELECT DELEGATES TO PRIMARY CONVENTIONS AND OUTLINING PROCEDURE FOR THE CONDUCT OF PRIMARY CONVENTIONS BY POLITICAL PARTIES FOR THE SELECTION OF CANDIATES TO RUN ON THE PRIMARY BALLOT FOR PRECINCT, COUNTY, LEGISLATIVE DISTRICT, JUDICIAL DISTRICT, CONGRESSIONAL DISTRICT AND STATE OFFICES, AMENDING SECTIONS 25-3-8, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-10, UTAH CODE ANNOTATED 1943; 25-3-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-14, 25-3-15, 25-3-17, 25-3-24, 25-3-27, 25-3-28, 25-3-32 and 25-3-41, UTAH CODE ANNOTATED 1943, AND REPEALING SECTIONS 25-3-12, 25-3-18, 25-3-19, 25-3-20, UTAH CODE ANNOTATED 1943; AND 25-3-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; AND SECTIONS 25-3-22, 25-3-23, 25-3-43 and 25-3-44, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Farr moved that the Senate reconsider its action on *S. B. No. 4.*

Motion carried.

On motion of Senator Farr, *S. B. No. 4* was placed on the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Holbrook the rules were suspended and *S. B. No. 6* was read the second and third times and was placed on its final passage.

Committee report read and adopted.

S. B. No. 6 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, and Ward.

Absent and not voting: Senators Cowles, Lamoreaux, and Mr. President.

S. B. No. 6 was transmitted to the House.

On motion of Senator Holbrook the rules were suspended and *S. B. No. 7* was read the second and third times and was placed on its final passage.

Committee report read and adopted.

S. B. No. 7 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Jolley, Lamoreaux, and Vest.

S. B. No. 7 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

January 23, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 23*, by Messrs. Browne, Lewis and Holther entitled, "AN ACT AMENDING SECTION 19-5-4 OF UTAH CODE ANNOTATED, 1943, RELATING TO FILLING VACANCIES IN THE COUNTY COMMISSIONER'S OFFICE," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 23 was read the first time.

On motion of Senator Melich, the rules were suspended and *H. B. No. 23* was placed on the Second Reading Calendar.

On motion of Senator Ward the Senate adjourned until January 24, 1947, at 2:00 p.m.

TWELFTH DAY

January 24, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 24, 1947

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,

SOL J. SELVIN,

B. MANNING JOLLEY.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 23, 1947

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. Holther, entitled, "AN ACT AMENDING SECTION 104-5-11, UTAH CODE ANNOTATED, 1943, RELATIVE TO MANNER OF SERVING SUMMONS," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,

Chief Clerk.

Communication filed.

H. B. No. 11 was read the first time and referred to the Committee on Judiciary.

January 23, 1947

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. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUALS UPON WHOM SERVICE MAY BE HAD," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 12 was read the first time and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 73*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, and recommends that the bill be referred to the authors for rewriting and reintroduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 73 was returned to the authors.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 90*, by Messrs. Elggren and Knight, and recommends that the bill be referred to the authors for rewriting and reintroduction.

Respectfully,

RAY P. LUND,
Chairman

Report adopted and filed.

S. B. No. 90 was returned to the authors.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 42*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 60*, by Messrs. Hirschi and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 62*, by Messrs. Hopkin and Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 63*, by Messrs. Hopkin and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 70*, by Messrs. Day, Farr and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 70 was ordered printed and referred to the Committee on Welfare.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 74 was ordered printed and referred to the Committee on Revenue and Taxation.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 75*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 75 was ordered printed and referred to the Committee on Health and Labor.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 76*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 76 was ordered printed and referred to the Committee on Education.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 77*, by Messrs. Jones, Ward, Gibbons, and Lund, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 77 was ordered printed and referred to the Committee on Banking and Commerce.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 80*, by Messrs. Ward, Jones, Lund, and Gibbons, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 80 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 81*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 81 was ordered printed and referred to the Committee on Judiciary.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 82*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 82 was ordered printed and referred to the Committee on Education.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 83*, by Messrs. Holbrook and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 83 was ordered printed and referred to the Committee on Welfare.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 85*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 85 was ordered printed and referred to the Committee on Banking and Commerce.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 88*, by Messrs. Holbrook, Clegg, and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 88 was ordered printed and referred to the Committee on Revenue and Taxation.

January 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 89*, by Mr. Clegg, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 89 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 24, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 1*, by Messrs. Hopkin and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 1 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Judiciary Committee, to which was referred *S. J. R. No. 2*, by Messrs. Holbrook and Melich, has carefully considered said resolution and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. J. R. No. 2 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Judiciary Committee, to which was referred *S. B. No. 21*, by Messrs. Holbrook and Hirschi, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 21 was placed on the Second Reading Calendar.

January 23, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 3*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

January 23, 1947

Mr. President:

We, the undersigned members of your Committee on State and Municipal Affairs, after having carefully considered *S. B. No. 3*, by Messrs. Holbrook and Melich, wish to report unfavorably on the bill.

Respectfully,

GRANT MIDGLEY,
DEXTER FARR.

Report filed.

S. B. No. 3 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 35*, by Messrs. Knight, Melich, Jolley and Vest, has carefully considered said bill and reports the same out favorably, and recommends that the bill be amended as follows:

Page 4, Line 7—After the word "city", strike the comma and place a period. Strike Line 8 and the first two words on Line 9 and insert the following:

"In the event the Appeal Board shall uphold such dismissal or transfer the case shall be closed and no further proceedings shall be had. In the event the Appeal Board does not uphold such dismissal or transfer then such officer or employee may have 15 days thereafter to appeal to said governing body whose decision shall be final."

Page 4, Line 9—After the word "final" in the above amendment, start the sentence with "In such case" and strike the capital in the word "No" and place in lieu thereof a small letter.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 35 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 66*, by Messrs. Hirschi, Vest, Melich, Day and Midgley, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 66 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 67*, by Messrs. Hirschi, Melich, Vest, Day and Midgley, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

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

January 24, 1947

Mr. President:

Your Judiciary Committee, to which was referred *S. B. No. 71*, by Mr. Cowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 71 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on Education to which was referred *S. B. No. 37* reports that this bill was introduced by title only, and *H. B. No. 2* which is identical with this bill, has now been passed by the Senate. The Committee therefore recommends that the enacting clause of *S. B. No. 37* be struck.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

On motion of Senator Vest the enacting clause of *S. B. No. 37* was struck.

S. B. No. 37 was filed.

January 24, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 16*, by Mr. Cowles, has carefully considered said bill and reports the same back to the Senate for reference to another Standing Committee under *Joint Rule No. 13*.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 16 was referred to the Committee on Public Institutions.

January 24, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 19*, by Mr. Cowles, has carefully considered said bill and reports the same back to the Senate for reference to another Standing Committee under *Joint Rule No. 13*.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 19 was referred to the Committee on Public Institutions.

January 24, 1947

Mr. President:

Your Judiciary Committee, to which was referred *S. B. No. 8*, by Messrs. Holbrook and Hirschi, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 8 was placed on the Second Reading Calendar.

PRESENTATION OF MEMORIALS

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

A JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO TAKE IMMEDIATE ACTION TO PROVIDE OPPORTUNITY FOR SOCIAL SECURITY INSURANCE COVERAGE TO ALL WORKERS IN THE UNITED STATES NOT NOW COVERED UNDER SOCIAL SECURITY INSURANCE, TO PROVIDE FOR UNEMPLOYMENT COMPENSATION UNDER THE EXISTING STATE-FEDERAL SYSTEM, COVERAGE CO-EXTENSIVE WITH OLD AGE SURVIVORS INSURANCE COVERAGE, AND TO EXTEND SOCIAL SECURITY INSURANCE TO PROTECT AGAINST TEMPORARY AND PERMANENT DISABILITY, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 9 By Mr. Selvin

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE EXTENDING GREETINGS TO THE REPUBLIC OF LIBERIA, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 10 By Mr. Hopkin

A JOINT RESOLUTION COMMENDING THE STATE OF WYOMING FOR ITS PRESERVATION OF FORT BRIDGER AND EXTENDING THE ENCOURAGEMENT OF THE PEOPLE OF UTAH TO EFFORTS NOW BEING MADE TO RESTORE AND PRESERVE ITS HISTORIC BUILDINGS AND GROUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 11 By Committee on Rules and Contingent Expenses

A JOINT RESOLUTION FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF UTAH, was read the first time.

S. J. R. No. 12 By Messrs. Knight and Day

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE, MEMORIALIZING THE CONGRESS TO DIRECT THE FEDERAL PUBLIC HOUSING AUTHORITY TO COOPERATE WITH SALT LAKE COUNTY, UTAH, IN THE RECONVERSION OF CAMP KEARNS, UTAH, INTO A TEMPORARY HOUSING PROJECT FOR VETERANS IN ORDER TO ALLEVIATE THE CRITICAL HOUSING SHORTAGE IN SALT LAKE COUNTY, UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 13 By Messrs. Fowles and Houston

A JOINT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO EXTEND THE PRESENT COMMODITY CREDIT CORPORATION PURCHASE PROGRAM. TO COVER THE ENTIRE 1947 DOMESTIC WOOL CLIP, AND TO ENACT SUCH LEGISLATION AS WILL PROVIDE A LONG-RANGE PRICE STABILIZATION PLAN FOR DOMESTIC WOOL, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 119 By Committee on Judiciary

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 105-40-1.10, UTAH CODE ANNOTATED 1943, RELATING TO APPOINTMENT OF COUNSEL TO CONDUCT THE APPEAL OF AN INDIGNANT PERSON CONVICTED OF CRIME AND PROVIDING FOR FEES FOR COUNSEL IN SUCH CASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 120 By Committee on Judiciary

AN ACT AMENDING SECTION 105-22-12 UTAH CODE ANNOTATED 1943 RELATING TO APPOINTMENT BY THE COURT OF COUNSEL TO DEFEND INDIGENT PERSONS ACCUSED OF CRIME AND PROVIDING FOR FEES FOR COUNSEL IN SUCH CASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 121 By Messrs. Melich, Ward, Jones and Vest

AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 122 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles

AN ACT REPEALING SECTIONS 78-6a-1, 78-6a-2, 78-6a-3, 78-6a-4, 78-6a-5, 78-6a-6, 78-6a-7, 78-6a-8, 78-6a-9, AND 78-6a-10, UTAH CODE ANNOTATED 1943, RELATING TO THE RIGHTS, POWERS, AND DISABILITIES OF ALIENS WITH RESPECT TO REAL ESTATE OWNERSHIP, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 123 By Messrs. Brockbank, Holbrook and Day

AN ACT AMENDING SECTION 87-2-2 UTAH CODE ANNOTATED 1943 PROVIDING FOR THE METHOD OF FILLING VA-

CANCIES IN APPOINTIVE OFFICES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 124 By Messrs. Vest, Melich, Knight, Elggren and Jolley

AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR OFFICERS AND EMPLOYEES OF THE STATE OF UTAH AND MAKING AN APPROPRIATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 125 By Mr. Melich

AN ACT AMENDING SECTION 86-1-44, UTAH CODE ANNOTATED, 1943, RELATING TO THE LEASING OF STATE LANDS, AND PROVIDING THAT THIS SECTION SHALL NOT APPLY TO MINERAL LEASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 126 By Mr. Melich

AN ACT AMENDING CHAPTER 127, LAWS OF UTAH 1945, AUTHORIZING THE STATE LAND BOARD ON BEHALF OF THE STATE TO JOIN IN CO-OPERATIVE UNIT PLANS FOR THE DEVELOPMENT OF OIL AND GAS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 127 By Mr. Melich

AN ACT AMENDING SECTION 86-1-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 84, LAWS OF UTAH, 1945, RELATING TO MINING LEASES, RENTALS AND ROYALTIES OF LANDS OF THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 128 By Mr. Melich

AN ACT AMENDING SECTION 80-10-68, SUB-SECTION 8, UTAH CODE ANNOTATED 1943, RELATING TO THE SALE AND LEASE OF UNREDEEMED TAX TITLE PROPERTY BY COUNTY COMMISSIONERS, PERMITTING COUNTIES TO RESERVE OIL, GAS AND MINERAL RIGHTS AND TO SELL AND LEASE THE SAME, BY AUTHORIZING THE COUNTY COMMISSIONERS TO ENTER INTO AGREEMENTS FOR THE POOLING OF ACREAGE WITH OTHERS FOR UNIT OPERATIONS FOR THE PRODUCTION OF OIL OR GAS, OR BOTH, was read the first time and referred to the Committee on Revision and Enrolling.

President Hopkin introduced Colonel Timberlake who addressed the Senate briefly.

President Hopkin introduced former Senator, Mrs. E. E. Ericksen, who addressed the Senate briefly.

President Hopkin introduced former Senator Frank Williams who addressed the Senate briefly.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Farr the rules were suspended and *S. J. R. No. 11* was read the second and third times and placed on its final passage.

S. J. R. No. 11 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Hirschi.

S. J. R. No. 11 was transmitted to the House.

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

Committee report read and adopted.

On motion of Senator Melich *S. B. No. 2* retained its position on the calendar.

H. B. No. 23 was read the second time.

On motion of Senator Lamoreaux the committee report on *S. B. No. 2* was appended to and made the committee report applicable to *H. B. No. 23*.

On motion of Senator Melich, *H. B. No. 23* was amended as follows:

Page 1, line 8, strike the word "death", and insert in lieu thereof "resignation or death of incumbent or of officers elect before qualifying".

Page 1, line 18, strike the word "three" and insert in lieu thereof the word "six".

H. B. No. 23 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, and Ward.

Absent and not voting: Senators Hirschi, Lund, and Mr. President.

S. B. No. 13 was read the second time.

Committee report read and adopted.

On motion of Senator Brockbank 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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Fowles, Hirschi, Lund, and Melich.

S. B. No. 13 was transmitted to House.

S. B. No. 18 was read the second time.

Committee report read and adopted.

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

Page 4, line 15, underscore the word "If".

On motion of Senator Brockbank the rules were suspended and *S. B. No. 18* was read the third time and placed on its final passage.

S. B. No. 18 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Hirschi, Lund, Melich, and Vest.

S. B. No. 18 was transmitted to the House.

S. B. No. 36 was read the second time.

Committee report read and adopted.

On motion of President Hopkin the rules were suspended and *S. B. No. 36* was read the third time and placed on its final passage.

S. B. No. 36 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Hirschi and Lund.

S. B. No. 36 was transmitted to the House.

On motion of Senator Fowles it was agreed that when the Senate adjourns today, it stand adjourned until Monday, January 27, 1947, at 2:00 p.m.

On motion of Senator Lamoreaux the Senate recessed for ten minutes.

The Senate reassembled.

On motion of Senator Holbrook *S. B. No. 3* retained its place on the calendar.

On motion of Senator Fowles the Senate adjourned until January 27, 1947, at 2:00 p.m.

FIFTEENTH DAY

January 27, 1947

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

Roll Call—All Senators present.

Prayer by Senator Houston.

January 27, 1947

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,

SOL J. SELVIN,

Report adopted and filed. B. MANNING JOLLEY.

President Hopkin appointed Senators Vest and Knight to revise the Journal for the week beginning January 27, 1947.

COMMUNICATIONS FROM THE HOUSE

January 24, 1947

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. Holther, entitled, "AN ACT AMENDING SECTION 21-0-10, UTAH CODE ANNOTATED 1943, AND RELATING TO APPOINTMENT OF CITY COURT REPORTERS," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,

Communication filed. Chief Clerk.

H. B. No. 13 was read the first time and referred to the Committee on Judiciary.

January 24, 1947

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. 14* (Corrected Copy), by Mr. Holther, entitled, "AN ACT AMENDING SECTION 20-4-2, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1943, RELATING TO THE NUMBER OF JUDGES, ELECTION AND TERM OF OFFICE", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,

Communication filed. Chief Clerk.

H. B. No. 14 was read the first time and referred to the Committee on Judiciary.

January 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 29*, by Mr. Cottrell, entitled, "AN ACT AMENDING SECTION 75-14a-1, UTAH CODE ANNOTATED 1943, RELATING TO SAFETY PATROLS—ORGANIZATION—PURPOSE —EXEMPTION FROM LIABILITY MISDEMEANOR", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 29 was read the first time and referred to the Committee on Highways.

January 24, 1947

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 Messrs. White and Robson, entitled, "AN ACT AMENDING SECTION 3-5-41, UTAH CODE ANNOTATED 1943, RELATIVE TO THE DUTIES OF THE STATE CHEMIST", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 32 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 23, 1947

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. 2*, by Mr. Anderson and Mrs. Pyne, entitled, "AN

ACT PROVIDING FOR THE USE OF FEES, TUITION AND OTHER MONIES COLLECTED BY AND FOR THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH," and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 2 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.

January 24, 1947

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. 3*, by Mr. Hatch, entitled, "A JOINT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO EXTEND THE PRESENT COMMODITY CREDIT CORPORATION PURCHASE PROGRAM, TO COVER THE ENTIRE 1947 DOMESTIC WOOL CLIP, AND TO ENACT SUCH LEGISLATION AS WILL PROVIDE A LONG-RANGE PRICE STABILIZATION PLAN FOR DOMESTIC WOOL," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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

On motion of Senator Houston 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:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Lamoreaux and Vest.

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

REPORTS OF STANDING COMMITTEES

January 24, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. J. R. No. 6*, by Messrs. Selvin and Melich, has carefully considered said resolution and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. J. R. No. 6 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 41*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably.

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 41 was placed on the Second Reading Calendar.

January 27, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 44*, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Page 1, line 8, after the word "Association" insert the words "if any".

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 44 was placed on the Second Reading Calendar.

January 27, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 43*, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Page 2, line 13, strike deletion marks.

Page 3, line 4, delete figure "4" and insert "5".

Page 3, line 5, insert a comma after the word "marten".

Page 3, line 6, delete figure "1" and insert figure "2".

Page 3, line 9, after the word "game" insert words "and game birds".

Page 3, line 16, place a period after the deletion marks.

Page 3, line 16, strike deletion marks.

Page 3, line 20, insert the word "common" before the word "fish" and insert the word "only" after the word "fish".

Page 3, line 24, delete the word "male".

Page 3, line 26, delete figure "2" and insert figure "3".

Page 3, line 27, delete words "any female", and delete all of lines 28, 29, 30, and 31.

Page 4, line 2, delete figure "3" and insert figure "4".

Page 4, line 17, delete figure "2" and insert figure "3".

Page 4, line 33, delete figure "$10.00" and insert figure "$15.00".

Add a new section at end of Section 30-0-36, paragraph (b) as follows:

"Section 2. There is enacted a new section to be known as Section 30-0-54A.

30-0-54A. The minimum fee which the board of big game control shall set for elk and antelope permits shall be as follows:

$15.00 for each elk permit, $10.00 of which shall be used for the feeding and management of elk and for the purchase and management of elk range lands; $10.00 for each antelope permit, of which $5.00 shall be used for the management, transplanting of antelope and the acquisition and management of antelope range lands. Each applicant for an elk or antelope permit shall first have purchased a valid big game hunt-

ing license and shall deliver with his application for the elk or antelope permit, an application fee of $1.00 which shall be used by the fish and game department to cover the costs incident to such special hunts and for game management purposes."

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 43 was placed on the Second Reading Calendar.

January 24, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 39*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Line 11—After the last word "hunting", strike the period and add the words ", fishing and trapping; provided that the provisions of this act shall not apply to lands which the state may exchange for other lands."

Line 13—After the word "hunting" insert a comma and the words "fishing and trapping".

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

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

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 78 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 84*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 84 was ordered printed and referred to the Committee on Health and Labor.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 87*, by Messrs. Holbrook and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 87 was ordered printed and referred to the Committee on Welfare.

January 27, 1947

Mr. President:

Your Committee ... Revision and Enrolling reports back *S. B. No. 91*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 91 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 92*, by Messrs. Selvin and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 92 was ordered printed and referred to the Committee on Public Institutions.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 93*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 93 was ordered printed and referred to the Committee on Welfare.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 94*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 94 was ordered printed and referred to the Committee on Welfare.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 96*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 96 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 97*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 97 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 98*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 98 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 111*, by Messrs. Midgley, Hopkin and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 111 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 112*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 112 was ordered printed and referred to the Committee on Judiciary.

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 8*, by Messrs. Midgley and Melich, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

January 27, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 13*, by Messrs. Fowles and Houston, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 13 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 26*, by Messrs. Selvin and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 26 was placed on the Second Reading Calendar.

COMMUNICATIONS FROM THE HOUSE

January 27, 1947

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. 2*, by Resolutions and Memorials Committee, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES A. CALLIS—IN MEMORIAM," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 2 was read the first time.

On motion of Senator Midgley the rules were suspended and *H. J. R. No. 2* was read the second and third times and placed on its final passage.

H. J. R. No. 2 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Lamoreaux, Lund, and Vest.

H. J. R. No. 2 was returned to the House.

PRESENTATION OF RESOLUTIONS

S. R. No. 1 By Messrs. Clegg and McShane

A RESOLUTION PROVIDING FOR A COMMITTEE TO INVESTIGATE THE POLICIES AND PROCEDURE FOLLOWED IN THE PURCHASE AND SALE OF LIQUOR BY THE STATE LIQUOR COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. C. R. No. 1 By Mr. Cowles

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE RELATIVE TO THE ESTABLISHING OF A MEMORIAL HIGHWAY TO VETERANS OF THE UNITED STATES WHO PARTICIPATED IN THE CAMPAIGNS OF THE UNION ARMY OF THE CIVIL WAR AND MAKING AN APPROPRIATION THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. C. R. No. 2 By Messrs. Holbrook, Hopkin, Selvin, Day and Hirschi

RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE MINNIE A BARNES BLOOD, was read the first time.

On motion of Senator Holbrook the rules were suspended and *S. C. R. No. 2* was read the second and third times and placed on its final passage.

S. C. R. No. 2 then passed on the following roll call:

Ayes, 23; Nos, 0; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

S. C. R. No. 2 was transmitted to House.

S. J. R. No. 14 By Messrs. Knight, Day and Elggren

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH, DIRECTING FLYING OF NATIONAL FLAG ON ENSIGN PEAK DURING THE CENTENNIAL OBSERVANCE, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 129 By Mr. Melich

AN ACT AMENDING SECTION 20-3-1, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE JUDICIAL DISTRICTS AND THE NUMBER OF DISTRICT JUDGES THEREIN AND REPEALING SECTIONS 20-3-2 AND 20-3-3, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 130 By Mr. Fowles

AN ACT AMENDING SECTION 79-9-3, UTAH CODE ANNOTATED 1943, RELATING TO THE CLASSES OF LICENSES THAT MAY BE ISSUED FOR TREATING HUMAN AILMENTS AND CLARIFYING LICENSE TO NATUROPATHIC PHYSICIANS AND SURGEONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 131 By Messrs. Vest, Holbrook and Hirschi

AN ACT MAKING AN APPROPRIATION TO THE STATE BOARD OF HEALTH TO BE MATCHED BY FEDERAL FUNDS CONTRIBUTED BY MUNICIPALITIES, CITIES AND COUNTIES OF THE STATE FOR THE CONSTRUCTION, IMPROVEMENT AND OPERATION OF HOSPITALS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 132 By Mr. Day

AN ACT AMENDING SECTION 104-30-12, UTAH CODE ANNOTATED 1943, RELATING TO JUDGMENT BOOK AND ENTRY OF JUDGMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Melich *S. B. No. 2* retained its place on the Calendar.

On motion of Senator Day the rules were suspended and *S. B. No. 66* was read the second time.

Committee report read and adopted.

S. B. No. 66 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 9; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Hirschi, Houston, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, and Vest.

Those voting in the negative were: Senators Elggren, Fowles, Gibbons, Holbrook, Jolley, Jones, Selvin, Ward, and Mr. President.

S. B. No. 67 was read the second time.

Committee report read and adopted.

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

Page 1, line 8, strike the second word "and".

Page 2, line 7, strike the word "Saturay" and insert the word "Saturday".

Page 2, line 7, underline the words "or Saturday".

S. B. No. 67 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward (explained vote), and Mr. President.

Voting in the negative was Senator Gibbons.

Absent and not voting: Senator Cowles.

S. B. No. 1 was read the second time.

Committee report read and adopted.

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

Page 1, line 18, following the word "administration", change the period to a comma and add the words "together with an account thereof.".

S. B. No. 1 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin (explained vote), Ward, and Mr. President.

Absent and not voting: Senators Lamoreaux and Vest.

S. B. No. 71 was read the second time.

Committee report read and adopted.

On motion of Senator Ward, the title was amended as follows:

Line 2, strike figures "1944" and insert figures "1945".

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

Page 1, line 2, strike figures "1944" and insert figures "1945".

S. B. No. 71 failed of passage on the following roll call:

Ayes, 4; Nos, 15; Absent, 4.

Those voting in the affirmative were: Senators Cowles, Elggren, Fowles, and Selvin.

Those voting in the negative were: Senators Clegg, Day, Farr, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Holbrook, Lamoreaux, and Vest.

S. B. No. 71 was filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 23 was read the third time.

H. B. No. 23 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Cowles.

H. B. No. 23 was returned to the House.

On motion of Senator Melich the Senate adjourned until January 28, 1947, at 2:00 p.m.

SIXTEENTH DAY

January 28, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

January 28, 1947

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,

H. GRANT VEST,
NEWELL KNIGHT.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 27, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 2*, by Messrs. Holbrook, Hopkin, Selvin, Day and Hirschi, entitled, "RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE MINNIE A. BARNES BLOOD", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. C. R. No. 2 was referred to the Committee on Revision and Enrolling to be engrossed.

January 27, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 49*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-6-2, UTAH CODE ANNOTATED 1943, RELATING TO THE PREPARATION BY THE COUNTY CLERK OF SAMPLE BALLOTS, AND PROVIDING FOR THE PUBLICATION OF THE SAME", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 49 was read the first time and referred to the Committee on Judiciary.

January 27, 1947

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 Messrs. Olson and Bonacci, entitled, "AN ACT AMENDING SECTION 2 AND SECTION 7, OF CHAPTER 113, LAWS OF UTAH 1945, RELATING TO AND AUTHORIZING, GOVERNING AND TAXING BODIES WITHIN THE STATE TO CREATE A RESERVE FUND BY TAX LEVY IN THE YEARS 1947, 1948, 1949, 1950 AND 1951, FOR

POSTWAR CONSTRUCTION OF BUILDINGS, OTHER PUBLIC PROJECTS AND PURPOSES, PRESCRIBING HOW FUND SHALL BE INVESTED AND SPENT; AND EXTENDING THE DATE OF EXPIRATION, BEING A PART OF UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 5 was read the first time and referred to the Committee on Revenue and Taxation.

January 27, 1947

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 Messrs. Lewis and Browne, entitled, "AN ACT AMENDING SECTION 20-4-9, UTAH CODE ANNOTATED, 1943, RELATING TO CITY JUDGES, ABSENCE, VACANCY, AND HOW FILLED", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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

January 27, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 9*, by Messrs. McPolin and Doty, entitled, "AN ACT AMENDING SECTION 76A-1-7, UTAH CODE ANNOTATED 1943, RELATING TO THE COMBINING OF COUNTIES INTO WELFARE DISTRICTS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 9 was read the first time and referred to the Committee on Welfare.

REPORTS OF STANDING COMMITTEES

January 27, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 57*, by Messrs. Brockbank, Day, and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 57 was placed on the Second Reading Calendar.

January 27, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 33*, by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston, and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 33 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 7*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, and recommends that the resolution be returned to the authors for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. J. R. No. 7 was returned to the authors.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No.* 90, by Messrs. Elggren and Knight, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 90 was ordered printed and referred to the Committee on Judiciary.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 99*, by Messrs. Jolley, Brockbank and Jones, and recommends that the bill be returned to the authors for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 99 was returned to the authors for rewriting.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 100*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 100 was ordered printed and referred to the Committee on Judiciary.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 114*, by Mr. Jolley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 114 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 115*, by Mr. Jolley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 115 was ordered printed and referred to the Committee on Revenue and Taxation.

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 14*, by Messrs. Elggren and Day, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

"The term of appointive incumbents who have been appointed under the provision of Section 20-4-9, shall be, until successor is elected and qualified at the municipal election in 1951".

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 14 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 27*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 28*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 29*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 29 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 30*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 31*, by Mr. Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 31 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 5*, by Messrs. Holbrook and Melich, has carefully considered said resolution and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. J. R. No. 5 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 25*, by Messrs. Selvin and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

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

January 28, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 53*, by Messrs. Hirschi and Fowles, has carefully considered said bill and reports same out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 53 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. C. R. No. 2*, by Messrs. Holbrook, Hopkin, Selvin, Day, and Hirschi, entitled, "RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE MINNIE A. BARNES BLOOD," examined by this committee, has carefully compared the resolution as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. R. No. 2 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

January 28, 1947

Mr. President:

I am directed to request your honorable body to return to the house *H. B. No. 5* by Messrs. Olson and Bonacci, entitled, AN ACT AMENDING SECTION 2 AND SECTION 7 OF CHAPTER 113, LAWS OF UTAH 1945, RELATING TO AND AUTHORIZING GOVERNING AND TAXING BODIES WITHIN THE STATE TO CREATE A RESERVE FUND BY TAX LEVY IN THE YEARS 1947, 1948,

1949, 1950 AND 1951. FOR POSTWAR CONSTRUCTION OF BUILDINGS, OTHER PUBLIC PROJECTS AND PURPOSES PRESCRIBING HOW FUND SHALL BE INVESTED AND SPENT: AND EXTENDING THE DATE OF EXPIRATION, BEING A PART OF UTAH CODE ANNOTATED 1943, for further consideration by the House.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Farr the bill was ordered returned to the House as requested.

PRESENTATION OF MEMORIALS

S. C. M. No. 2 By Mr. Melich

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES OF AMERICA REQUESTING REPEAL OF THE GENERAL WITHDRAWAL ACT OR PORTIONS THEREOF; REPEAL OF ALL OTHER LAWS OR ACTS AUTHORIZING WITHDRAWAL OF LANDS OR RESOURCES EXCEPT IN WAR EMERGENCY; THE GENERAL WITHDRAWAL ACT AND OTHER ACTS OR LAWS SO AS TO PROVIDE FOR RECAPTURE OF AUTHORITY BY THE CONGRESS OF THE UNITED STATES; TO PROVIDE FOR WITHDRAWALS ONLY AFTER APPROVAL BY THE CONGRESS AFTER SUFFICIENT HEARINGS AND WITH APPROVAL AND AFFIRMATIVE RECOMMENDATIONS BY THE LEGISLATURE AND THE GOVERNOR; TO REQUIRE THE PUBLIC LANDS COMMITTEES OF THE CONGRESS TO HOLD PUBLIC HEARINGS ON CREATION OR EXTENSION OF NATIONAL PARKS WITHIN THE STATE BOUNDARIES, ETC., AND REQUESTING THE CONGRESS TO DEVELOP A SOUND PUBLIC LAND POLICY, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 15 By Mr. Clegg

A JOINT RESOLUTION PROPOSING TO ADD A NEW SECTION TO THE CONSTITUTION OF THE STATE OF UTAH PROVIDING FOR AND PROTECTING NON-MEMBERS OF LABOR ORGANIZATIONS IN THE RIGHT OF OPPORTUNITY TO WORK, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 133 By Messrs. Fowles, Farr, Holbrook and Ward

AN ACT AMENDING SECTION 75-6-2, UTAH CODE ANNOTATED, 1943, RELATING TO WEBER COLLEGE, PERMITTING WEBER COLLEGE TO OFFER COMPLETE TERMINAL COURSES AND GRANT DEGREES IN THE FIELDS OF THE ARTS AND SCIENCES, BUSINESS, EDUCATION, HOME ECONOMICS AND NURSING, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 134 By Messrs. Farr, Fowles, Ward, and Hopkin

AN ACT AUTHORIZING, EMPOWERING AND DIRECTING THE STATE BOARD OF EDUCATION OF THE STATE OF UTAH TO PURCHASE OR OTHERWISE ACQUIRE A SUITABLE CAMPUS FOR WEBER COLLEGE, CONSTRUCT SUITABLE BUILDINGS THEREON AT OGDEN, UTAH; MAINTAIN THE SAME AND MAKE AN APPROPRIATION THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 135 By Messrs. Vest and Ward

AN ACT EMPOWERING BOARDS OF EDUCATION TO REMOVE FROM THEIR FILES AND DESTROY DOCUMENTS WHICH HAVE CEASED TO HAVE IMPORTANCE, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 66 was read the third time and placed on its final passage.

Senator Hirschi, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Hirschi, the Call was lifted.

S. B. No. 66 then passed on the following roll call:

Ayes, 13; Nos, 9; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Hirschi, Holbrook (explained vote), Houston, Jolley (explained vote), Knight, Lund, McShane, Melich, Midgley, and Vest.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Fowles, Gibbons, Jones, Selvin (explained vote), Ward, and Mr. President.

Absent and not voting: Senator Lamoreaux.

S. B. No. 66 was transmitted to 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:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, and Mr. President.

Absent and not voting: Senators Cowles, Gibbons, Holbrook, Lamoreaux, and Ward.

S. B. No. 67 was transmitted to House.

S. B. No. 1 was read the third time and placed on its final passage.

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

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward, and Mr. President.

Voting in the negative was Senator Melich.

Absent and not voting: Senator Brockbank.

S. B. No. 1 was transmitted to House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 2 was before the Senate on Second Reading.

On motion of Senator Melich, the enacting clause was struck.

S. B. No. 2 was filed.

S. B. No. 3 was read the second time.

On motion of Senator Farr the minority report was withdrawn.

On motion of Senator Day the majority report was read and adopted.

S. B. No. 3 was placed on the Third Reading Calendar on the following roll call:

Ayes, 17; Nos, 5; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Vest, and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Midgley, and Selvin.

Absent and not voting: Senator Ward.

President Hopkin introduced former Senator John M. Wallace who addressed the Senate briefly.

President Hopkin introduced former Senator Gordon Weggeland who addressed the Senate briefly.

On motion of Senator Fowles the Senate adjourned until January 29, 1947, at 2:00 p.m.

SEVENTEENTH DAY

January 29, 1947

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

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

Prayer by the Chaplain.

January 29, 1947

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,

H. GRANT VEST,
NEWELL KNIGHT.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 28, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *S. J. R. No. 11*, by Committee on Rules and Contingent expenses, entitled, "A JOINT RESOLUTION FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF UTAH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Farr, the Senate concurred in the House amendments.

S. J. R. No. 11 then passed on the following roll call:

Ayes, 19; Nos, 2; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, and Mr. President.

Those voting in the negative were: Senators Cowles and McShane.

Absent and not voting: Senators Holbrook and Ward.

S. J. R. 11 was referred to the Committee on Revision and Enrolling to be engrossed.

January 28, 1947

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. 2*, by Resolutions and Memorials Committee, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES A. CALLIS—IN MEMORIAM", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 2 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 28, 1947

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. 23*, by Messrs. Browne, Lewis and Holther, entitled, "AN ACT AMENDING SECTION 19-5-4 OF UTAH CODE ANNOTATED, 1943, RELATING TO FILLING VACANCIES IN THE COUNTY COMMISSIONER'S OFFICE", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 23 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.

January 28, 1947

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 Mr. Hatch, entitled, "A JOINT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO EXTEND THE PRESENT COMMODITY CREDIT CORPORATION PURCHASE PROGRAM TO COVER THE ENTIRE 1947 DOMESTIC WOOL CLIP, AND TO ENACT SUCH LEGISLATION AS WILL PROVIDE A LONG-RANGE PRICE STABILIZATION PLAN FOR DOMESTIC WOOL", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 28, 1947

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. 30*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 87-8-13, UTAH CODE ANNOTATED 1943, RELATING TO DEPUTY DISTRICT ATTORNEYS, THEIR APPOINTMENTS, THEIR QUALIFICATIONS AND SALARIES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 30 was read the first time and referred to the Committee on Judiciary.

January 28, 1947

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. M. No. 1*, by Mr. Warner, entitled, "A MEMORIAL TO THE PRESIDENT OF THE UNITED STATES AND TO THE CONGRESS OF THE UNITED STATES URGING THE CONGRESS TO ENACT AND THE PRESIDENT TO APPROVE LEGISLATION AUTHORIZING AND DIRECTING THE TREASURY OF THE UNITED STATES TO COIN HALF-DOLLARS IN COMMEMORATION OF THE ONE HUNDREDTH ANNIVERSARY OF THE COMING OF THE MORMON PIONEERS TO SALT LAKE VALLEY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. M. No. 1 was read the first time and referred to the Committee on State and Municipal Affairs.

January 28, 1947

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. 31*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 71-2-1 AND SECTION 71-2-2, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE

PAYMENT OF PENSIONS TO EMPLOYEES OF THE UTAH STATE PRISON AND OF THE ADULT PROBATION AND PAROLE DEPARTMENT, AND PRESCRIBING THE CONDITIONS, THE AMOUNT AND THE METHOD OF MAKING SUCH PAYMENTS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 31 was read the first time and referred to the Committee on Public Institutions.

January 29, 1947

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. C. R. No. 2*, by Messrs. Holbrook, Hopkin, Selvin, Day, and Hirschi, entitled, "RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE MINNIE A. BARNES BLOOD", and the same is returned herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. C. R. No. 2 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

January 29, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 102*, by Messrs. Clegg and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 102 was ordered printed and referred to the Committee on Judiciary.

January 29, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 108*, by Messrs. Hopkin, Farr, and Hirschi on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 108 was ordered printed and referred to the Committee on Revenue and Taxation.

January 29, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 109*, by Messrs. Hopkin, Farr, and Hirschi on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 109 was ordered printed and referred to the Committee on Revenue and Taxation.

January 28, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 82*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 82 was placed on the Second Reading Calendar.

January 27, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 15*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Change the author from "Fowler" to "Fowles".

Page 1, line 5, change figure "$^2/_3$" to "$^1/_2$".

Page 1, line 6, change figure "2" to "1".

Page 1, line 6, delete underscored "s".

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

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

January 28, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 50*, by Messrs. Elggren and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 50 was placed on the Second Reading Calendar.

January 28, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 59*, by Messrs. Hirschi and Hopkin on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 59 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 93*, by Mr. Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully.

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 93 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 94*, by Mr. Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully.

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 94 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

We, your Committee on Public Institutions beg leave to report that we have carefully considered *S. B. No. 19*, by Mr. Cowles, and report said bill out favorably with the exception of the appropriation item therein, and on which amount we do not wish to express our opinion.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

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

January 29, 1947

Mr. President:

We, your Committee on Public Institutions beg leave to report that we have carefully considered *S. B. No. 16*, by Mr. Cowles, and report said bill out favorably with the exception of the appropriation item therein, and on which amount we do not wish to express our opinion.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 16 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

We, your Committee on Public Institutions beg leave to report that we have carefully considered *S. B. No. 92*, by Messrs. Selvin and Elggren, and report said bill out favorably with the exception of the appropriation item therein, and on which amount we do not wish to express our opinion.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 92 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 22*, by Messrs. Knight and Vest, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 22 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 10*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

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

PRESENTATION OF MEMORIALS

S. J. M. No. 1 By Messrs. Hirschi and Vest

SENATE JOINT MEMORIAL TO CONGRESS AND THE PRESIDENT OF THE UNITED STATES PETITIONING FOR FEDERAL ASSISTANCE IN THE EQUALIZATION OF EDUCATIONAL OPPORTUNITY AND EDUCATIONAL BURDEN AS A MEANS OF GUARANTEEING SURVIVAL OF THE DEMOCRATIC WAY OF LIFE, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 7 By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH AUTHORIZING AND RECOMMENDING THE INVESTIGATION AND ENACTMENT OF MEASURES TO CORRECT DEFICIENCIES OF HOUSING FACILITIES, GROUNDS, AND OPERATING PERSONNEL OF THE STATE INDUSTRIAL SCHOOL, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 16 By Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg

A JOINT RESOLUTION PROPOSING AMENDMENTS TO ARTICLE VII, SECTIONS 1, 10 and 20 OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO THE STATE EXECUTIVE DEPARTMENT, TERMS, RESIDENCE, AND DUTIES OF

OFFICERS; THE GOVERNOR'S APPOINTIVE POWER IN FILLING OF VACANCIES IN CERTAIN OFFICES; AND THE COMPENSATION OF STATE OFFICERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 17 By Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 8, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE CONTROL AND SUPERVISION OF THE PUBLIC SCHOOL SYSTEM, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 136 By Messrs. Melich, Jolley, Ward and Vest
Introduced by Title Only—

AN ACT AMENDING SECTION 46-0-68, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 76, LAWS OF UTAH 1945, RELATING TO THE DISPOSITION OF MONIES IN THE LIQUOR CONTROL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 137 By Messrs. Melich, Jolley, Ward and Vest
Introduced by Title Only—

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE CITY AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 138 By Mr. Midgley

AN ACT AMENDING SECTION 25-6-16, UTAH CODE ANNOTATED 1943 RELATING TO POLLING PLACES, BOOTHS, ETC.; PROVISION THEREFOR AND ARRANGEMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 139 By Messrs. Knight and Holbrook
Introduced by Title Only—

AN ACT AMENDING SECTION 42-1-63, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 65, LAWS OF UTAH

1945 RELATING TO AND PROVIDING WORKMEN'S COMPENSATION IN CASES OF PERMANENT TOTAL DISABILITY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 140 By Mr. Midgley

AN ACT AMENDING CHAPTER 126, LAWS OF UTAH, 1945, FIXING SALARIES OF THE BUILDING COMMISSION SUPERINTENDENT OF CONSTRUCTION; STATE FISH AND GAME DIRECTOR; MEMBERS OF THE INDUSTRIAL COMMISSION; STATE ENGINEER; MEMBERS OF THE COMMISSION OF FINANCE; ASSISTANT LIBRARIAN, STATE LIBRARY; CLERK OF THE SUPREME COURT; MEMBERS OF THE STATE TAX COMMISSION; MEMBERS OF THE PUBLIC WELFARE COMMISSION; MEMBERS OF THE COMMISSION OF BUSINESS REGULATION; BANK COMMISSIONER; MEDICAL DIRECTOR OF THE UTAH TUBERCULOSIS SANITORIUM; MEMBERS OF THE LIQUOR CONTROL COMMISSION; MEMBERS OF THE STATE BOARD OF AGRICULTURE; MEMBERS OF THE COMMISSION OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; MEMBERS OF THE ENGINEERING COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 141 By Mr. Midgley

AN ACT AMENDING SECTION 87-1-1, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 97, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 124, LAWS OF UTAH, 1945, RELATING TO THE SALARIES OF EXECUTIVE OFFICERS, AND REPEALING SECTION 87-1-8, UTAH CODE ANNOTATED, 1943, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 3 was read the third time and placed on its final passage.

On motion of Senator Melich *S. B. No. 3* was amended as follows:

Page 1, line 16, strike the comma following the word "between" and insert the words "the column.".

Page 1, line 16, beginning with the word "and" strike the balance of the line and to and including the period on line 17.

Page 2, line 22, strike the word "type".

Page 2, line 22, following the word "solid", add the word "outline".

Page 3, line 31, following the word "President" add (party designation).

Page 3, line 32, following the word "Vice-President" add (party designation).

Page 3, line 33, strike the first word "Republican".

Page 4, line 1, following the word "President" add (party designation).

Page 4, line 2, following the word "Vice-President" add (party designation).

Page 4, line 3, strike the word "Democrat".

S. B. No. 3 then passed on the following roll call:

Ayes, 15; Nos, 5; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, and Ward.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Midgley, and Selvin.

Absent and not voting: Senators Holbrook, Lamoreaux, and Mr. President.

S. B. No. 3 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Hirschi, *S. B. No. 8* retained its place at the head of the calendar.

On motion of Senator Hirschi, *S. B. No. 4* retained its place on the calendar.

On motion of Senator Hirschi, *S. B. No. 21* retained its place on the calendar.

S. B. No. 35 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

S. B. No. 35 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Voting in the negative was Senator Clegg (explained vote).

Absent and not voting: Senator Holbrook.

S. J. R. No. 6 was read the second time.

Committee report read and adopted.

S. J. R. No. 6 was placed on the Third Reading Calendar on the following roll call.:

Ayes, 14; Nos, 4; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Gibbons, Houston, Jolley, Jones, Knight, Lund (explained vote), Melich, Selvin, Vest, and Mr. President.

Those voting in the negative were: Senators Hirschi, McShane, Midgley, and Ward.

Absent and not voting: Senators Brockbank, Elggren, Farr, Holbrook, and Lamoreaux.

S. B. No. 41 was read the second time.

Committee report read and adopted.

S. B. No. 41 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Holbrook, and Selvin.

On motion of Senator Lund the Committee on Rules and Contingent Expenses was instructed to authorize the necessary additional expenditure to have *S. B. No. 34* printed immediately.

On motion of Senator Knight the Senate adjourned until January 30, 1947, at 2:00 p.m.

EIGHTEENTH DAY

January 30, 1947

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

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

Prayer by the Chaplain.

January 30, 1947

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,

H. GRANT VEST,
NEWELL KNIGHT.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

January 29, 1947

Mr. Alonzo F. Hopkin,
President

State Senate,
Building

Dear Senator Hopkin:

We have in the Utah State Prison, a man by the name of David H. Johnson, who is convicted of murder in the second degree. He feels that he is being mistreated, and that he is entitled to a pardon.

I am enclosing herewith a petition that I received from him which was addressed to me and to the Utah Senate and House of Representatives. I suggest that you place this petition into the hands of the proper legislative committee with instructions that a careful investigation of his case be made.

With best wishes, I am

Sincerely yours,

HERBERT B. MAW,
Governor.

Communication filed.

On motion of Senator Fowles the Senate refused to take jurisdiction of the above petition.

January 30, 1947

To the Senate:

I have today approved and transmitted to the Secretary of State, *S. C. R. No. 2*, by Messrs. Holbrook, Hopkin, Selvin, Day, and Hirschi, entitled, "RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE MINNIE A. BARNES BLOOD".

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

January 29, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 7* by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTION 76A-3-2, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR IN RELATION TO STATE FUNDS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 7 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

January 29, 1947

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. 1*, by Messrs. Hopkin and Clegg, entitled, "AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF

CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 1 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

January 29, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. C. M. No. 2* by Mr. Olson, entitled, "A RESOLUTION MEMORIALIZING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO CAUSE THE PROPOSED SALE OF THE TOWN OF DRAGERTON, UTAH, TO BE WITHDRAWN FROM SALE AS A UNIT AND TO OFFER IT FOR SALE TO PRESENT OCCUPANTS, VETERANS AND OTHERS IN UNITS OF ONE HOUSE AND LOT IN EACH SALE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 2 was read the first time.

Senator Vest moved that the rules be suspended and that the Senate now consider *H. C. M. No. 2.*

Motion carried.

On motion of Senator Vest the rules were suspended and *H. C. M.* No. 2 was read the second and third times and placed on its final passage.

H. C. M. No. 2 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, Melich, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senator Cowles, Fowles, Holbrook, Lamoreaux, McShane, and Selvin.

H. C. M. No. 2 was returned to the House.

January 29, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 6*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTIONS 87-2-8, 87-2-9, AND 87-2-10, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR OVER STATE REVENUE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 6 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

January 30, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 54*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 19-11-1, UTAH CODE ANNOTATED 1943, RELATING TO ORDINANCES OF BOARDS OF COUNTY COMMISSIONERS; THEIR EFFECTIVE DATE—PUBLICATION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 54 was read the first time and referred to the Committee on Judiciary.

January 30, 1947

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. 52*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 19-11-3, UTAH CODE ANNOTATED 1943, RELATING TO BUILDINGS AND BRIDGES—CONTRACTS FOR—NOTICE TO CONTRACTORS—PUBLICATION OF NOTICE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 52 was read the first time and referred to the committee on Judiciary.

January 30, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 48*, by Messrs. Frost, Cottrell, Robinson, Murdock and Bunce, entitled, "AN ACT AMENDING SECTION 80-15-5, UTAH CODE ANNOTATED 1943 PERTAINING TO COLLECTION OF EXCISE TAX—RETURNS—TOKENS—DEPOSIT OF SECURITY—PENALTIES FOR VIOLATION, AND PROVIDING FOR COMPENSATION TO VENDOR IN THE AMOUNT OF 5% OF THE TAX COLLECTED WITH $100.00 ANNUAL CEILING PROVISION AS EXPENSE OF ACCOUNTING AND REMITTING.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 48 was read the first time and referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 34*, by Messrs. Midgley and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 34 was ordered printed and referred to the Committee on Banking and Commerce.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 104*, by Committee on Health and Labor, with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 104 was ordered printed and referred to the Committee on Health and Labor.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 105*, by Messrs. Knight, Jolley, and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 105 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 106*, by Messrs. Fowles and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 106 was ordered printed and referred to the Committee on Revenue and Taxation.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 107*, by Mr. Jolley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 107 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 110*, by Messrs. Gibbons, Ward, Jones and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 110 was ordered printed and referred to the Committee on Highways.

January 30, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 121*, by Messrs. Melich, Ward, Jones and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 121 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 29, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. J. R. No. 11*, by Committee on Rules and Contingent Expenses, entitled, "A JOINT RESOLUTION FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF UTAH", examined by this committee and has carefully compared the resolution as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 11 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.

January 29, 1947

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 29*, by Mr. Cottrell, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

H. B. No. 29 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 52*, by Messrs. Jolley, Jones and Midgley, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 52 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 20*, by Messrs. Midgley, Lamoreaux, Elggren, and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 20 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 69*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 69 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 23*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 23 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 97*, by Mr. Melich, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 97 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 9*, by Mr. Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 9 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 79*, by Messrs. Ward, Jones, Gibbons, and Lund, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 79 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 80*, by Messrs. Ward, Jones, Gibbons and Lund, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 80 was placed on the Second Reading Calendar.

January 29, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *H. B. No. 32*, by Messrs. White and Robson, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 32 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. J. R. No. 13*, by Messrs. Fowles and Houston, has carefully considered said resolution and finds that *H. J. R. No. 3*, was passed by the Senate on January 27. Inasmuch as *H. J. R. No. 3* and *S. J. R. No. 13* are identical your Committee recommends that the enacting clause of *S. J. R. No. 13* be struck.

Respectfully submitted,

J. WELTON WARD,
Chairman

Report filed.

On motion of Senator Ward the enacting clause of *S. J. R. No. 13* was struck.

January 30, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 42*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably.

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 42 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 61*, by Messrs. Hopkin and Hirschi, (On Behalf of the Tax Study Committee) has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 61 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 74 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 51*, by Messrs. Vest and Jolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 51 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 72 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B.* No. 75, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 75 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 84*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 84 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 18 By Messrs. Melich, McShane, Hirschi, Houston and Clegg

A JOINT RESOLUTION TO RESTORE LOCAL GOVERNMENT TO UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 142 By Mr. Cowles

By Title Only—

AN ACT AMENDING SECTION 75-29-27, AS CONTAINED IN THE UTAH CODE ANNOTATED 1943, AND AS AMENDED BY CHAPTERS 96 AND 97, LAWS OF UTAH, 1945, RELATING TO THE ADDITIONAL POWERS AND DUTIES OF THE RETIREMENT BOARD UNDER THE TEACHERS RETIREMENT ACT BY PROVIDING FOR CREDIT FOR PRIOR SERVICE RENDERED BY TEACHERS WHO CEASE TO BE HOLDERS OF RETIREMENT ANNUITY CONTRACTS WITH THE TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA OR WITH ANY OTHER PRIVATE ORGANIZATION OR COMPANY; AND PROVIDING FOR A FOUR MONTH LIMITATION ON BENEFITS TO BE PAID BENEFICIARIES WHERE THE MEMBERS DIE BEFORE RETIREMENT AGE; ALLOWING SUCH BENEFITS TO BE PAID IN INSTALLMENTS AND PERMITTING MEMBERS IN MILITARY SERVICE TO MAKE CONTRIBUTIONS TO THE TEACHERS RETIREMENT FUND IN ORDER TO MAINTAIN BENEFIT RIGHTS WHILE IN MILITARY SERVICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 143 By Committee on Highways

AN ACT REPEALING TITLE 36, CHAPTER 4, UTAH CODE ANNOTATED 1943, RELATING TO ROAD BOND ISSUES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 144 By Committee on Highways

AN ACT AMENDING SECTION 36-2-6, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1945, RELATING TO AND AUTHORIZING THE STATE ROAD COMMISSION TO ACQUIRE AND DISPOSE OF REAL PROPERTY OR INTERESTS THEREIN FOR ROAD PURPOSES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 145 By Committee on Highways

AN ACT AMENDING SECTIONS 36-5-1, 36-5-2 AND 36-5-4, UTAH CODE ANNOTATED 1943; AND REPEALING SECTION 36-5-3, UTAH CODE ANNOTATED 1943, RELATING TO FEDERAL-AID FOR HIGHWAYS AND PROVIDING FOR THE COOPERATION CONTEMPLATED THEREIN UNDER THE LAWS OF THE UNITED STATES BY THE STATE OF UTAH, ITS POLITICAL SUBDIVISIONS AND OTHER AGENCIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 146 By Commitee on Highways

AN ACT DIRECTING THE DEPARTMENT OF FINANCE TO TRANSFER TO THE STATE HIGHWAY FUND ALL MONEYS AND ACCOUNTS IN THE FUND KNOWN AS THE "STATE ROAD REVOLVING FUND," was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 147 By Committee on Highways

AN ACT TO BE KNOWN AS FEDERAL FUNDS ACT, RELATING TO FEDERAL AID FOR THE DEVELOPMENT OF AIRPORTS, DEFINING PUBLIC AGENCY AND OTHER WORDS AND PHRASES; AUTHORIZING THE STATE AERONAUTICS COMMISSION TO APPROVE FEDERAL AIRPORT PROJECTS AND TO ACT AS AGENT OF PUBLIC AGENCY IN THE PLANNING, ACQUISITION, CONSTRUCTION, MAINTENANCE, OPERATION AND REGULATION OF AIRPORTS AND AIR NAVIGA-

TION FACILITIES; AUTHORIZING THE EXECUTION OF CONTRACTS, APPROPRIATIONS, LEVYING OF TAXES, ISSUANCE OF BONDS, AND JOINT ACTION BY PUBLIC AGENCIES; PROVIDING FOR THE ACCEPTANCE OF FEDERAL FUNDS, CHANNELLING, AND DISBURSING THE SAME, was read the first time and referred to the committee on Revision and Enrolling.

S. B. No. 148 By Messrs. Lamoreaux and Elggren

AN ACT RELATING TO HORSE RACING AND PROVIDING FOR THE CREATION OF A UTAH RACING ASSOCIATION AND DEFINING ITS DUTIES AND POWERS, PERMITTING WAGERS TO BE MADE UNDER THE COOPERATIVE OR PARI-MUTUEL SYSTEM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 149 By Committee on Mining and Smelting

AN ACT AMENDING SECTION 103-57-6, UTAH CODE ANNOTATED 1943, RELATING TO OBTAINING PERMISSION FOR REMOVING RELICS OR GEOLOGICAL, MINERALOGICAL AND ARCHEOLOGICAL SPECIMENS FROM PUBLIC OR PRIVATE PROPERTY; MAKING EXCEPTIONS, AND PROVIDING PENALTY FOR EFFACING AND DESTROYING HEIROGLYPHICS OR VIOLATING ANY PROVISION OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 35 was read the third time and placed on its final passage.

S. B. No. 35 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Jolley, and Midgley.

S. B. No. 35 was transmitted to the House.

S. J. R. No. 6 was read the third time and placed on its final passage.

S. J. R. No. 6 then failed of passage on the following roll call, two-thirds of the members of the Senate not voting in favor thereof:

Ayes, 15; Nos, 7, Absent, 1.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, and Mr. President.

Those voting in the negative were: Senators Brockbank, Farr, Fowles, Holbrook, Midgley, Vest, and Ward.

Absent and not voting: Senator Cowles.

S. J. R. No. 6 was filed.

S. B. No. 41 was read the third time and placed on its final passage.

S. B. No. 41 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Cowles and Midgley.

S. B. No. 41 was transmitted to the House.

On motion of Senator Day the Senate recessed for ten minutes.

The Senate reassembled.

COMMUNICATIONS FROM THE HOUSE

January 30, 1947

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. 10*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 82, LAWS OF UTAH, 1943, AS AMENDED BY CHAPTER 37, LAWS OF UTAH, 1945, RELATING TO COMPENSATION OF COURT REPORTERS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 10 was read the first time and referred to the Committee on Judiciary.

January 30, 1947

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 Mesdames Jack and Christensen, Messrs. Nielson, Cope, Durham, Gardner, Lunt, Hale, McPolin, Olson, White, Anderson, Bonacci, Murch and Doty, entitled, "AN ACT AMENDING SECTION 51-2-1, UTAH CODE ANNOTATED 1943, RELATING TO THE LIMIT OF TAXES FOR MAINTAINING LIBRARIES AND READING ROOMS IN CITIES OF THE FIRST AND SECOND CLASS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 34 was read the first time and referred to the Committee on Revenue and Taxation.

January 30, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 58*, by Messrs. Lunt, Murch and Frost, entitled, "AN ACT AMENDING SECTION 15-8-38, UTAH CODE ANNOTATED 1943, RELATING TO THE REGULATION AND CONTROL OF SEWER AND WATER SYSTEMS OF CITIES AND TOWNS, PROVIDING FOR A CHARGE THEREOF AND FOR APPLICATION FOR SERVICE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 58 was read the first time and referred to the Committee on State and Municipal Affairs.

January 30, 1947

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. 35*, by Messrs. Lee and Robson, entitled, "AN ACT AMENDING 3-1-19, UTAH

CODE ANNOTATED 1943, PROVIDING THAT EACH MEMBER OF THE STATE BOARD OF AGRICULTURE SHALL DEVOTE FULL TIME AND ATTENTION TO THE DUTIES OF HIS OFFICE; PROVIDING EXCEPTIONS; AND PROVIDING THAT NO ADDITIONAL COMPENSATION BE PAID.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 35 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 30, 1947

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. 11*, by Committee on Rules and Contingent Expenses, entitled, "A JOINT RESOLUTION FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF UTAH.", and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 11 was transmitted to the Secretary of State.

REPORTS OF STANDING COMMITTEES

January 30, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 77*, by Messrs. Jones, Ward, Gibbons, and Lund, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 77 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 68*, by Messrs. Hirschi, Vest, Melich, Day, and Midgley, has carefully considered said bill and reports same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

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

January 30, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 85*, by Mr. Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 85 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 49*, by Mr. Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 49 was placed on the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 8 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles *S. B. No. 8* was made a special order of business for Friday, February 7, 1947, at 3:00 p.m.

On motion of Senator Fowles it was agreed that when the Senate adjourns today, it stand adjourned until Monday, February 3, 1947, at 2:00 p.m.

Senator Holbrook moved that he be permitted to withdraw *S. B. No. 103.*

Motion carried.

Senator Brockbank served notice that he may move for reconsideration of *S. J. R. No. 6* on the next legislative day.

On motion of Senator Holbrook the Senate accepted the invitation of President Olpin to visit the University of Utah the forenoon of Wednesday, February 5, 1947.

On motion of Senator Elggren the Senate adjourned until February 3, 1947, at 2:00 p.m.

TWENTY-SECOND DAY

February 3, 1947

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

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

Prayer by the Chaplain.

February 3, 1947

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,

H. GRANT VEST,
NEWELL KNIGHT.

Report adopted and filed.

President Hopkin appointed Senators Brockbank and McShane to revise the Journal for the week beginning February 3, 1947.

REPORTS OF STANDING COMMITTEES

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 7*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTION 76A-3-2, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR IN RELATION TO STATE FUNDS", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. 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.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 1*, by Messrs. Hopkin and Clegg, entitled, "AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION.", examined by this committee 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,

RAY P. LUND,
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.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 6*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTIONS 87-2-8, 87-2-9, AND 87-2-10, UTAH CODE ANNOTATED, 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR OVER STATE REVENUE", examined by this committee 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,

RAY P. LUND,
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 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. R. No. 1*, by Messrs. Clegg and McShane, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. R. No. 1 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 1*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the memorial be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. M. No. 1 was ordered printed and referred to the Committee on Welfare.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 2*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the memorial be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. M. No. 2 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 7*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 7 was ordered printed and referred to the Committee on Public Institutions.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 9*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 9 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 10*, by Mr. Hopkin, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 12*, by Messrs. Knight and Day, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 14*, by Messrs. Knight, Day and Elggren, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

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

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 15*, by Mr. Clegg, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 15 was ordered printed and referred to the Committee on Health and Labor.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 113*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed .

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 113 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 116*, by Messrs. Selvin and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 116 was ordered printed and referred to the Committee on Welfare.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 117*, by Mr. Knight, by Request with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 117 was ordered printed and referred to the Committee on Banking and Commerce.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 119*, by the Committee on Judiciary, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 119 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 120*, by the Committee on Judiciary, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 120 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 122*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 122 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 123*, by Messrs. Brockbank, Holbrook, and Day, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 123 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 124*, by Messrs. Vest, Melich, Knight, Elggren, and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 124 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 125*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 125 was ordered printed and referred to the Committee on Mining and Smelting.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 126*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 126 was ordered printed and referred to the Committee on Mining and Smelting.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 127*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 127 was ordered printed and referred to the Committee on Mining and Smelting.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 129*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 129 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 130*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 130 was ordered printed and referred to the Committee on Health and Labor.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 131*, by Messrs. Vest, Holbrook, and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 131 was ordered printed and referred to the Committee on Public Institutions.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 132*, by Mr. Day, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 132 was ordered printed and referred to the Committee on Judiciary.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 134*, by Messrs. Farr, Fowles, Ward and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 134 was ordered printed and referred to the Committee on Education.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 133*, by Messrs. Fowles, Farr, Holbrook, and Ward, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 133 was ordered printed and referred to the Committee on Education.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 135*, by Messrs. Vest and Ward, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 135 was ordered printed and referred to the Committee on Education.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 136*, by Messrs. Melich, Jolley, Ward, and Vest in Behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 136 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 137*, by Messrs. Melich, Jolley, and Ward in behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 137 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 139*, by Messrs. Knight and Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 139 was ordered printed and referred to the Committee on Health and Labor.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 141*, by Mr. Midgley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 141 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 30, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. J. M. No. 1*, by Mr. Warner, has carefully considered said memorial and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. J. M. No. 1 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 38*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Line 3 of the title. After the word "SELL", strike the word "RANGE", insert a comma and the words "LEASE OR EXCHANGE".

Lines 3 and 4, of the title. Strike the words "STATE OF UTAH FOR DEER PURPOSES" and insert the words "FISH AND GAME COMMISSION".

Line 5 of the title. After the words "NEEDED FOR", strike the word "SUCH" and insert the words "FISH AND GAME".

Line 6 of the title. After the words "SAID SALE", insert the words "OR LEASE".

Line 2. After the words "to sell", strike the word "for", insert a comma and the words "lease or exchange on".

Line 3. Strike the word "price" and insert the word "terms".

Lines 3 and 4. Strike the words "deer ranging purposes" and insert the words "fish and game".

Line 4. Add an "s" to the word "purpose", making it "purposes".

Line 6. After the word "published", insert the words "for three publications".

Line 7. After the word "located", insert a period and strike the words "for a period of fourteen days".

Line 8. After the word "sale", insert a comma and the words "lease or exchange".

Line 9. After the word "Fund", strike the period, insert a comma and add the following: "provided; range lands shall not be sold but may be leased on the best terms obtainable or may be exchanged for other range lands."

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

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

January 30, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 40*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Line 4 of the title, after the word "ELK", add "OR ANTELOPE".

Line 6 of the title, after the word "ELK", add "OR ANTELOPE".

Line 17, after the word "elk", insert:

"Whenever any person has been successful in obtaining a permit to hunt antelope in this state it shall be unlawful for such person to apply for or receive a permit to hunt antelope for the two years next following the year in which he obtained such permit."

Line 18, after the word "elk", add "or antelope".

At the end of Section 3, add two new Sections to be known as Section 4 and Section 5, as follows:

"Section 4. The provisions of Section 3 of this act shall apply to the 1946 elk and antelope hunts and shall preclude the successful applicants of the 1946 elk and antelope hunts from applying for such permits until the year 1949."

"Section 5. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to this end the provisions of this act are declared to be severable."

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 40 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 45*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Line 6, page 1. After the word "within", strike the word "five" and insert the word "ten".

Line 12, page 1. After the word "within", strike the word "five" and insert the word "ten".

Line 15, page 1. After the word "within", strike the word "five" and insert the word "ten".

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 45 was placed on the Second Reading Calendar.

January 30, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 63*, by Messrs. Hopkin and Hirschi, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 63 was placed on the Second Reading Calendar.

February 3, 1947

Mr. President:
Mr. Speaker:

Your Special Committee appointed to study the financial needs of the municipal corporations of the State of Utah pursuant to *S. J. R. No. 3* submits our findings and makes the following recommendations:

FINDINGS:

1. Cities and Towns in the State of Utah are in general facing a financial crisis. We find varying conditions of need existing in various municipalities resulting from numerous factors which cause different conditions in different places. However, there are needs in every community which justify the Legislature setting up means of providing additional financial assistance for municipalities throughout the entire State and providing permissive ways whereby the more pressed municipalities can develop new sources of revenue within their own boundaries.

2. Factors contributing to the fiscal problems of municipalities can be traced to the following:

(a) Increased wages and increased cost of supplies and equipment to operate a municipality.

(b) Increased population and consequent demand for necessary additional local governmental service.

(c) Industrialization necessitating extensive municipal development.

(d) Post-war expenditure needs growing out of delayed maintenance and delayed capital investment.

(e) Increased demand of citizens for fire protection, garbage collection, health, water, sewage disposal and similar public services.

(f) The extra burden of law enforcement arising from problems growing out of post-war readjustment.

(g) The increased use of liquor multiplying the problems of law enforcement and traffic control.

3. Because of a shrinking, over a period of years, in the assessed valuation of tangible property, ad valorem revenues to municipalities have tended to diminish in the face of increased costs in spite of increased levies applied in many municipalities. Resultant revenues are in some cases less than they were twenty years ago and have generally failed to cover any part of the increasing costs of local government.

RECOMMENDATIONS:

In order to make it possible for municipal governments to meet the numerous fiscal needs, we recommend the following:

1. That the B and C Road Fund be augmented by enlarging the same to the extent of at least $500,000.00 to $700,000.00 annually.

2. An examination has been made of numerous proposals of allocating a portion of the liquor revenue to municipalities specifically for law enforcement and traffic control. We adopt and recommend the provisions of *House Bill No. 62* and *House Bill No. 85* as providing the best solution of the problem of maintaining the State General Fund and at the same time making provision for municipal needs in this particular field.

3. That the Legislature enact permissive legislation authorizing municipalities to levy a sales tax not to exceed 1% on non-exempt retail sales made within municipal boundaries as determined by Utah Emergency Revenue Act of 1933, and directing the State Tax Commission, when authorized by any municipality, to serve as the collecting agent.

4. That municipalities give more consideration to the matter of levying license taxes on persons and institutions doing business or rendering service within the municipality and that special levies might be required for the operation of amusement devices, juke boxes, punch boards and mechanical contrivances.

5. That municipalities operating water, power or other utilities charge rates for the rendition of service adequate to cover the costs in rendering such service.

6. That the municipalities in cooperation with the State Tax Commission and Finance Department develop for municipalities a uniform system of accounting.

7. That the Legislature provide, by joint resolution, for a thorough investigation of municipal fiscal problems by the proposed Legislative Council.

Respectfully submitted,

MUNICIPAL FINANCE COMMITTEE
SENATOR WARD C. HOLBROOK,
Chairman.

SENATOR ELIAS L. DAY

SENATOR LORENZO E. ELGGREN—Except recommendation No. 1 and add property levy and necessary revenue from liquor.

SENATOR DAVID H. JONES

SENATOR DEXTER FARR — Except No. 1 and No. 3 unfavorable.

REPRESENTATIVE HENRY H. LUNT
REPRESENTATIVE HAROLD A. STEVENS
REPRESENTATIVE JOHN A. MURCH
REPRESENTATIVE WINFORD BUNCE
REPRESENTATIVE JOSEPH L. NEWEY
MAYOR B. H. STRINGHAM
MAYOR EARL J. GLADE
MAYOR J. W. GILLMAN
MAYOR ALMA D. TANNER
COMMISSIONER J. LAMBERT GIBSON,
Chairman, State Tax Commission

Report filed.

On motion of Senator Holbrook the report was ordered printed in the Journal and referred to the Committee on State and Municipal Affairs.

INTRODUCTION OF BILLS

S. B. No. No. 99 By Messrs. Jolley, Brockbank and Jones
(As re-written)

AN ACT AMENDING SECTION 14-6-1, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 15, LAWS OF UTAH 1943 AND AS FURTHER AMENDED BY CHAPTER 20, LAWS OF UTAH 1945, SECTION 14-6-2, UTAH CODE ANNOTATED 1943; SECTION 14-6-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 21, LAWS OF UTAH 1945; SECTIONS 14-6-6, 14-6-8, 14-6-9, 14-6-10, 14-6-13, 14-6-14, 14-6-15, 14-6-18, 14-6-19, 14-6-22, 14-6-25 AND 14-6-28, UTAH CODE ANNOTATED 1943, PERTAINING TO CHILD LABOR AND REGULATIONS FOR THE EMPLOYMENT OF MINORS; ENACTING A NEW SECTION TO BE KNOWN AS SECTION 14-6-27, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE PAYMENT OF COMPENSATION TO MINORS WHO ARE INJURED WHILE ILLEGALLY EMPLOYED; AND REPEALING SECTIONS 14-6-12, 14-6-16, 14-6-17, 14-6-21, 14-6-23, AND 14-6-24 UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 150 By Messrs. Gibbons, Knight and Jones

AN ACT PROVIDING FOR THE PREVENTION OF DAMAGE TO FIELDS AND FARMS BY GAME ANIMALS AND PROVIDING FOR THE PAYMENT OF DAMAGES OUT OF THE STATE FISH AND GAME FUND TO THE OWNERS OF SUCH LANDS AND PROVIDING FOR THE ASSESSMENT OF SUCH DAMAGE BY DISTRICT COURTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 151 By Mr. Brockbank

AN ACT PROVIDING FOR AN INVENTORY OF EXISTING HOSPITALS; FOR A SURVEY OF THE NEED FOR ADDITIONAL HOSPITAL FACILITIES, AND FOR THE DEVELOPMENT AND ADMINISTRATION OF A HOSPITAL CONSTRUCTION PROGRAM WHICH WILL, IN CONJUNCTION WITH EXISTING FACILITIES, AFFORD HOSPITALS ADEQUATE TO SERVE ALL PEOPLE OF THE STATE; ESTABLISHING METHODS OF ADMINISTRATION AND CONTROL; PROVIDING FOR COMPLIANCE WITH THE REQUIREMENTS OF THE FEDERAL HOSPITAL SURVEY AND CONSTRUCTION ACT AND REGULATIONS THEREUNDER; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS IN ACCORDANCE WITH SUCH REQUIREMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 152 By Mr. Brockbank

AN ACT RELATING TO THE STATE HOSPITAL SURVEY AND CONSTRUCTION PROGRAM AND PROVIDING AN APPROPRIATION OF $27,048.00, OR SO MUCH THEREOF AS SHALL BE NECESSARY, TO ENABLE THE DEPARTMENT OF HEALTH TO MATCH FUNDS PROVIDED BY THE FEDERAL GOVERNMENT FOR SURVEY AND PLANNING PURPOSES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 153 By Messrs. Brockbank and Fowles

AN ACT PROHIBITING THE ORGANIZATION OF FRATERNITIES, SORORITIES, OR OTHER SECRET SOCIETIES IN UTAH WHOSE MEMBERSHIP COMPRISES IN WHOLE OR IN PART PUPILS ENROLLED IN PUBLIC ELEMENTARY, JUNIOR HIGH, HIGH SCHOOL OR SENIOR HIGH SCHOOLS: PROHIBITING SOLICITATION OF MEMBERSHIP TO, OR THE JOINING OF, SAID SOCIETIES: PROVIDING DEFINITION OF FRATERNITIES, SORORITIES OR OTHER SECRET SOCIETIES; REQUIRING ENFORCEMENT OF THS ACT BY AND THROUGH THE DISTRICT BOARDS OF EDUCATION; AND PENALTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 154 By Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day on behalf of the Tax Study Committee.

AN ACT REPEALING TITLE 75, CHAPTER 12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91, AND 92, LAWS OF UTAH 1945, AND SECTIONS 75-7-27, 75-7-28, AND 75-7-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 91, LAWS OF UTAH 1945; ENACTING A NEW CHAPTER TO BE KNOWN AS TITLE 75, CHAPTER 12, CONSISTING OF SECTIONS 75-12-1, 75-12-2, 75-12-3, 75-12-4, 75-12-5, 75-12-6, 75-12-7, 75-12-8, 75-12-9, 75-12-10, 75-12-11, 75-12-12, AND 75-12-13, UTAH CODE ANNOTATED 1943, AND AMENDING SECTIONS 75-8-2, 75-8-7, 75-8-8, AND 75-8-9, UTAH CODE ANNOTATED 1943; 75-7-24, AND 75-7-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91 AND 92, LAWS OF UTAH 1945; AND 75-7-26, UTAH CODE ANNOTATED 1943, ALL OF WHICH RELATE TO THE ESTABLISHING OF REVENUES FOR THE UNIFORM SCHOOL FUND; APPORTIONING A PART THEREOF TO THE GENERAL FUND FOR THE BUDGET OF THE STATE BOARD OF EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; APPORTIONING PARTS THEREOF TO THE JUNIOR COLLEGES, THE UNIVERSITY OF UTAH AND THE UTAH STATE

AGRICULTURAL COLLEGE; DETERMINING THE COST OF THE STATE'S UNIFORM MINIMUM SCHOOL PROGRAM; ESTABLISHING HOW THE STATE'S CONTRIBUTION TO THAT PROGRAM SHALL BE RAISED; AND PROVIDING FOR ADDITIONAL LEVIES TO FINANCE LOCAL PROGRAMS IN EXCESS OF THE MINIMUM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 155 — By Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest, and Day, on behalf of the Tax Study Committee.

AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS 75-11-23, 75-11-24, 75-11-25, AND 75-11-26, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS OF DISTRICT BOARDS OF EDUCATION WITH RESPECT TO CHARGES AND PAYMENT OF TUITION ON ACCOUNT OF NON-RESIDENT STUDENTS; THE REPORTING OF ATTENDANCE FOR PURPOSE OF THE APPORTIONMENT OF STATE FUNDS; AND PERMITTING DISTRICTS TO COOPERATE IN THE CONSTRUCTION AND OPERATION OF SCHOOLS; AND AMENDING SECTION 75-9-7, UTAH CODE ANNOTATED 1943, SPECIFYING WHO MAY ATTEND THE PUBLIC SCHOOLS FREE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 156 — By Messrs. Hopkin, Hirschi, Holbrook, Farr, Vest, Elggren and Day.

AN ACT AMENDING SECTIONS 80-13-60, AND 80-14-63, UTAH CODE ANNOTATED 1943, PROVIDING THAT ALL REVENUES FROM THE STATE INCOME TAX AND CORPORATION FRANCHISE TAX BE ALLOCATED TO THE UNIFORM SCHOOL FUND FOR THE SUPPORT OF THE PUBLIC SCHOOL SYSTEM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 157 — By Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, on behalf of the Tax Study Committee.

AN ACT AMENDING SECTIONS 80-9-1, 80-9-2, AND 80-9-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR A TAX ON TANGIBLE PROPERTY WITHIN THE STATE FOR THE PURPOSE OF RAISING A PART OF THE STATE'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM UNIFORM SCHOOL PROGRAM OF KINDERGARTEN, COMMON, AND HIGH SCHOOLS; PRO-

VIDING FOR THE APPORTIONMENT OF THE STATE'S CONTRIBUTION TO SUCH PROGRAM TO THE SEVERAL SCHOOL DISTRICTS; AND PROVIDING FOR A UNIFORM MINIMUM LOCAL LEVY ON TANGIBLE PROPERTY WITHIN EACH SCHOOL DISTRICT FOR THE PURPOSE OF RAISING THE DISTRICT'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM SCHOOL PROGRAM, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 21 was read the second time.

Committee report read and adopted.

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

Page 3, line 22, strike the word "may" and insert in lieu thereof the word "shall".

Page 3, line 28, strike the words, "cannot, fail, or refuse", and insert in lieu thereof the words "are unable".

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

Page 3, line 29, strike the word "may" and insert in lieu thereof the word "shall".

Page 1, line 13, strike the words "the Public Welfare Commission and".

Page 2, line 9, insert a period following the word "finance" and delete the balance of line 9 and all of line 10.

Page 2, line 14, strike the word "countv" and insert in lieu thereof the word "county".

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

Page 4, line 2, strike the word "may" and insert in lieu thereof the word "shall".

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

Page 3, line 26, delete the word "of".

S. B. No. 21 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Jolley and Midgley.

S. B. No. 44 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

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

Page 1, line 7, insert a comma following the word "authorized".

S. B. No. 44 was placed on the Third Reading Calendar on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Houston, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, and Ward.

Absent and not voting: Senators Hirschi, Holbrook, Jolley, Midgley, Vest, and Mr. President.

S. B. No. 43 was read the second time.

Committee report read and adopted.

On motion of Senator Farr, the title was amended as follows:

Line 19, following the word "BAIT" change the period to a comma and add the following: "AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 30-0-54A RELATING TO MINIMUM FEES FOR ELK AND ANTELOPE".

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

Page 5, line 10, insert deletion marks following word "paying".

Senator Brockbank moved that the Senate reconsider the vote by which *S. J. R. No. 6* failed of passage.

Motion carried.

On motion of Senator Brockbank, reconsideration of *S. J. R. No. 6* was made a special order of business for February 4, 1947, at 2:30 p.m.

On motion of Senator Lamoreaux the Senate resolved itself into a Committee of the Whole to hear Dr. Walther Mathesius of Geneva Steel Corporation.

President Hopkin appointed Senator Melich as chairman of the Committee of the Whole.

Dr. Walther Mathesius then addressed the Senate briefly.

On motion of Senator Selvin, the Committee of the Whole was dissolved.

On motion of Senator Brockbank the Senate adjourned until February 4, 1947, at 2:00 p.m.

TWENTY-THIRD DAY

February 4, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

February 4, 1947

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,

TAYLOR P. BROCKBANK,

ORRICE C. McSHANE.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 3, 1947

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 Messrs. Olson and Bonacci, entitled, "AN ACT AMENDING SECTION 2 AND

SECTION 7, OF CHAPTER 113, LAWS OF UTAH 1945, RELATING TO AND AUTHORIZING, GOVERNING AND TAXING BODIES WITHIN THE STATE TO CREATE A RESERVE FUND BY TAX LEVY IN THE YEARS 1947 AND 1948, FOR POSTWAR CONSTRUCTION OF BUILDINGS, OTHER PUBLIC PROJECTS AND PURPOSES, PRESCRIBING HOW FUND SHALL BE INVESTED AND SPENT; AND EXTENDING THE DATE OF EXPIRATION, BEING A PART OF UTAH CODE ANNOTATED 1943, and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 5 was read the first time and referred to the Committee on Revenue and Taxation.

February 4, 1947

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. 1*, by Messrs. Hopkin and Clegg, entitled, "AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 1 was transmitted to the Governor.

February 4, 1947

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. 6*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTIONS 87-2-8, 87-2-9, AND 87-2-10, UTAH CODE

ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR OVER STATE REVENUE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 6 was transmitted to the Governor.

February 4, 1947

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. 7*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTION 76A-3-2, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR IN RELATION TO STATE FUNDS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 7 was transmitted to the Governor.

February 4, 1947

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 Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT AMENDING SECTION 46-0-68, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 76, LAWS OF UTAH 1945, RELATING TO THE DISPOSITION OF MONIES IN THE LIQUOR CONTROL FUND, ALLOCATING PART THEREOF TO THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 62 was read the first time and referred to the Committee on State and Municipal Affairs.

February 4, 1947

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. 85*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR THE CREATION OF THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 85 was read the first time and referred to the Committee on State and Municipal Affairs.

COMMUNICATIONS

February 3, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body claim of Anthony Gasnik of Salt Lake City, in amount of $7,443.71 covering alleged damages sustained when a motorcycle he was driving ran into the back of a state rented truck driven by a State Road employee on September 6, 1944, at a point nine miles southwest of Levan on U. S. Highway 91.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, I was directed to transmit all papers in the claim to your Honorable Body without recommendation.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

February 3, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body claim of Hatch Brothers Company of Woods Cross, Utah, in amount of $774.00 covering bounty on coyotes killed in Tooele County during August, September, October, and November, 1945, and claims filed with Davis County Clerk; certificates issued by him and now held by State Auditor.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, I was directed to transmit all papers in the claim to your Honorable Body without recommendation.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

February 3, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body claim of Tom W. Livingood of Salt Lake City, in amount of $1,644.19 covering salary and interest for services as Executive Secretary and Auditor of the Legislative Budget Committee for the period June 1, 1945 to December 8, 1945.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, I was directed to transmit all papers in the claim to your Honorable Body without recommendation.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

February 3, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body claim of Gordon Taylor Hyde of Salt Lake City, in amount of $425.00 for expenses incurred by him as Commissioner of Finance in an action brought by the Attorney General in April, 1943 to test his title to the office on the ground that the Governor had acted prematurely in appointing him Commissioner of Finance prior to the effective date of the law creating the Department of Finance in June, 1941.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, I was directed to transmit all papers in the claim to your Honorable Body without recommendation.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

REPORTS OF STANDING COMMITTEES

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 112*, by Mr. Cowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 112 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 6*, by Messrs. Lewis and Browne, has carefully considered said bill and

reports the same out favorably with the recommendation that *H. B. No. 6* be amended in the same manner that *S. B. No. 14* was amended.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 10*, by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 11*, by Mr. Holther, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 11 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 12*, by Mr. Holther, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 13*, by Mr. Holther, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 24*, by Messrs. Day and Lamoreaux, has carefully considered said bill and reports the same out favorably with the recommendation that the body of *H. B. No. 30* be substituted for the body of *S. B. No. 24*.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 24 was placed on the Second Reading Calendar.

February 3, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 108*, by Messrs. Hopkin, Farr, and Hirschi on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 108 was placed on the Second Reading Calendar.

February 3, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 109*, by Messrs. Hopkin, Farr, and Hirschi on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 109 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 98*, by Mr. Melich, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 98 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 35*, by Messrs. Lee and Robson, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 35 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 110*, by Messrs. Gibbons, Ward, Jones, and Vest, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 110 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

We, your Committee on Public Institutions, beg leave to report that we have carefully considered *H. B. No. 31*, by Mr. Browne, and find this House Bill to be the same as *Senate Bill No. 53*, which your committee reported out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

H. B. No. 31 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. J. R. No. 12*, by Messrs. Knight and Day, has carefully considered said resolution and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

On motion of Senator Midgley, the rules were suspended and *S. J. R. No. 12* was read the second and third times.

Committee report read and adopted.

On motion of Senator Day, the resolution was amended as follows:

Page 2, line 8, following the word "Secretary" insert the words "of State".

S. J. R. No. 12 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senator Selvin.

S. J. R. No. 12 was transmitted to the House.

February 4, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 56*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows: In line 4, strike $3,000 and insert $2,250; in line 5, strike $4,000 and insert $3,000; strike $5,000 and insert $4,500; in line 6, strike $4,000 and insert $3,200; in line 7, strike $3,000 and insert $2,700, and in line 8, strike $4,000 and insert $3,000.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 56 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 102*, by Messrs. Clegg and Fowles, has carefully considered said bill and reports the bill out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 102 was placed on the Second Reading Canlendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 8*, by Messrs. Midgley and Melich, has carefully considered said resolution and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. J. R. No. 8 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 54*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 54 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 55*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 55 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 100*, by Mr. Holbrook, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 100 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 111*, by Messrs. Midgley, Hopkin and Hirschi, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 111 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 30*, by Mr. Lewis has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 52*, by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 52 was placed on the Second Reading Calendar.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 95*, by Mr. Cowles, and recommends that the bill be returned to the author for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 95 was referred back to the author.

February 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 86*, by Messrs. Holbrook and Clegg, and recommends that the bill be returned to the authors for rewriting, and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 86 was referred back to the authors.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. R. No. 1*, by Mr. Cowles, and recommends that the resolution be returned to the author for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. C. R. No. 1 was referred back to the author.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 16*, by Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 16 was ordered printed and referred to the Committee on Education.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 17*, by Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 17 was ordered printed and referred to the Committee on Education.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 18*, by Messrs. Melich, Hirschi, McShane, Houston and Clegg, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 18 was ordered printed and referred to the Committee on Mining and Smelting.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling to which was referred *S. B. No. 103*, by Messrs. Holbrook, and Clegg, reports this bill back for return to the authors pursuant to the action taken by the Senate on January 30, 1947.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 103 was referred back to the authors.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 118*, by Messrs. Melich and Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 118 was ordered printed and referred to the Committee on Mining and Smelting.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 128*, by Mr. Melich, and recommends that the bill be returned to the author for rewriting, and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 128 was referred back to the author.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 138*, by Mr. Midgley, and recommends that the bill be returned to the author for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report adopted and filed.

S. B. No. 138 was referred back to the author.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 140*, by Mr. Midgley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 140 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 142*, by Mr. Cowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 142 was ordered printed and referred to the Committee on Education.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 143*, by Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 143 was ordered printed and referred to the Committee on Highways.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 144*, by Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 144 was ordered printed and referred to the Committee on Highways.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 145*, by Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 145 was ordered printed and referred to the Committee on Highways.

February 4, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 146*, by Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 146 was ordered printed and referred to the Committee on Highways.

INTRODUCTION OF BILLS

S. B. No. 158 By Mr. Cowles

AN ACT AMENDING SECTION 57-7-111, UTAH CODE ANNOTATED 1943, MAKING IT UNLAWFUL TO DRIVE OR BE IN ACTUAL PHYSICAL CONTROL OF ANY VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUORS OR NARCOTIC DRUGS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 159 By Mr. Fowles

AN ACT PROVIDING FOR THE INSPECTION OF ANIMALS SLAUGHTERED FOR HUMAN FOOD; PROVIDING FOR THE INSPECTION OF THE MEAT AND MEAT FOOD PRODUCTS OF

SUCH ANIMALS; PROVIDING FOR THE COLLECTION OF FEES TO DEFRAY IN PART OR IN WHOLE THE EXPENSES INCURRED BY MAINTAINING SUCH INSPECTION; PROVIDING FOR THE APPOINTMENT AND DUTIES OF OFFICIALS TO CARRY INTO EFFECT THE PROVISIONS OF THIS ACT; PROVIDING FOR THE MARKING OF CARCASSES AND PARTS THEREOF; PROVIDING PENALTIES FOR VIOLATION THEREOF; AND REPEALING SECTIONS 3-10-64, 3-10-65, 3-10-66, 3-10-67, 3-10-68 and 3-10-69, UTAH CODE ANNOTATED 1943; AND PROVIDING FOR AN APPROPRIATION IN THE AMOUNT OF $35,000 TO ADMINISTER THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 160 By Messrs. Jolley, Brockbank and Selvin

AN ACT AMENDING SECTION 14-7-48, UTAH CODE ANNOTATED 1943, RELATING TO SPECIAL PLACES OF DETENTION, RELIEVING THE MUNICIPALITIES AND COUNTIES OF RESPONSIBILITY OF PROVIDING FOR THE CUSTODY AND DETENTION OF CHILDREN AND REQUIRING THAT THE STATE DEPARTMENT OF PUBLIC WELFARE PROVIDE FOR THE CUSTODY AND DETENTION OF MINOR CHILDREN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 161 By Messrs. Jolley, Brockbank and Selvin

AN ACT AMENDING CHAPTER 16, SECTION 1, LAWS OF UTAH 1943, PERTAINING TO REGULATION AND LICENSING OF DAY NURSERIES, FOSTER HOMES, PERSONS, AND ORGANIZATIONS PROVIDING CARE FOR CHILDREN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 162 By Messrs. Jolley, Brockbank and Selvin

AN ACT AMENDING SECTION 14-7-16, UTAH CODE ANNOTATED 1943, RELATING TO WITNESS FEES AND EXPENSES IN THE JUVENILE COURT, PROVIDING THAT THE COUNTIES BE RELIEVED OF THE RESPONSIBILITY OF PAYING WITNESS FEES AND EXPENSES OF THE JUVENILE COURT, AND REQUIRING THAT THE PUBLIC WELFARE COMMISSION PAY SUCH EXPENSES, AND AMENDING SECTION 14-7-54, UTAH CODE ANNOTATED 1943, RELATING TO THE PRACTICE IN JUVENILE COURTS AND PROVIDING THAT ALL FINES, PENALTIES AND FORFEITURES IMPOSED AND COLLECTED BY THE JUVENILE COURT SHALL BE PAID TO THE STATE TREASURER, was read the first time and referred to the Committee on Revision and Enrolling .

S. B. No. 163 By Messrs. Knight and Lund

AN ACT AMENDING SECTIONS 42-1a-12, 42-1a-13 AND 42-1a-26, UTAH CODE ANNOTATED 1943, AND SECTION 42-1a-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 66, LAWS OF UTAH 1945, AND REPEALING SECTION 42-1a-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 66, LAWS OF UTAH 1945, ALL RELATING TO "UTAH OCCUPATIONAL DISEASE DISABILITY LAW"; PROVIDING THAT THE RATE OF COMPENSATION TO BE PAID WORKMEN WHO ARE INJURED BY OCCUPATIONAL DISEASES IN THE COURSE OF THEIR EMPLOYMENT SHALL BE THE SAME AS THE RATE OF COMPENSATION TO BE PAID WORKMEN WHO ARE INJURED BY INDUSTRIAL ACCIDENTS IN THE COURSE OF THEIR EMPLOYMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 164 By Messrs. Vest and Brockbank

AN ACT AMENDING SECTION 75-4-17, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE NORMAL SCHOOL AS A DEPARTMENT OF THE UNIVERSITY; DESIGNATING IT AS THE STATE SCHOOL OF EDUCATION; DEFINING ITS FUNCTIONS; AND THE CREATION OF SCHOLARSHIPS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 165 By Messrs. McShane, Clegg, Hirschi and Melich

AN ACT AUTHORIZING AND DIRECTING THE EXPENDITURE OF $35,000.00 OF THE FUNDS OF THE PUBLIC WELFARE COMMISSION OF THE STATE OF UTAH IN COOPERATION WITH A BOARD OF FIVE MEMBERS WHOSE DUTIES SHALL BE TO INVESTIGATE THE CAUSES OF ALCOHOLICS AND ALCOHOLISM AND PROVIDE FOR EDUCATION THEREON AND TREATMENT OF ALCOHOLICS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 166 By Messrs. Ward, Vest and Jones

AN ACT AMENDING SECTION 75-11-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE CLERK OF EACH BOARD OF EDUCATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 86 By Messrs. Clegg and Holbrook
(As re-written)

AN ACT AMENDING SECTIONS 76A-3-1, 76A-3-5, 76A-3-10, 76A-3-12, 76A-3-15, 76A-3-19, 76A-3-35, 76A-3-37, 76A-3-40, 76A-3-41, 76A-3-42, 76A-3-43, 76A-3-44, 76A-3-45, 76A-3-46, 76A-3-47, AND 76A-3-51, UTAH CODE ANNOTATED 1943, RELATING TO PUBLIC WELFARE AND THE ADMINISTRATION THEREOF, DEFINING TERMS, SPECIFYING POWERS AND DUTIES OF STATE AND COUNTY DEPARTMENTS OF PUBLIC WELFARE PROVIDING ELIGIBILITY, INSURING THE CONFIDENTIAL NATURE OF PUBLIC ASSISTANCE RECORDS, ELIMINATING DISTRICT DEPARTMENTS; AMENDING SECTIONS 76A-3-33, AND 76A-3-38, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 78, LAWS OF UTAH 1943; AMENDING SECTION 76A-3-36, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 79, LAWS OF UTAH 1943; AMENDING SECTION 76A-3-39, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 80, LAWS OF UTAH 1943, RELATING TO DEFINITIONS OF TERMS, ASSISTANCE TO NEEDY BLIND PERSONS, APPLICATION PROCEDURE AND AMOUNT OF THE GRANT; AMENDING SECTIONS 76A-3-6, 76A-3-14, 76A-3-20, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 103, LAWS OF UTAH 1945, DEFINING NEED AND PRESCRIBING HOW GRANTS SHALL BE DETERMINED AND SETTING LIMITS THERETO; REPEALING SECTIONS 76A-3-2, 76A-3-7, 76A-3-8, 76A-3-9, 76A-3-16, 76A-3-29, 76A-3-34, UTAH CODE ANNOTATED 1943, AND AMENDING SECTIONS 76A-3-21, 76A-3-22, AND 76A-3-25, UTAH CODE ANNOTATED 1943, RELATING TO USE OF EMERGENCY RELIEF FUNDS, ELIMINATION OF DIVISION OF OLD AGE ASSISTANCE, METHODS OF MAKING INVESTIGATION AND DETERMINING AMOUNT OF GRANTS, RECOVERY AND DISTRIBUTION OF ASSISTANCE FUNDS, PROHIBITION AGAINST LIENS, AND AVAILABILITY OF PUBLIC ASSISTANCE RECORDS TO BONA FIDE TAXPAYERS; REPEALING SECTION 76A-3-13, AND 76A-3-17, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 103, LAWS OF UTAH 1945, RELATING TO AMOUNT OF ASSISTANCE; CREATING A NEW SECTION TO BE KNOWN AS 76A-3-55, RELATING TO LIENS ON PROPERTIES, CONFIDENTIAL NATURE OF RECORDS, AND REHABILITATION OF POTENTIALLY EMPLOYABLE PERSONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 167 By Messrs. Fowles and Clegg

AN ACT AMENDING SECTION 15-7-41, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF PROPERTY IN CITIES AND TOWNS FOR SPECIAL IMPROVEMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 168 By Messrs. Houston, McShane and Lund

AN ACT AMENDING SECTION 3-5-141, UTAH CODE ANNOTATED 1943, AUTHORIZING COUNTY SHERIFFS, CITY MARSHALS, AND OTHER PEACE OFFICERS TO MAKE INSPECTIONS TO PREVENT THE THEFT OF LIVESTOCK, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. J. R. No. 6, being a special order of business, was before the Senate.

On motion of Senator Holbrook *S. J. R. No. 6* was amended as follows:

Page 1, line 4, strike the words "the Legislature may provide" and insert in lieu thereof the words "provided by law".

S. J. R. No. 6 then passed on the following roll call, two-thirds of the members of the Senate voting in favor thereof.

Ayes, 17; Nos, 6; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin (explained vote), and Mr. President.

Voting in the negative were: Senators Farr, Fowles, Holbrook, Midgley, Vest and Ward.

S. J. R. No. 6 was transmitted to the House.

UNFINISHED BUSINESS

S. B. No. 43 was placed on the Third Reading Calendar on the following roll call:

Ayes, 16; Nos, 4; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Brockbank, Cowles, Jones, and Lund.

Absent and not voting: Senators Elggren, Jolley, and Lamoreaux.

COMMUNICATIONS FROM THE HOUSE

February 4, 1947

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. 67*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 36-2-11, UTAH CODE ANNOTATED 1943, RELATING TO IMPROVEMENT OF HIGHWAYS, MAKING OF PLANS, MANNER AND TIME OF ADVERTISING FOR BIDS AND AWARDING OF CONTRACTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 67 was read the first time and referred to the Committee on Highways.

February 4, 1947

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. 2*, by Mr. Olson, entitled, "A RESOLUTION MEMORIALIZING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO CAUSE THE PROPOSED SALE OF THE TOWN OF DRAGERTON, UTAH, TO BE WITHDRAWN FROM SALE AS A UNIT AND TO OFFER IT FOR SALE TO PRESENT OCCUPANTS, VETERANS AND OTHERS IN UNITS OF ONE HOUSE AND LOT IN EACH SALE", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 2 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 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 66*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 24A-0-39, UTAH CODE ANNOTATED 1943, RELATIVE TO THE POWERS AND DUTIES OF THE BOARD OF SUPERVISORS OF DRAINAGE DISTRICTS TO ENTER INTO CONTRACTS, TO ISSUE BONDS, AND THE LIMITATIONS THEREON; AND PROVIDING FOR PROCEDURE FOR BOND ELECTIONS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 66 was read the first time and referred to the Committee on Agriculture and Irrigation.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 21 was read the third time and placed on its final passage.

S. B. No. 21 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren, Jolley, Lamoreaux, and Selvin.

S. B. No. 21 was transmitted to the House.

S. B. No. 44 was read the third time and placed on its final passage.

S. B. No. 44 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Gibbons, Holbrook, Houston, Jones, Knight, Lund, McShane, Melich, Midgley, Ward, and Mr. President.

Absent and not voting: Senators Fowles, Hirschi, Jolley, Lamoreaux, Selvin, and Vest.

S. B. No. 44 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 39 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

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

Page 1, line 8, following the word "thereon;" add "except where such lands are situated in incorporated or unincorporated towns or cities".

S. B. No. 39 then failed of passage on the following roll call:

Ayes, 6; Nos, 15; Absent, 2.

Those voting in the affirmative were: Senators Day, Farr, Fowles, Knight, McShane, and Ward (explained vote).

Those voting in the negative were: Senators Brockbank, Clegg, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, Melich, Selvin, Vest, and Mr. President.

Absent and not voting: Senators Cowles and Midgley.

S. B. No. 39 was filed.

S. B. No. 57 was read the second time.

Committee report read and adopted.

On motion of Senator Brockbank, the rules were suspended and *S. B. No. 57* was read the third time and placed on its final passage.

S. B. No. 57 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward (explained vote), and Mr. President.

Absent and not voting: Senators Knight and Lund.

S. B. No. 57 was transmitted to the House.

S. B. No. 33 was read the second time.

Committee report read and adopted.

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

Page 2, line 22, strike the word "staate" and insert in lieu thereof the word "state".

Page 2, line 11, strike the word "is" and insert in lieu thereof the word "its".

Page 2, line 28, strike the word "simplifiying" and insert in lieu thereof the word "simplifying".

Page 3, strike all of paragraphs 7 and 8.

Page 3, line 13, strike the figure "9" and insert in lieu thereof the figure "7".

Page 3, line 15, strike the figure "10" and insert in lieu thereof the figure "8".

Page 3, line 19, strike the figure "11" and insert in lieu thereof the figure "9".

Page 4, line 6, strike the word "aproved" and insert in lieu thereof the word "approved".

Page 4, line 31, strike the word "Staate" and insert in lieu thereof the word "State".

Page 4, line 33, strike the word "He" and insert in lieu thereof "Said Director".

Page 5, line 23, strike the word "therto" and insert in lieu thereof the word "thereto.".

Page 6, line 17, strike the word "therefo" and insert in lieu thereof the word "thereto".

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

Page 1, line 9, after the word "Council" insert the words "from the Legislature", and after the word "shall" insert the word "be".

Senator Holbrook moved that the Sub-committee of the Committee on Appropriations and Claims and the Committee on Public Institutions accept the invitation of the Utah State Agricultural College to visit that institution on Thursday, February 6, 1947.

Motion carried.

On motion of Senator Elggren, it was ordered that *S. B. No. 26* retain its place at the head of the Second Reading Calendar until *S. B. No. 25* is reached at which time they will be considered jointly.

On motion of Senator Farr, the Senate adjourned until February 5, 1947, at 2:00 p.m.

TWENTY-FOURTH DAY

February 5, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

February 5, 1947

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,

TAYLOR P. BROCKBANK,
ORRICE C. McSHANE.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 4, 1947

Mr. President:

I am directed to inform your Honorable body that the House has this day passed *H. B. No. 33* (substitute copy), by Messrs. Robson and Brinkerhoff, entitled, "AN ACT AMENDING SECTIONS 3-8a-2, 3-8a-4, 3-8a-5, 3-8a-8, 3-8a-9, 3-8a-11, 3-8a-13, 3-8a-14, 3-8a-21, 3-8a-22, AND 3-8a-24, UTAH CODE ANNOTATED 1943, RELATING TO THE SALE AND ANALYSIS OF COMMERCIAL FERTILIZER; PRESCRIBING THEIR MINIMUM FOOD CONTENT AND METHOD OF DETERMINATION THEREOF, AND PROHIBITING SALE OF COMMERCIAL FERTILIZER WHICH DOES NOT CONFORM THERETO; REQUIRING STATE BOARD OF AGRICULTURE TO PUBLISH ANNUAL STATEMENT OF REGISTERED FERTILIZERS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 33 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 23*, by Messrs. Browne, Lewis and Holther, entitled, "AN ACT AMENDING SECTION 19-5-4 OF UTAH CODE ANNOTATED, 1943, RELATING TO FILLING VACANCIES IN THE COUNTY COMMISSIONER'S OFFICE".

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on January 28, 1947, approve and transmit to the Secretary of State, *H. B. No. 2*, by Mr. Anderson and Mrs. Pyne, entitled, "AN ACT PROVIDING FOR THE USE OF FEES, TUITION AND OTHER MONIES COLLECTED BY AND FOR THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH".

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

COMMUNICATIONS FROM THE GOVERNOR

February 5, 1947

To the Senate
State Capitol Building
Salt Lake City, Utah

Gentlemen:

On January 22nd I sent a communication to your honorable body listing the recess appointments I had made since the adjournment of the 26th legislature.

In my letter I listed Mrs. Della Loveridge of Provo, Utah, as my appointee to the Advisory Council of the Department of Public Welfare

to serve for the term ending March 1, 1952. I failed, however, to advise you that sometime after the above appointment took effect, Mrs. Loveridge resigned as a member of the Advisory Council and that the vacancy resulting from her resignation has not as yet been filled.

Sincerely yours,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

REPORTS OF STANDING COMMITTEES

February 5, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 147*, by Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 147 was ordered printed and referred to the Committee on Highways.

February 5, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 99*, by Messrs. Jolley, Brockbank and Jones, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 99 was ordered printed and referred to the Committee on Health and Labor.

February 5, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 148*, by Messrs. Lamoreaux and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 148 was ordered printed and referred to the Committee on Welfare.

February 5, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 149*, by Mining and Smelting Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 149 was ordered printed and referred to the Committee on Mining and Smelting.

February 5, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 150*, by Messrs. Gibbons, Knight and Jones, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 150 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 4, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 60*, by Messrs. Hirschi and Hopkin, (On Behalf of the Tax Study Committee) has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 60 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 70*, by Messrs. Day, Farr, and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 70 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 89*, by Mr. Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 89 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 58*, by Messrs. Lunt, Murch and Frost, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 58 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 136*, by Messrs. Melich, Jolley, Ward and Vest, in behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 136 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 141*, by Mr. Midgley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 141 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. J. R. No. 14*, by Messrs. Knight, Day and Elggren, has carefully considered said resolution and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. J. R. No. 14 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 137*, by Messrs. Melich, Jolley, Ward and Vest, in behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 137 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 114*, by Mr. Jolley, has carefully considered said bill and reports the same with the recommendation that the enacting clause be stricken, inasmuch as the bill is the same as *H. B. No. 58*.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 114 was placed on the Second Reading Calendar.

February 5, 1947

Mr. President:

Your Committee, on Mining and Smelting, to which was referred *S. B. No. 127*, by Mr. Melich, has carefully considered said bill and reports the same out wthout recommendation.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 127 was placed on the Second Reading Calendar.

February 5, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *S. B. No. 126*, by Mr. Melich, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 126 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 48*, by Messrs. Frost, Cottrell, Robinson, Murdock, and Bunce, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 48 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 34*, by Mesdames Jack and Christenson, Messrs. Nielson, Cope, Durham, Gardner, Lunt, Hale, McPolin, Olson, White, Anderson, Bonacci, Murch, and Doty, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

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

February 4, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 106*, by Messrs. Fowles and Hirschi, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 106 was placed on the Second Reading Calendar.

February 4, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 88*, by Messrs. Holbrook, Clegg, and Jolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 88 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 95 By Mr. Cowles
(As rewritten)

AN ACT AMENDING SECTIONS 19-5-1, 19-5-2 and 19-5-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE CREATION OF COUNTY COMMISSIONER DISTRICTS AND THE ELECTION OF COUNTY COMMISSIONERS FROM SUCH DISTRICTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 138 By Mr. Midgley
(As rewritten)

AN ACT AMENDING SECTION 25-6-16, UTAH CODE ANNOTATED 1943, RELATING TO POLLING PLACES, BOOTHS, ETC.; PROVISION THEREFOR AND ARRANGEMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 169 By Messrs Hirschi, Jones, Cowles, Farr and Lund

AN ACT MAKING AVAILABLE TO THE PUBLIC INSTITUTIONS OF HIGHER LEARNING AN AMOUNT EQUAL TO THE SUM OF THE FEES WHICH ARE CHARGEABLE TO AND DUE FROM THE VETERANS ADMINISTRATION FOR EDUCATIONAL SERVICES RENDERED UNDER CONTRACT DURING THE BIENNIUM ENDING JUNE 30, 1947; MAKING AN APPROPRIATION OF $107,300 THEREFOR, AND PROVIDING FOR THE MANNER AND TIME OF REPAYMENT TO THE GENERAL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 170 By Messrs. Farr, Fowles and Selvin

AN ACT AUTHORIZING THE UTAH STATE BUILDING BOARD TO ERECT BUILDINGS AND MAKE OTHER IMPROVEMENTS AND REPAIRS AT THE UTAH SCHOOL FOR THE BLIND AND MAKING AN APPROPRIATION OF $668,500 THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

On motion of Senator McShane, *S. B. No. 33* was amended as follows:

Page 1, Line 2, after the word "senators" strike the rest of the line, also all of lines 3 and 4 and the first four words of line 5 and

add the following: "one of which shall be the President of the Senate, the remaining four to be appointed by the President of the Senate, and five Representatives, one of which shall be the Speaker of the House, the remaining four to be appointed by the Speaker of the House. In the event the President of the Senate or the Speaker of the House deem it inadvisable to serve on the Council they shall then appoint another member from their respective body."

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

Page 1, line 5, after the word "persons", insert the words "to be".

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

Page 6, line 20, strike the figures "$25,000.00" and insert in lieu thereof the figures "$60,000.00".

On motion of Senator Holbrook, the Secretary was ordered to inform the House that this bill has not been considered by the Senate Committee on Appropriations and Claims and to request that the bill be referred to the House Committee on Appropriations.

S. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senators Lamoreaux and Selvin.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Vest *H. B. No. 29* was read the second time.

Committee report read and adopted.

On motion of Senator Vest, 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:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Midgley.

H. B. No. 29 was returned to the House.

H. B. No. 32 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 32* was read the third time and placed on its final passage.

H. B. No. 32 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Midgley.

H. B. No. 32 was returned to the House.

On motion of Senator Ward, *H. B. No. 35* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 35* was read the third time and placed on its final passage.

H. B. No. 35 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Farr, Lund, Melich, and Midgley.

H. B. No. 35 was returned to the House.

H. J. M. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi, the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Lamoreaux, Lund, and Melich.

H. J. M. No. 1 was returned to the House.

H. B. No. 31 was read the second time.

Committee report read and adopted.

On motion of Senator Ward, the rules were suspended and *H. B. No. 31* was read the third time and placed on its final passage.

H. B. No. 31 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Lamoreaux, and Lund.

H. B. No. 31 was returned to the House.

H. B. No. 6 was read the second time.

Committee report read and adopted.

H. B. No. 6 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Lamoreaux, and Vest.

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

Committee report read and adopted.

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

Page 1, line 4, strike the figures "$3300.00" and insert in lieu thereof the figures "$3600.00".

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

Ayes, 17; Nos, 3; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Knight, Lamoreaux, Lund, Melich, Selvin, and Mr. President.

Those voting in the negative were: Senators Jones (explained vote), McShane, and Ward.

Absent and not voting: Senators Brockbank, Midgley, and Vest.

On motion of Senator Ward, *H. B. No. 11* was read the second time.

Committee report read and adopted.

H. B. No. 11 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 1; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Voting in the negative was Senator Cowles.

Absent and not voting: Senators Brockbank, Elggren, and Vest.

Senator Clegg moved that the Senate reconsider the vote by which *S. B. No. 39* failed of passage.

Motion carried.

On motion of Senator Farr, *S. B. No. 39* was amended as follows:

Line 2 of the title, after the word "LANDS", insert "LYING BELOW THE OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS".

Line 4 of the title, after the word "TO", insert the word, "SUCH".

Page 1, line 6, after the word "Utah," insert the words "lying below the official government meander line or the high water line of the navigable waters within this state,".

Page 1, line 11, after the words "fishing and trapping" delete the words, "provided that the provisions of this act shall not apply to lands which the state may exchange for other lands".

S. B. No. 39 was placed on the Third Reading Calendar on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Day.

Senator Holbrook moved that commencing Monday, February 10, 1947, the Senate meet in regular daily sessions commencing at 10:00 a.m.

Motion carried.

Senator Lamoreaux moved that the Senate do not meet on Saturday, February 8, 1947.

Motion carried.

On motion of Senator Day, the President appointed a committee of three to draft a resolution addressed to veterans of World War II expressing appreciation of their services. President Hopkin appointed Senators Fowles, McShane and Knight to serve on the committee to draft this resolution.

On motion of Senator Knight, the Enacting Clause of *S. B. No. 22* was struck.

On motion of Senator Hirschi, the Enacting Clause of *S. B. No. 53* was struck.

On motion of Senator Ward, the Senate adjourned until February 6, 1947, at 2:00 p.m.

TWENTY-FIFTH DAY

February 6, 1947

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

Roll Call—All Senators present, except Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin and Ward, excused.

Prayer by the Chaplain.

February 6, 1947

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,

TAYLOR P. BROCKBANK,
ORRICE C. McSHANE.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 5, 1947

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. 5*, by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING

SECTIONS 87-1-3, AND 87-1-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1945, RELATING TO THE SALARIES OF JUDGES OF THE SUPREME AND DISTRICT COURTS, AND FIXING THE TERM OF DISTRICT JUDGES.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Hirschi, *S. B. No. 5* was made a special order of business for Monday, February 10, 1947, at 2:30 p.m.

February 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in the Body by the Senate, and in the Title and Body by the House, *S. B. No. 3*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21, AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING, AND THE METHOD OF COUNTING THE BALLOTS", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook, *S. B. No. 3* was made a special order of business for Monday, February 10, 1947, immediately following *S. B. No. 5*.

February 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 51*, by Mr. Browne, entitled, "AN ACT TO BE KNOWN AS SECTION 71-1-1B, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR PENSIONS FOR

POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, AND PROVIDING FOR DEATH BENEFITS FOR THE WIDOWS AND DEPENDENT MINOR CHILDREN THEREOF.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 51 was read the first time and referred to the Committee on Welfare.

Mr. President: February 5, 1947

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 36*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 36-6-8 AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 36 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATIONS FROM THE GOVERNOR

February 6, 1947

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 7*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTION 76A-3-2, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR IN RELATION TO STATE FUNDS."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 6, 1947

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 6*, by Messrs. Holbrook and Clegg, entitled, "AN ACT REPEALING SECTIONS 87-2-8, 87-2-9 and 87-2-10, UTAH CODE ANNOTATED 1943, RELATING TO THE EMERGENCY POWERS OF THE GOVERNOR OVER STATE REVENUE.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 6, 1947

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 1*, by Messrs. Hopkin and Clegg, entitled, "AN ACT APPROPRIATING MONEY FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH CENTENNIAL COMMISSION FOR THE PURPOSE OF CARRYING OUT ITS DUTIES AND TO ENABLE IT TO EFFECTUATE ITS PURPOSES AS PROVIDED BY LAW AND PROVIDING FOR THE FINAL DISPOSITION OF THE PROPERTY OF SAID COMMISSION."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. M. No. 1*, by Messrs. Hirschi and Vest, with a few minor changes assented to by the authors, and recommends the memorial be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. M. No. 1 was ordered printed and referred to the Committee on Education.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 95*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 95 was ordered printed and referred to the Committee on Judiciary.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 138*, by Mr. Midgley, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 138 was ordered printed and referred to the Committee on Judiciary.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 151*, by Mr. Brockbank, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 151 was ordered printed and referred to the Committee on Public Institutions.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 152*, by Mr. Brockbank, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 152 was ordered printed and referred to the Committee on Health and Labor.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 153*, by Messrs. Brockbank and Fowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 153 was ordered printed and referred to the Committee on Education.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 156*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 156 was ordered printed and referred to the Committee on Education.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 157*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 157 was ordered printed and referred to the Committee on Education.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 158*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 158 was ordered printed and referred to the Committee on Highways.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 159*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 159 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 160*, by Messrs. Jolley, Brockbank and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 160 was ordered printed and referred to the Committee on Welfare.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 161*, by Messrs. Jolley, Brockbank and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 161 was ordered printed and referred to the Committee on Welfare.

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 163*, by Messrs. Knight and Lund, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 163 was ordered printed and referred to the Committee on Health and Labor.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 19 By Messrs. Holbrook and Midgley

A JOINT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A JOINT COMMITTEE TO STUDY BUILDING NEEDS OF THE STATE, was read the first time.

On motion of Senator Holbrook the rules were suspended and *S. J. R. No. 19* was read the second and third times and placed on its final passage.

S. J. R. No. 19 then passed on the following roll call:

Ayes, 12; Nos, 0; Absent, 11.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Houston, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

S. J. R. No. 19 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 171 By Messrs. Day and Fowles

AN ACT REPEALING CHAPTER 75, LAWS OF UTAH, 1945, RELATING TO THE GRANTING OF SPECIAL PERMITS OF INTOXICATING LIQUORS TO COMMANDING OFFICERS OF MILITARY POSTS, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Day, the rules were suspended and the Senate proceeded to consider bills on the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

Senator Fowles moved that the rules be suspended and that the Senate do now consider *S. B. No. 106.*

Motion carried.

S. B. No. 106 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *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:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

S. B. No. 106 was transmitted to the House.

On motion of Senator Day, the rules were suspended and *H. B. No. 12* was read the second time.

Committee report read and adopted.

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

Page 1, line 14, strike the words "County Clerk of each County in which he is doing business" and insert in lieu thereof the words, "Secretary of State of the State of Utah".

Page 1, line 18, strike the word "with" and the balance of the line.

Line 19, strike the words "business each and every year thereafter."

Page 2, lines 1 and 2, strike the words "and shall file or cause to be filed a copy of said certificate".

Senator Day, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Cowles, the Call was lifted.

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

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Day, the rules were suspended and *H. B. No. 13* was read the second time.

Committee report read and adopted.

H. B. No. 13 was placed on the Third Reading Calendar on the following roll call:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Day, the rules were suspended and *H. B. No. 30* was read the second time.

Committee report read and adopted.

H. B. No. 30 was placed on the Third Reading Calendar on the following roll call:

Ayes, 10; Nos, 3; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Day, Fowles, Hirschi, Holbrook, Houston, McShane, Midgley, Vest, and Mr. President.

Those voting in the negative were: Senators Cowles, Lund, and Melich.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Day, the rules were suspended and *H. B. No. 52* was read the second time.

Committee report read and adopted.

H. B. No. 52 was placed on the Third Reading Calendar on the following roll call:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Day, the rules were suspended and *H. B. No. 58* was read the second time.

Committee report read and adopted.

H. B. No. 58 was placed on the Third Reading Calendar on the following roll call:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Midgley, the rules were suspended and *H. B. No. 48* was read the second time.

Committee report read and adopted.

H. B. No. 48 was placed on the Third Reading Calendar on the following roll call:

Ayes, 9; Nos, 4; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Fowles, Hirschi, Houston, McShane, Melich, Midgley, and Vest.

Those voting in the negative were: Senators Day, Holbrook, Lund, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Day, the rules were suspended and *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:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Holbrook, Houston, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Farr, Gibbons, Jolley, Jones, Knight, Lamoreaux, Selvin, and Ward.

On motion of Senator Midgley, 250 copies of *S. B. No. 34* were ordered sent to the State Commissioner of Insurance for distribution and the balance placed under the jurisdiction of the Secretary of the Senate to be distributed on written request to interested persons who have not otherwise obtained a copy.

Senator Holbrook moved that the Committee on Highways be requested to make a study of the condition of the highway system of the state to determine the amount of money needed to undertake a construction program that will modernize the entire highway system and bring it into condition to meet the traffic requirements; to determine, also, the extent to which state funds available for highway purposes will match Federal funds which without matching would be lost to the State, and determine whether or not an additional tax levy on motor fuels may be necessary.

Motion carried.

On motion of Senator Fowles, the Senate adjourned until February 7, 1947, at 2:00 p m.

TWENTY-SIXTH DAY

February 7, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

February 7, 1947

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,

TAYLOR P. BROCKBANK,
ORRICE C. McSHANE.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

To the Senate
State Capitol Building
Salt Lake City, Utah

Gentlemen:

The following appointments have been made by me to the commissions designated below, and I am herewith submitting them to you for your approval.

For commissioner of the Department of Engineering for the six-year period beginning March 1, 1947, Layton Maxfield of Millard County.

For commissioners of the Department of Fish and Game for the six-year period beginning March 1, 1947, Newell R. Frei of Washington County, and E. N. Larsen of Cache County.

Respectfully yours,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

February 7, 1947

TO THE SENATE:

Gentlemen:

The following appointment has been made by me, and I am herewith submitting his name for your approval.

For commissioner of the Department of Finance for the six-year period beginning March 1, 1947, Heber Bennion Jr. of Daggett County.

Respectfully yours,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 6, 1947

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. 64*, by Mr. Browne,

entitled, "AN ACT AMENDING SECTION 25-3-43, UTAH CODE ANNOTATED 1943, RELATING TO PARTY CONVENTIONS FIXING THE TIME AND PUBLICATION OF NOTICE THEREOF.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 64 was read the first time and referred to the Committee on Judiciary.

February 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 68*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-11-1, UTAH CODE ANNOTATED 1943, RELATING TO NOMINATION BY PRIMARY, METHOD OF ANNOUNCEMENT BY CANDIDATE, PETITION, REQUIREMENTS, AND PUBLICATION OF NOTICE THEREOF, BALLOTS, RETURNS AND CANVASS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 68 was read the first time and referred to the Committee on Judiciary.

February 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 73*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 75-2-5, UTAH CODE ANNOTATED 1943, RELATING TO ADDITIONAL FEES THAT MAY BE CHARGED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH AND THE BOARD OF TRUSTEES OF THE UTAH STATE AGRICULTURAL COLLEGE, AND PROVIDING THAT THE BUILDING CONSTRUCTION FEE SHALL NOT EXCEED $20 PER YEAR.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 73 was read the first time and referred to the Committee on Education.

February 7, 1947

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. 130*, by Mr. Olson, entitled, "AN ACT AMENDING 80-14-7, UTAH CODE ANNOTATED 1943, RELATING TO PERSONAL EXEMPTION, OR CREDITS, AGAINST NET INCOME FOR INCOME TAX PURPOSES, AND PROVIDING FOR SPECIAL EXEMPTIONS FOR VETERANS OF WORLD WAR II FOR THE TAX YEARS 1947, 1948 AND 1949 IN THE AMOUNT OF $2,700.00 FOR SINGLE PERSONS AND $3,300.00 FOR A HEAD OF A FAMILY, OR A MARRIED PERSON LIVING WITH HUSBAND OR WIFE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 130 was read the first time and referred to the Committee on Revenue and Taxation.

February 7, 1947

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. 19*, by Messrs. Holbrook and Midgley, entitled, "A JOINT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A JOINT COMMITTEE TO STUDY BUILDING NEEDS OF THE STATE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 19 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 57*, by Messrs. Brockbank, Day and Elggren, entitled, "AN ACT AMENDING SECTION 19-13-15, UTAH CODE

ANNOTATED 1943, AS AMENDED BY CHAPTER 30, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 57 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 1*, by Mesdames Christenson, Jack, Mitchell, Pyne, Miss Williams, Messrs. Holther, Clark, Murch, entitled, "A CONCURRENT MEMORIAL TO THE CONGRESS OF THE UNITED STATES OF AMERICA URGING A CHANGE IN THE NAME OF U. S. 6 ROOSEVELT HIGHWAY RUNNING FROM BOSTON, MASSACHUSSETTS, TO LOS ANGELES, CALIFORNIA.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 1 was read the first time and referred to the Committee on Highways.

REPORTS OF STANDING COMMITTEES

February 6, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 36*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 36-6-8 AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE

ROADS", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 36 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 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 57*, by Messrs. Brockbank, Day, and Elggren, entitled, "AN ACT AMENDING SECTION 19-13-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 30, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY," examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 57 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 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. J. R. No. 19*, by Messrs. Holbrook and Midgley, entitled, A JOINT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A JOINT COMMITTEE TO STUDY BUILDING NEEDS OF

THE STATE", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. 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 6, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *S. B. No. 118*, by Messrs. Melich and Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 118 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *S. B. No. 125*, by Mr. Melich, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 125 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *S. J. R. No. 18*, by Messrs. Melich, McShane, Hirschi, Houston and

Clegg, has carefully considered said resolution and reports the same out without recommendation.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. J. R. No. 18 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 121* by Messrs. Melich, Ward, Jones, and Vest, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Page 1, line 10 of the title, strike the semicolon and insert in lieu thereof a period. Strike the words, "and directing the", and all of lines 11 and 12.

Page 2, line 29, strike the word "such" and insert in lieu thereof "each".

Page 3, line 5, after the words "consist of" insert "a chairman and". Strike the number "14" and insert in lieu thereof "13 other".

Page 3, line 8, strike the word "Such" and insert in lieu thereof the word "Original'.

Page 3, line 10, strike the words "the vacancies" and insert "members".

Page 3, line 11, strike the words "to be filled".

Page 4, line 3, after the word "any" add the word "one".

Page 4, line 4, strike the word "chairman".

Page 4, line 5, strike the words "and secretary".

Page 4, line 6, strike the word "officer" and insert in lieu thereof "secretary and engineer".

Page 4, line 14, strike the semicolon, and in lieu thereof insert a period. Add at the end of the line, the following: "In connection therewith the State Engineer is authorized and directed to make reconnaissance surveys of potential projects in each drainage area and to prepare a report which shall include an estimate of the number of years and the amount of money required to plan and construct such projects."

Page 4, line 20, strike the word "State" and insert in lieu thereof, the word "Board".

Page 4, line 29, after the word "agencies" insert "and with the National Reclamation Association".

Page 5, line 1, strike the period and in lieu thereof insert a semicolon. Between lines 1 and 2, insert the following new subsections:

"(10) to consider and make recommendations on behalf of the State of Utah of reclamation projects or other water development projects for construction by any agency of the State or United States and in so doing to designate the order in which projects shall be undertaken;

(11) nothing contained herein shall be construed to impair or otherwise interfere with the authority of the State Engineer granted by Title 100, Utah Code Annotated, 1943."

Page 5, line 2, after the word "project" insert "to be constructed with money made available from the funds created by Section 8 hereof".

Page 5, line 9, strike the word "Board" and insert in lieu thereof "Utah Water Board".

Page 5, line 16, strike the word "Board" and insert in lieu thereof "Utah Water Board".

Page 5, line 18, strike the word "constructed".

Page 5, line 19, strike the words "under the terms of this act or".

Page 5, line 23, strike the word "fees" and insert in lieu thereof the word "charges".

Page 5, line 26, strike the word "fees" and insert in lieu thereof "charges".

Page 5, line 29, after the word "constructed" insert "with funds made available by Section 8 hereof".

Page 6, line 2, strike the word "fees" and insert in lieu thereof "charges".

Page 6, line 5, at the end thereof, add a new sentence, as follows: "Contributions of money, property or equipment may be received from any county, municipality, federal agency, water conservation district, metropolitan water district, conservancy district, water users' association, person or corporation for use in making investigations, constructing projects, or otherwise carrying out the purposes of this act."

Page 6, line 11, after the word "include" insert the following: "a report of the comprehensive reconnaissance studies authorized in Section 4 (1) of this act,".

Strike the word "works" and in lieu thereof insert "work".

Page 6, line 15, at the end of the line, add a new sentence as follows: "The State Auditor shall be charged with the duty of collecting any and all amounts due to the State on contracts with water users."

Page 6, strike lines 16 to 19 both inclusive.

Page 6, line 20, strike "13" and insert "12" in lieu thereof.

Page 6, line 21, strike "14" and insert "13" in lieu thereof.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 121 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 122* by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 122 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. C. M. No. 2* by Mr. Melich, has carefully considered said memorial and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. C. M. No. 2 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *H. B. No. 66* by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 66 was placed on the Second Reading Calendar.

February 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *H. B. No. 33* by Messrs. Robson and Brinkerhoff, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 33 was placed on the Second Reading Calendar.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 154*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 154 was ordered printed and referred to the Committee on Education.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest, and Day, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 155 was ordered printed and referred to the Committee on Education.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 162*, by Messrs. Jolley, Brockbank and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 162 was ordered printed and referred to the Committee on Welfare.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 164*, by Messrs. Vest and Brockbank, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 164 was ordered printed and referred to the Committee on Education.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 165*, by Messrs. McShane, Clegg, Hirschi, and Melich, with a few minor changes assented to by the authors and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 165 was ordered printed and referred to the Committee on Welfare.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 166*, by Messrs. Ward, Vest and Jones, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 166 was ordered printed and referred to the Committee on Education.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 167*, by Messrs. Fowles and Clegg, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 167 was ordered printed and referred to the Committee on Revenue and Taxation.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 168*, by Messrs. Houston, McShane and Lund, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 168 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 169*, by Messrs. Hirschi, Jones, Cowles, Farr and Lund, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 169 was ordered printed and referred to the Committee on Education.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 170*, by Messrs. Farr, Fowles, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 170 was ordered printed and referred to the Committee on Public Institutions.

February 7, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 171*, by Messrs. Day and Fowles, with a few minor changes assented to by the authors and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 171 was ordered printed and referred to the Committee on Banking and Commerce.

PRESENTATION OF RESOLUTIONS

S. C. M. No. 3 By Messrs. Melich and Day

A JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES OF AMERICA IN OPPOSITION TO THE POLICY OF THE SECRETARY OF THE DEPARTMENT OF THE INTERIOR, MR. J. A. KRUG, AS ANNOUNCED ON FEBRUARY 2, 1947 ACCOMPANYING HIS FIRST ANNUAL REPORT, OF KEEPING ALL FEDERALLY OWNED MINERAL LANDS IN PERMANENT FEDERAL OWNERSHIP, PERMITTING DEVELOPMENT ONLY UNDER LEASING LAWS AND THAT THE PRESENT MINING LAWS WHICH PERMIT THE PATENTING OF MINERAL LANDS SHOULD BE REPEALED, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 172 By Mr. Vest

AN ACT AMENDING SECTIONS 75-30-3, AND 75-30-6, UTAH CODE ANNOTATED 1943, PROVIDING FOR ADULT EDUCATION AND THE ADMINISTRATION THEREOF; AND APPROPRIATING $50,000 ANNUALLY TO THE ADULT EDUCATION FUND AND PROVIDING FOR THE ADMINISTRATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

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

On motion of Senator Fowles, the Executive Session was dissolved.

On motion of Senator Fowles, the Senate recessed.

The Senate reassembled.

Senator Ward moved that the Senate advise and consent to the following appointments:

FOR MEMBER OF THE CENTENNIAL COMMISSION:

To fill the term expiring July 24, 1949:

B. Spencer Young .....Salt Lake City

FOR MEMBERS OF THE UTAH STATE HOSPITAL FOR POLIOMYELITIS AND OTHER CHILDREN'S CRIPPLING DISEASES:

To serve for the terms and reappointments listed below:

Dr. John A. Anderson, Salt Lake City, March 31, 1946.

Dr. Allen C. Thurman, Salt Lake City, March 31, 1947.

Dr. L. S. Merrill (resigned), Ogden, March 31, 1948.

Dr. Earl L. Skidmore, unexpired term of Dr. Merrill to March 31, 1948.

Clarence Bamberger, Salt Lake City, March 31, 1949.

Mrs. George S. Ballif, Provo, March 31, 1950.

Mrs. L. E. Nelson, Logan, March 31, 1951.

Mr. John C. Denton, Salt Lake City, March 31, 1952.

Dr. John A. Anderson, reappointed, Salt Lake City, to March 31, 1953

FOR MEMBERS OF BOARD OF CORRECTIONS:

To fill the vacancy caused by the death of Robert Lynch, and to serve for the unexpired term ending April 1, 1947:

Adrian B. Pembroke .....Salt Lake City

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF ENGINEERING:

To fill the vacancy caused by the resignation of Willard A. Day and to serve for the unexpired term ending March 1, 1952:

Dr. W. M. Stookey .....Salt Lake City

FOR MEMBERS OF THE UTAH STATE BOARD OF HEALTH:

To serve for the term ending March 1, 1951:

Dr. J. T. Howells (reappointed).....Salt Lake City

To fill the vacancy caused by the resignation of Dr. Joseph Morrell and to serve for the unexpired term ending March 1, 1952:

T. Ray Kingston .....Salt Lake County

To serve for the term ending March 1, 1953:

Dr. A. Cyril Callister .....Salt Lake City

FOR MEMBER OF THE BOARD OF CONTROL, UTAH STATE HISTORICAL SOCIETY:

To fill the vacancy caused by the death of Herbert S. Auerbach, and to serve for the unexpired term ending April 1, 1949:

Father Robert J. Dwyer .....Salt Lake City

Motion carried.

Senator Ward moved that the Senate do not advise and consent to the following appointment:

To fill the vacancy caused by the resignation of David H. Trevithic, and to serve for the unexpired term ending March 1, 1947:

Wendell Grover .....Salt Lake City

Motion carried.

SPECIAL ORDER

S. B. No. 8 was before the Senate as a special order of business.

S. B. No. 8 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 8; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight (explained vote), McShane (explained vote), Melich, and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Lamoreaux, Lund, Midgley, Selvin, and Ward.

Absent and not voting: Senator Vest.

On motion of Senator Lamoreaux, the Senate resolved itself into a Committee of the Whole to hear Mrs. Walter H. Boyd, President of the Gold Star Mothers of America.

On motion of Senator Lamoreaux, the Committee of the Whole was dissolved.

Senator Cowles moved that the Senate extend an invitation to Ex-Governor Arnall of Georgia to address the Senate on February 12, 1947, and that Senator Saltenstall of Massachusetts be invited to address the Senate on February 10, 1947.

Senator Holbrook moved that on the next legislative day the following bills be placed on the Second Reading Calendar following *S. B. No. 26:*

S. B. Nos. 25, 88, 93, 61, 64, 60, 108, 109, 121.

Motion carried.

On motion of Senator Day, the position of *S. B. No. 4* on the Third Reading Calendar was changed to immediately follow *S. B. No. 8.*

On motion of Senator Day, the Senate adjourned until February 10, 1947, at 10:00 a.m.

TWENTY-NINTH DAY

MORNING SESSION

February 10, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

February 10, 1947

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,

TAYLOR P. BROCKBANK,
ORRICE C. McSHANE.

Report adopted and filed.

President Hopkin appointed Senators Elggren and Jones to revise the Journal for the week beginning February 10, 1947.

COMMUNICATIONS FROM THE HOUSE

February 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in the body by the Senate, and in the title and body by the House, *S. B. No. 35*, by Messrs. Knight, Melich, Jolley and Vest, entitled, "AN ACT RELATING TO RETIREMENT OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS WITH PENSIONS OR RETIREMENT BENEFITS; AND PROVIDING FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS; EXTENDING SUCH PROVISIONS TO CITIES OF THE SECOND AND THIRD CLASS AND INCORPORATED TOWNS; PERMITTING LIBRARIANS, ASSISTANTS, AND EMPLOYEES OF PUBLIC LIBRARY BOARDS OF SUCH CITIES AND TOWNS TO PARTICIPATE IN SUCH PENSIONS OR RETIREMENT BENEFITS, AND SICKNESS PENSION, DISABILITY AND DEATH BENEFITS; PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, DISMISSAL OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST, SECOND AND THIRD CLASS, AND INCORPORATED TOWNS, OTHER THAN MEMBERS OF THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR AN APPEAL FROM DISCHARGE, DISMISSAL OR TRANSFER; CREATING A BOARD OF APPEAL WITH POWER TO MAKE FINDINGS AND RECOMMENDATIONS TO THE CITY COMMISSION OR COUNCIL, AND

REQUIRING CONCURRENCE OF A MAJORITY OF THE MEMBERS OF THE CITY COMMISSION OR COUNCIL TO DISHARGE, DISMISS OR TRANSFER IN CASE OF APPEAL; AND REPEALING CHAPTER 24, LAWS OF UTAH 1945.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate concurred in the House amendments.

S. B. No. 35 then passed on the following roll call:

Ayes, 14; Nos, 0; Absent, 9.

Those voting in the affirmative were: Senators Brockbank, Cowles, Elggren, Farr, Fowles, Gibbons, Houston, Jolley, Jones, Knight, Lund, McShane, Selvin, and Mr. President.

Absent and not voting: Senators Clegg, Day, Hirschi, Holbrook, Lamoreaux, Melich, Midgley, Vest, and Ward.

S. B. No. 35 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 7, 1947

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 Highway and Aeronautics Committee on behalf of the Tax Study Committee, entitled, "AN ACT APPROPRIATING TO THE STATE ROADS COMMISSION MONIES IN THE MOTOR VEHICLE REGISTRATION FUND, AND AMENDING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED, 1943, THEREBY APPROPRIATING $300,000.00 FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; AND PROVIDING FOR CONTINGENCIES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 71 was read the first time and referred to the Committee on Highways.

REPORTS OF STANDING COMMITTEES

February 7, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 62*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, and McPolin, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 62 was placed on the Second Reading Calendar.

February 7, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 85*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr and McPolin, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Page 1, lines 4 and 5, strike the words "Tax Commission" and insert the word "Auditor".

Line 7, strike the words "Tax Commission" and insert the word "Auditor".

Lines 7 and 8, strike the words "proper fiscal officer" and insert the words "Finance Commission".

Line 9, strike the word "who" and insert the word "which".

Lines 9, 10 and 12, strike the words "Tax Commission" and insert the word "Auditor" in each instance.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 85 was placed on the Second Reading Calendar.

February 7, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 140*, by Mr. Midgley, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

Page 1, Lines 4, 5, 6, 7, and 10. Strike the amounts "$6,000" and insert the amount "$4,800".

Page 2, Lines 1, 2, 4, 5, 6, and 7. Strike the amount "$6,000" and insert the amount "$4,800".

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 140 was placed on the Second Reading Calendar.

February 7, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 124*, by Messrs. Vest, Melich, Knight, Elggren, and Jolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 124 was placed on the Second Reading Calendar.

February 7, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. J. R. No. 10*, by Mr. Hopkin, has carefully considered said resolution and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. J. R. No. 10 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. C. M. No. 1*, by Mr. Selvin, has carefully considered said memorial and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. C. M. No. 1 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 65*, by Mr. Farr, has carefully considered said bill and reports the same out without recommendation.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 65 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 83*, by Messrs. Holbrook and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 83 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 148*, by Messrs. Lamoreaux and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 148 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 160*, by Messrs. Jolley, Brockbank and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 160 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *S. B. No. 161*, by Messrs. Jolley, Brockbank and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 161 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Welfare to which was referred *H. B. No. 51*, by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 51 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 32*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 32 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 47*, by Messrs. Clegg and Vest, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

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

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 58*, by Messrs. Knight, Selvin, and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 58 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 104*, by Committee on Health and Labor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 104 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. J. R. No. 15*, by Mr. Clegg, has carefully considered said resolution and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. J. R. No. 15 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 99*, by Messrs. Jolley, Brockbank, and Jones, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 99 was placed on the Second Reading Calendar.

February 8, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 130*, by Mr. Fowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 130 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 173 By Messrs. Hirschi and Day

AN ACT MAKING IT MANDATORY FOR THE UTAH LIQUOR CONTROL COMMISSION TO WITHDRAW LIQUOR STORES AND PACKAGE AGENCIES FROM OPERATION IN ANY MUNICIPALITY IN THE STATE UPON PETITION OF A MAJORITY OF THE QUALIFIED ELECTORS RESIDING THEREIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 174 By Mr. Cowles

AN ACT AMENDING SECTION 42-1a-16, UTAH CODE ANNOTATED 1943, RELATING TO THE MEANS BY WHICH EMPLOYERS MAY INSURE PAYMENT OF ANY COMPENSATION REQUIRED TO BE PAID BY THE "UTAH OCCUPATIONAL DISEASE DISABILITY LAW"; PROVIDING THAT ALL EMPLOYERS

EXCEPT COUNTIES, CITIES, TOWNS AND SCHOOL DISTRICTS SHALL SECURE COMPENSATION TO THEIR EMPLOYEES BY INSURING THE PAYMENT OF SUCH COMPENSATION WITH THE STATE INSURANCE FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 175 By Mr. Cowles

AN ACT RELATING TO THE NOMINATION AND ELECTION OF DISTRICT AND SUPREME COURT JUDGES PROVIDING FOR A NO-PARTY PRIMARY AND GENERAL ELECTION BALLOT AND FOR NOMINATION PETITIONS AND AMENDING SECTIONS 25-3-8, UTAH CODE ANNOTATED 1943 AS AMENDED BY SECTION 2 CHAPTER 2, LAWS OF UTAH 1944 FIRST SPECIAL SESSION, 25-3-10 UTAH CODE ANNOTATED 1943 RELATING TO JUDICIAL OFFICERS, was read the first time and referred to the Committee on Revision and Enrolling.

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

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Elggren, *S. B. Nos. 26* and *25* were made a special order of business for Tuesday, February 11, 1947, at 2:45 p.m.

S. B. No. 88 was read the second time.

Committee report read and adopted.

S. B. No. 88 was placed on the Third Reading Calendar on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Ward, and Mr. President.

Those voting in the negative were: Senators Cowles and Elggren.

Absent and not voting: Senators Day, Lamoreaux, Selvin and Vest.

On motion of Senator Farr, the Senate reverted to the regular order of business, the Consideration of Bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 43 was read the third time and placed on its final passage.

S. B. No. 43 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, Ward, and Mr. President.

Those voting in the negative were: Senators Cowles and Lund.

Absent and not voting: Senators Day, Knight, Selvin, and Vest.

S. B. No. 43 was transmitted to the House.

S. B. No. 39 was read the third time and placed on its final passage.

S. B. No. 39 then passed on the following roll call.

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, and Mr. President.

Absent and not voting: Senators Knight, Lund, Selvin, Vest, and Ward.

S. B. No. 39 was transmitted to the House.

S. B. No. 33 was read the third time and placed on its final passage.

On motion of Senator McShane the last sentence of Senate amendment on page 1 was amended to read as follows: "In the event that either the President of the Senate or the Speaker of the House deems it inadvisable to serve on the Council he shall then appoint another member from his respective body."

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

Page 5, line 27, following the word "make.", insert the following: "The Council may appoint sub-committees made up of the legislature not members of the Council.".

Page 6, line 18, following the word "session", change the period to a comma and add the words "except claims shall conform to the requirements of the Finance Department".

Page 6, line 20, strike the figures "$60,000.00" and insert in lieu thereof the figures "$40,000.00".

S. B. No. 33 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, and Mr. President.

Absent and not voting: Senators Cowles, Vest, and Ward.

S. B. No. 33 was transmitted to the House.

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:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg. Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, and Mr. President.

Absent and not voting: Senators Holbrook, Vest, and Ward.

H. B. No. 6 was transmitted to the House.

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

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

Ayes, 18; Nos, 3; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, and Mr. President.

Those voting in the negative were: Senators Jones, McShane, and Ward.

Absent and not voting: Senators Holbrook and Vest.

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

H. B. No. 11 was read the third time and placed on its final passage.

H. B. No. 11 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Elggren and Vest.

H. B. No. 11 was transmitted to the House.

On motion of Senator Knight, the enacting clause of *S. B. No. 14* was struck.

On motion of Senator Melich, the enacting clause of *S. B. No. 31* was struck.

On motion of Senator Gibbons, a letter of condolence was ordered sent to the family of James W. Funk, former President of the Senate from Cache County, who passed away on February 9, 1947.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

REPORTS OF STANDING COMMITTEES

February 10, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 130*, by Mr. Olson, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 130 was placed on the Second Reading Calendar.

February 10, 1947

Mr. President:

Your Committee on Mining and Smelting to which was referred *S. B. No. 149*, by Committee on Mining and Smelting, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 149 was placed on the Second Reading Calendar.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 3*, by Messrs. Melich and Day, and recommends that the memorial be returned to the authors for rewriting and re-introduction.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. M. No. 3 was referred back to the authors.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 86*, by Messrs. Clegg and Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 86 was ordered printed and referred to the Committee on Welfare.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 172*, by Mr. Vest, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 172 was ordered printed and referred to the Committee on Education.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 173*, by Messrs. Hirschi, and Day, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 173 was ordered printed and referred to the Committee on Judiciary.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 174*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 174 was ordered printed and referred to the Committee on Health and Labor.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 175*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 175 was ordered printed and referred to the Committee on Judiciary.

February 10, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 35*, by Messrs. Knight, Melich, Jolley, and Vest, entitled, "AN ACT RELATING TO RETIREMENT OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS WITH PENSIONS OR RETIREMENT BENEFITS; AND PROVIDING FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS; EXTENDING SUCH PROVISIONS TO CITIES OF THE SECOND AND THIRD CLASS AND INCORPORATED TOWNS; PERMITTING LIBRARIANS, ASSISTANTS, AND EMPLOYEES OF PUBLIC LIBRARY BOARDS OF SUCH CITIES AND TOWNS TO PARTICIPATE IN SUCH PENSIONS OR RETIREMENT BENEFITS, AND SICKNESS, DISABILITY AND DEATH BENEFITS; PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, DISMISSAL OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST, SECOND AND THIRD CLASS, AND INCORPORATED TOWNS, OTHER THAN MEMBERS OF THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR AN APPEAL FROM DISCHARGE, DISMISSAL OR TRANSFER: CREATING A BOARD OF APPEAL WITH POWER TO MAKE FINDINGS AND RECOMMENDATIONS TO THE CITY COMMISSION OR COUNCIL, AND REQUIRING CONCURRENCE OF

A MAJORITY OF THE MEMBERS OF THE CITY COMMISSION OR COUNCIL TO DISCHARGE, DISMISS OR TRANSFER IN CASE OF APPEAL: AND REPEALING CHAPTER 24, LAWS OF UTAH 1945, examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 35 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

INTRODUCTION OF BILLS

S. B. No. 128 (as rewritten) By Mr. Melich

AN ACT AMENDING SECTION 80-10-68, UTAH CODE ANNOTATED 1943, RELATING TO THE SALE AND LEASE OF UNREDEEMED TAX TITLE PROPERTY BY COUNTY COMMISSIONERS, PRESCRIBING THE TERMS UPON WHICH THE PROPERTY MAY BE SOLD, AND PERMITTING COUNTIES TO RESERVE OIL, GAS AND MINERAL RIGHTS, AND TO SELL AND LEASE THE SAME, AND AUTHORIZING THE COUNTY COMMISSIONERS TO ENTER INTO AGREEMENTS FOR THE POOLING OF ACREAGE WITH OTHERS FOR UNIT OPERATIONS FOR THE PRODUCTION OF OIL OR GAS, OR BOTH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 176 By Mr. Fowles

AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 69, LAWS OF UTAH, 1945, RELATING TO THE PAYMENT OF FIREMEN'S BENEFITS, THE AMOUNT THEREOF, TOTAL AND PARTIAL DISABILITY PAYMENTS, RETIREMENT OF FIREMEN, KEEPING OF 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. 177 By Mr. Knight

AN ACT AMENDING SECTION 40-1-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 47, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 64, LAWS OF UTAH 1945, RELATING TO AND PROVIDING FOR PREMARITAL EXAMINATION FOR VENEREAL DISEASES BY LICENSED PHYSICIANS AND SURGEONS INCLUDING LICENSED OSTEOPATHIC PHYSICIANS AND SURGEONS; PRESCRIBING TIME AND PROCEDURE REQUIRED BEFORE ISSUANCE OF MARRIAGE LICENSE; FORM OF CERTIFICATE TO BE USED, INCLUDING ACCEPTATION OF CERTIFICATES FROM OTHER STATES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 178 By Mr. Fowles

AN ACT AMENDING CHAPTER 8, SECTION 5, LAWS OF UTAH, 1945, RELATING TO RULES AND REGULATIONS WITH RESPECT TO THE PRODUCTION, PROCESSING, MANUFACTURE, DISTRIBUTION AND STORAGE OF MILK, MILK PRODUCTS AND FROZEN DESSERTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 179 By Mr. Melich

AN ACT AMENDING SECTIONS 34-0-1, 34-0-2, 34-0-3, AND REPEALING SECTIONS 34-0-4, 34-0-5, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH GEOLOGICAL AND MINERALOGICAL SURVEY AND ITS GOVERNING BOARD WITHIN THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT, AND TRANSFERRING ALL THE RIGHTS, POWERS AND DUTIES OF SAID SURVEY, ITS GOVERNING BOARD, AND THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT IN REFERENCE THERETO, TO THE STATE SCHOOL OF MINES AND MINERAL INDUSTRIES OF THE UNIVERSITY OF UTAH AND PROVIDING FOR AN ADVISORY BOARD TO ASSIST IN ATTAINING THE OBJECTS OF SAID SURVEY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 180 By Committee on Appropriations

AN ACT CREATING A STATE ART COMMISSION AND DEFINING ITS POWERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 181 By Mr. Holbrook

On Behalf of the Tax Study Committee

AN ACT TO PROVIDE FOR THE EQUITABLE DISTRIBUTION AMONG THE VARIOUS JUNIOR COLLEGES, THE UNIVERSITY OF UTAH, AND THE UTAH STATE AGRICULTURAL COLLEGE, OF THE MONIES FOR THE COMMON COSTS OF SUCH STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION FOR INSTRUCTION, MAINTENANCE AND REPAIR OF PHYSICAL PLANTS AND GROUNDS, AND ADMINISTRATION; AND TO CREATE A HIGHER EDUCATION FUND, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Farr moved that the rules be suspended and that the Senate do now consider *H. B. No. 130.*

Motion carried.

H. B. No. 130 was read the second time.

Committee report read and adopted.

On motion of Senator Farr, the rules were suspended and *H. B. No. 130* was read the third time and placed on its final passage.

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

Line 6 of the title, following the word "YEARS", insert the figure "1946,".

Page 1, line 13, after the word "of", insert the figure "1946,".

Page 2, after line 22, insert the following: "Section 2. This act to take effect upon approval.".

H. B. No. 130 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senator Jolley and Vest.

H. B. No. 130 was returned to the House.

SPECIAL ORDER

S. B. No. 5, as amended by the House, being a special order of business, was before the Senate.

On motion of Senator Holbrook, the Senate concurred in the House amendments.

S. B. No. 5 then passed on the following roll call:

Ayes, 14; Nos, 3; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, McShane, Melich, and Mr. President.

Those voting in the negative were: Senators Day, Jones, and Ward.

Absent and not voting: Senators Knight, Lamoreaux, Lund, Midgley, Selvin, and Vest.

S. B. No. 5 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

S. B. No. 3, being a special order of business, was before the Senate.

On motion of Senator Holbrook, the Senate concurred in the House amendments.

S. B. No. 3 then passed on the following roll call:

Ayes, 14; Nos, 5; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Ward, and Mr. President.

Those voting in the negative were: Senators Clegg, Cowles, Elggren, Farr, and Fowles.

Absent and not voting: Senators Knight, Midgley, Selvin, and Vest.

S. B. No. 3 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 12 was read the third time and placed on its final passage.

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

Line 3 of the title, strike the word "TATE" and insert in lieu thereof the word "STATE".

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

Line 4 of the title, strike the word "INDIVIDUALS" and insert in lieu thereof the word "INDIVIDUAL".

H. B. No. 12 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, and Melich.

Absent and not voting: Senators Holbrook, Midgley, Selvin, Vest, Ward, and Mr. President.

H. B. No. 12 was returned to the House.

H. B. No. 13 was read the third time and placed on its final passage.

H. B. No. 13 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, and Ward.

Absent and not voting: Senators Elggren, Holbrook, Midgley, Selvin, Vest, and Mr. President.

H. B. No. 13 was returned to the House.

On motion of Senator Melich, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

H. B. No. 52 was read the third time and placed on its final passage.

H. B. No. 52 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, and Ward.

Absent and not voting: Senators Elggren, Farr, Midgley, Selvin, Vest, and Mr. President.

H. B. No. 52 was returned to the House.

H. B. No. 58 was read the third time and placed on its final passage.

H. B. No. 58 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Knight, Lund, McShane, Melich, Selvin, and Ward.

Those voting in the negative were: Senators Gibbons and Jones.

Absent and not voting: Senators Lamoreaux, Midgley, Vest, and Mr. President.

H. B. No. 58 was returned to the House.

H. B. No. 48 was read the third time and placed on its final passage.

Senator Midgley, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Midgley, the Call was lifted.

H. B. No. 48 then passed on the following roll call:

Ayes, 16; Nos, 6; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund (explained vote), McShane, Melich, and Midgley.

Those voting in the negative were: Senators Day, Fowles, Holbrook (explained vote), Selvin, Ward (explained vote), and Mr. President.

Absent and not voting: Senator Vest.

H. B. No. 48 was returned to the House.

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:

Ayes, 19; Nos, 9; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Lamoreaux, and Vest.

H. B. No. 34 was returned to the House.

On motion of Senator Melich, *S. B. No. 8* was made a special order of business for February 17, 1947, at 2:30 p.m.

On motion of Senator Melich, S. B. No. 4 was made a special order of business for February 17, 1947, to immediately follow *S. B. No. 8*.

On motion of Senator Fowles, the Senate recessed.

The Senate reassembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 93 was read the second time.

Committee report read and adopted.

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

Page 1, line 8, underline the word "biennium".

S. B. No. 93 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Selvin and Ward.

Absent and not voting: Senators Cowles, Lamoreaux, Melich, Vest, and Mr. President.

S. B. No. 61 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi, it was ordered that *S. B. No. 61* retain its place on the Second Reading Calendar until such time as *H. B. No. 71* is considered by the Senate.

S. B. No. 60 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook, *S. B. No. 60* retained its place on the Second Reading Calendar.

S. B. No. 108 was read the second time.

Committee report read and adopted.

S. B. No. 108 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, and Ward.

Absent and not voting: Senators Selvin, Vest, and Mr. President.

On motion of Senator Hirschi, the Senate resolved itself into a Committee of the Whole to hear Senator Leverett Saltonstall of Massachusetts and Senator Henry Dworshak of Idaho.

On motion of Senator Hirschi, the Committee of the Whole was dissolved.

Senator Holbrook moved that when the Senate adjourns it stand adjourned until February 11, 1947, at 2:00 p.m.

Motion carried.

Senator Fowles moved that the Senate meet on Wednesday, February 12, 1947, at 10:00 a.m.

Motion carried.

Senator Holbrook moved that arrangements be made for a Joint Session of the Senate and House on February 12, 1947, at 2:30 p.m. and that representatives of the Tax Study Committee be invited to address the Joint Session.

Motion carried.

On motion of Senator Day, the Senate adjourned until February 11, 1947, at 2:00 p.m.

THIRTIETH DAY

February 11, 1947

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

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

Prayer by the Chaplain.

February 11, 1947

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,

LORENZO E. ELGGREN,
DAVID JONES.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 11, 1947

To the Senate

Capitol Building
Salt Lake City, Utah

Gentlemen:

I have this day appointed the following men to the offices designated below and am submitting them to your honorable body for your advice and consent.

For Commissioner in the Department of Agriculture for the six year term, beginning March 1st, 1947, Tracy R. Welling, of Salt Lake County.

For Commissioner of the Department of Public Welfare for the six year term beginning March 1st, 1947, Dr. Philo T. Farnsworth, of Salt Lake County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

February 11, 1947

To the Senate

State Capitol Building
Salt Lake City, Utah

Gentlemen:

In a previous message to the legislature, I mentioned the fact that the Veteran's Advisory Committee, appointed by me to recommend veterans legislation, had not at that time submitted its report. Since then, I have received its recommendations. Several bills concerning the same have been introduced for your consideration.

The veterans of this state have been very modest in their demands. Your honorable body is not being urged to grant bonuses as is the case in many other states. Neither have requests been made for veterans' programs that will result in the expenditure of unreasonably large sums of money. Their request for loans is a self-sustaining program and their plans for vocational training opportunities are made for all citizens and not merely for veterans.

Among their recommendations is the one for housing legislation. Even here they ask for the expenditure of no money. Instead they are merely asking that your honorable body pass enabling legislation similar to the kind that has already been enacted in 43 other states which will permit local government units in Utah to accept housing benefits for veterans that will undoubtedly be offered by the Congress which is now in session.

Utah veterans of World War II and their families are faced with an unprecedented situation. Because of the cessation of normal residential building during the war years, there is an extremely critical housing shortage throughout the state which has forced the cost of existing homes up to levels beyond the reach of the average veteran. The lifting of federal controls on building materials prices and new home construction prices has likewise raised the selling price of new housing to a point substantially above the purchasing power of the average veteran. As a result of these conditions, many veterans of World War II and their wives and children are now forced to live doubled up in overcrowded dwellings or in accommodations which are unhealthy and insanitary, and often lacking adequate protection from the elements. Many of their dwellings are unfit for decent habitation. This problem is particularly acute in the case of veterans with families who are seeking to complete their education on the limited means available to meet living costs.

Such conditions will not be rectified without the assumption of state responsibility and the establishment of adequate public machinery for the purpose. Provisions of Senate Bill 117 which has been introduced by

title in the House are designed to empower the state and its political subdivisions to discharge their responsibility to provide veterans, and their families, with the decent homes for which they fought.

This bill contains no mandatory provisions but only empowers cities and counties to act if they so determine. To meet the pressing problem of providing decent housing for veterans of low income at rentals within their means, the bill authorizes cities and counties to develop and operate housing projects and to qualify for assistance from the federal government. A housing development would consist of simple dwelling of standard construction in the form of duplex or other type of development as determined by the community. The financing of such developments would be provided by the issuance of revenue bonds which would not be a debt of the city or county or a lien upon its tax revenue but would be payable solely from the income derived from the dwellings. The housing provided cannot operate in competition with private enterprise since occupancy would be limited at all times to those veteran families unable to pay the cost of decent private housing.

To facilitate the discharge of its powers under the bill, any city or county woud be authorized to establish as its agency for the purpose a housing commission which would operate as a service department of local government. Full control of the commission's activities would remain in the governing body of the city or county at all times. The establishment of a housing commission would not create an additional administrative burden on the city or county inasmuch as its cost of operation would be part of the project operating cost. To facilitate efficient operation across political boundary lines, provision is made for voluntary joint action between local political subdivisions. No action will be taken under the bill by any city or county until it has, by proper resolution, determined to do so.

Passage of this bill will bring the state of Utah in step with the 43 other states which have previously empowered their cities and counties to meet the housing problems which are peculiar to their localities. It will also qualify Utah communities to participate in the federal aid housing programs which are available or will become available in the future. It is a small but necessary step toward meeting the most pressing problem of our veterans and their families—a decent home they can afford.

Out of the 80th session of the national Congress is certain to come this year some long range permanent low cost housing program. Whatever form such federal legislation takes requires enabling act legislaton within the several states before any state can participate. Utah, without passage of enabling act legislation, will be 10 years behind the other 43 states in the permanent solution of low cost housing. This session of

the Utah legislature has a splendid opportunity to anticipate participation in such federal housing assistance legislation. Two years from now will be too late.

The people of this state are highly appreciative of the record made by our veterans of World War II. They are looking to this legislature for an acceptable veterans' program. Certainly nothing can be done at this time which could mean more to our fighting men and women, than that of clearing away the obstacles between them and decent homes for their young families. In requesting public housing to be paid for by themselves, they are asking for far less than are those who are pressing you for more public education, more roads built at public expense, and more other benefits to be provided from public funds.

I, therefore, respectfully urge your honorable body to give earnest attention to the housing legislation as well as the other legislation proposed by our veterans to the end that Utah will do its part in looking out for their interests during the years when they so much need cooperation from their fellow citizens for whom they sacrificed so much.

Respectfully yours,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 10, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 71-2-1 AND SECTION 71-2-2, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE PAYMENT OF PENSIONS TO EMPLOYEES OF THE UTAH STATE PRISON AND OF THE ADULT PROBATION AND PAROLE DEPARTMENT, AND PRESCRIBING THE CONDITIONS, THE AMOUNT AND THE METHOD OF MAKING SUCH PAYMENTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 10, 1947

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 Messrs. White and Robson, entitled, "AN ACT AMENDING SECTION 3-5-41, UTAH CODE ANNOTATED 1943, RELATIVE TO THE DUTIES OF THE STATE CHEMIST," and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 10, 1947

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. 35*, by Messrs. Lee and Robson, entitled, "AN ACT AMENDING 3-1-19, UTAH CODE ANNOTATED 1943, PROVIDING THAT EACH MEMBER OF THE STATE BOARD OF AGRICULTURE SHALL DEVOTE FULL TIME AND ATTENTION TO THE DUTIES OF HIS OFFICE; PROVIDING EXCEPTIONS; AND PROVIDING THAT NO ADDITIONAL COMPENSATION BE PAID," and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 35 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 10, 1947

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. J. R. No. 19*, by Messrs. Holbrook and Midgley, entitled, "A

JOINT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A JOINT COMMITTEE TO STUDY BUILDING NEEDS OF THE STATE," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 19 was transmitted to the Secretary of State.

February 10, 1947

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. Warner, entitled, "A MEMORIAL TO THE PRESIDENT OF THE UNITED STATES AND TO THE CONGRESS OF THE UNITED STATES URGING THE CONGRESS TO ENACT AND THE PRESIDENT TO APPROVE LEGISLATION AUTHORIZING AND DIRECTING THE TREASURY OF THE UNITED STATES TO COIN HALF-DOLLARS IN COMMEMORATION OF THE ONE HUNDREDTH ANNIVERSARY OF THE COMING OF THE MORMON PIONEERS TO SALT LAKE VALLEY", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of February, 1947, approve and transmit to the Secretary of State, *H. C. M. No. 2*, by Mr. Olson, entitled, "A RESOLUTION MEMORIALIZING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO CAUSE THE

PROPOSED SALE OF THE TOWN OF DRAGERTON, UTAH, TO BE WITHDRAWN FROM SALE AS A UNIT AND TO OFFER IT FOR SALE TO PRESENT OCCUPANTS, VETERANS AND OTHERS IN UNITS OF ONE HOUSE AND LOT IN EACH SALE".

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 10, 1947

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. Cottrell, entitled, "AN ACT AMENDING SECTION 75-14a-1, UTAH CODE ANNOTATED 1943, RELATING TO SAFETY PATROLS — ORGANIZATION — PURPOSE — EXEMPTION FROM LIABILITY MISDEMEANOR", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 10, 1947

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. 57*, by Messrs. Brockbank, Day and Elggren, entitled, AN ACT AMENDING SECTION 19-13-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 30, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 57 was transmitted to the Governor.

February 10, 1947

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. 36*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 36-6-8 and 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 36 was transmitted to the Governor.

February 10, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 86-1-29, UTAH CODE ANNOTATED 1943, RELATING TO SALES OF STATE LAND—METHOD — AMOUNTS — PRICE — NOTICE OF SALES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 56 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 83*, by Mrs. Pyne and Mr. Anderson, entitled, "AN ACT AMENDING SECTION 85-8-12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 120, LAWS OF UTAH 1945, BY ADDING THERETO A NEW SUB-SECTION TO BE KNOWN AS 85-8-12 (10), UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF THE MEDICAL

SUPERINTENDENT OF THE UTAH STATE TRAINING SCHOOL, AND EMPOWERING SAID SUPERINTENDENT, WITH THE APPROVAL OF THE PUBLIC WELFARE COMMISSION, TO DISCHARGE AN INMATE, WHEN IT IS DEEMED FOR BEST INTEREST OF SUCH INMATE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 83 was read the first time and referred to the Committee on Welfare.

February 10, 1947

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. 119*, by Mrs. Christenson and Messrs. Humphrey and Cope, entitled, "AN ACT AMENDING SECTION 85-7-6 UTAH CODE ANNOTATED 1943 AS AMENDED BY CHAPTER 121 LAWS OF UTAH 1945 RELATING TO THE UTAH STATE HOSPITAL, ITS POWERS AND DUTIES AND FINANCIAL RESPONSIBILITY OF RELATIVES AND GUARDIAN FOR EXPENSES OF PATIENTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 119 was read the first time and referred to the Committee on Welfare.

February 10, 1947

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. 41*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-63.10, UTAH CODE ANNOTATED 1943, RELATING TO THE

POWER OF THE FISH AND GAME COMMISSION TO USE CERTAIN UNSURVEYED STATE OWNED LANDS FOR BIRD REFUGES, SANCTUARIES, FISHING, AND OTHER RECREATIONAL ACTIVITIES", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Farr, the Senate concurred in the House amendments.

S. B. No. 41 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, and Mr. President.

Absent and not voting: Senators Hirschi, Knight, and Ward.

S. B. No. 41 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 11, 1947

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. 35*, by Messrs. Knight, Melich, Jolley and Vest, entitled, "AN ACT RELATING TO RETIREMENT OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS WITH PENSIONS OR RETIREMENT BENEFITS; AND PROVIDING FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS; EXTENDING SUCH PROVISIONS TO CITIES OF THE SECOND AND THIRD CLASS AND INCORPORATED TOWNS; PERMITTING LIBRARIANS, ASSISTANTS, AND EMPLOYEES OF PUBLIC LIBRARY BOARDS OF SUCH CITIES AND TOWNS TO PARTICIPATE IN SUCH PENSIONS OR RETIREMENT BENEFITS, AND SICKNESS, DISABILITY AND DEATH BENEFITS; PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, DISMISSAL OR TRANSFER OF APPOINTIVE OFFI-

CERS AND EMPLOYEES OF CITIES OF THE FIRST, SECOND AND THIRD CLASS, AND INCORPORATED TOWNS, OTHER THAN MEMBERS OF THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR AN APPEAL FROM DISCHARGE, DISMISSAL OR TRANSFER; CREATING A BOARD OF APPEAL WITH POWER TO MAKE FINDINGS AND RECOMMENDATIONS TO THE CITY COMMISSION OR COUNCIL, AND REQUIRING CONCURRENCE OF A MAJORITY OF THE MEMBERS OF THE CITY COMMISSION OR COUNCIL TO DISCHARGE, DISMISS OR TRANSFER IN CASE OF APPEAL; AND REPEALING CHAPTER 24, LAWS OF UTAH 1945.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 35 was transmitted to the Governor.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate Amendments to *H. B. No. 12*, by Mr. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUAL UPON WHOM SERVICE MAY BE HAD."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate Amendments to *H. B. No. 130*, by Mr. Olson, entitled, "AN ACT AMENDING 80-14-7, UTAH CODE ANNOTATED 1943, RELATING TO PERSONAL EXEMPTION, OR CREDITS, AGAINST NET INCOME FOR INCOME TAX PURPOSES, AND PROVIDING FOR SPECIAL EXEMPTIONS FOR VETERANS OF WORLD WAR II FOR THE TAX YEARS 1946,

1947, 1948 AND 1949 IN THE AMOUNT OF $2,700.00 FOR SINGLE PERSONS AND $3,300.00 FOR A HEAD OF A FAMILY, OR A MARRIED PERSON LIVING WITH HUSBAND OR WIFE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body, that the House refused to concur in Senate Amendment to *H. B. No. 10*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 32, LAWS OF UTAH, 1943, AS AMENDED BY CHAPTER 37, LAWS OF UTAH, 1945, RELATING TO COMPENSATION OF COURT REPORTERS.", and has appointed a conference committee consisting of Representatives Browne, Larson and Holther to act with a like committee from the Senate on this bill.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Melich, President Hopkin appointed Senators Melich, Brockbank and Vest as a conference committee to act with a like committee from the House to consider *H. B. No. 10*.

February 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 66*, by Messrs. Hirschi, Vest, Melich, Day and Midgley, entitled, "AN ACT PERMITTING BANKS AND LOAN AND TRUST COMPANIES TO REMAIN CLOSED ON SATURDAYS AND PROVIDING THAT ACTS APPOINTED TO BE DONE ON SATURDAY MAY BE PERFORMED ON THE NEXT SUCCEEDING BUSINESS DAY", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 66 was filed.

REPORTS OF STANDING COMMITTEES

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 181* (substitute S. B. No. 60) by Mr. Holbrook, on behalf of the Tax Study Committee, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 181 was ordered printed and referred to the Committee on Judiciary.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 176*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 176 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 177* by Mr. Knight, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 177 was ordered printed and referred to the Committee on Health and Labor.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 178*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 178 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 179*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 179 was ordered printed and referred to the Committee on Mining and Smelting.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 71*, by Highways and Aeronautics Committee, (on behalf of the Tax Study Committee) has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

H. B. No. 71 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 158*, by Mr. Cowles, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

On line No. 19, after the word "first" insert the word "five".

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 158 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 147*, by the Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 147 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 146*, by the Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 146 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 145*, by the Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 145 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 144*, by the Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 144 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 143*, by the Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 143 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 17*, by Mr. Knight, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

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

February 11, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. J. R. No. 7*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, has carefully considered said resolution and recommends that the enacting clause be struck.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

On motion of Senator Knight, the enacting clause of *S. J. R. No. 7* was struck.

February 11, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 151*, by Mr. Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 151 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 170*, by Messrs. Farr, Fowles, and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 170 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was refered *S. B. No. 168*, by Messrs. Houston, McShane and Lund, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 168 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 150*, by Messrs. Gibbons, Knight and Jones, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 150 was placed on the Second Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

February 11, 1947

Mr. President:

Mr. Speaker:

Your Bushnell Investigation Committee, appointed pursuant to *S. B. No. 1*, Special Session 1946, consisting of Ward C. Holbrook, Chairman, with Mrs. E. E. Ericksen and W. Wallace Houston of the Senate; Burton H. Adams, Harry B. Walker and Clifton G. M. Kerr of the House, report our findings.

The original proposal that Bushnell General Hospital be acquired by the State of Utah and the then prevalent understanding that it might be acquired without cost to the State sold many citizens on the idea of uprooting a number of our welfare institutions and transplanting them to the Brigham City site. The rank and file of our citizenry manifested approval in a referendum pertaining to this issue.

Realizing the great responsibility involved in taking over this large institution and undertaking the task of transferring numerous institutions, and keenly sensing our own limitations in the various fields of appraisal, we engaged the services of well known specialists.

To carry forward portions of the Committee's investigation, we solicited and obtained, through the Utah Chapter American Institute of Architects, the services of five outstanding men in this field, designated as the Bushnell Research Architectural Committee, viz:

Geo. Cannon Young, Chairman, Salt Lake City

Raymond J. Ashton, Salt Lake City

Ramm Hansen, Salt Lake City

Leslie S. Hodgson, Ogden

Fred L. Markham, Provo

We commissioned a group of citizens of varied and wide experience, known as the Citizen's Advisory Committee, to consider this vital matter, consisting of the following prominent citizens:

F. Edward Walker, local insurance executive, as Chairman

George R. Corey, Vice President of Utah Power and Light Company

Charles L. Smith, President of First National Bank

Dr. M. C. Barlow, Head of Department of Psychology, University of Utah

Dr. L. A. Woodbury, Psychiatrist in the School of Medicine, University of Utah

Mrs. A. R. Curtis, Salt Lake City Board of Education

J. Frank Marble, President, District No. 2, International Union of Mine, Mill and Smelter Workers

H. F. Kretchman, Editor, Salt Lake Telegram

Harold G. Miller, Managing Editor, The Deseret News

The services of the following were enlisted in compiling other specialized data:

The Utah State Medical Association

The Utah Agricultural College

The Medical School of the University of Utah

Intermountain Section, American Society of Civil Engineers, through its President, Robert G. Harding and Secretary C. E. Painter

All of these groups made studies and submitted reports to the Committee.

There were included in the report of the Bushnell Research Architectural Committee separate reports made by the Intermountain Elctrical Association and by Mr. A. A. Maycock, Professional Mechanical Engineer, relating to the adequacy of the utilities at Bushnell. In addition thereto, we had access to the files and took cognizance of the report of the Governor's Bushnell Committee.

All of the above reports are attached hereto and made a part of this report by reference.

Your Committee visited all of the welfare institutions and Bushnell Hospital, and spent many days collaborating with and studying the work performed by the various subcommittees, and in conferring with State Superintendent of Building, Dr. Waltzing; the Finance Department; the Public Welfare Department; the War Assets Administration; and in checking all sources where information could be secured that would have bearing in the problems involved in the acquisition of Bushnell General Hospital.

Based upon the information assembled, having at the same time sincerely endeavored to visualize as best we could the well being of those who might be institutionalized at our various welfare centers, and having sought to determine the overall economic results to the State of the acquisition and use of Bushnell, we are of the opinion that:

1. There is being rendered at the Utah State Hospital at Provo a better and more efficient service in its field than could be expected

if the institution were moved to Bushnell. Such removal would increase the hazards resulting particularly from lack of fireproofing, and lose to the State the present substantial benefits accruing from the agricultural operations.

2. The State Training School at American Fork would be distinctly handicapped by removal, and much would be lost from an economic standpoint by uprooting the school.

3. The School for the Deaf and Blind, though in need of some buildings, is ideally located for its specialized purposes and should not be disturbed.

4. The moving of the Tuberculosis Sanatorium from its present excellent plant to a location where many other persons might be institutionalized would be very unwise.

5. The Industrial School, though much in need of modernization and repair, is not particularly short of facilities and does have a favorable location for agricultural operations and for conducting the other processes desirable in connection with the training of the students housed at the institution.

6. If acquired by the State, even as an outright gift, the immediate necessity of policing, fire protection, maintenance and the more remote necessity of reconditioning, remodeling, rebuilding, or perhaps the razing and reconstruction elsewhere, together with the great costs involved and the limited benefits that could possibly accrue to the State, make its acquisition undesirable.

Notwithstanding the opinions of the Committee, the Legislature may desire to take advantage of saving the Bushnell properties to the State if they really become available without cost or at a nominal cost. To implement the Legislature in making its own decision, we add the following supplement:

We are of the opinion that the Industrial School could be transferred to the Bushnell site, occupying buildings in the southwest quarter of the area, and that no harm would result to the institution from such a transfer provided the structures to be used by the Industrial School could be remodeled to a point where windows, doors, etc. could be replaced and others suitable for confinement purposes installed. Even then the fire hazards would be extreme. The automatic sprinkler heads would be a constant source of annoyance because of inmate pranks. The presence of the ramps and tunnels and numerous empty buildings in the adjacent areas would be a constant nuisance.

Granted that possibly no particular advantage would accrue to the institution or the State from such a move, if the Bushnell property could be acquired in this way and the Industrial School site released

for a future Weber College site, or for some other valuable State use, the Legislature might feel that the move would be justified.

The Legislature might further be of the opinion that a portion of the Bushnell buildings might be used as a sanatorium for custodial cases from some of the State institutions, particularly from American Fork and Provo, and for indigent and aged individuals who require constant care. We do not recommend that any provision be made for rendering such service at Bushnell, especially in view of the fact that the structures are not fireproof and do not otherwise conform with standard codes, but the Legislature may feel that if such use would save to the State the Bushnell properties it might feel to justify its position in proposing such use in order to obtain a price concession from the Government that might be favorable to the acquisition of the property by the State.

The Legislature might also be of the opinion that the remainder of the buildings could be razed and the materials salvaged therefrom used in the construction of needed buildings at the various State schools and institutions at considerable saving to the State.

Contact was established with the War Assets Administration early in November, and the Committee has had numerous conferences and has addressed several communications in an effort to secure an authentic statement of terms and conditions by which the State could acquire the property. No source of information has been discovered which would sustain the rather freely broadcasted statement that the properties could be purchased for $1.00. At the time of the writing of this report headway is being made and the Committee has transmitted to the War Assets Administration a request for a discount on site, buildings and equipment, which we believe will result in a determination being made, possibly during the period of the Legislative Session, as to the price that will need be paid by the State and the requirements which will be made of the State if transfer is made to the State of Utah.

The representatives of the War Assets Administration have indicated to us that if a definite proposal were before the Legislature authorizing the Board of Examiners or some other State agency to complete negotiations, receive the properties and go forward with plans for their use, the efforts of the Committee to secure from Washington a quick and definite acceptance of the Committee's request would be more certain.

We are, therefore, presenting a bill, not by way of recommendation but simply to provide the Legislature a means of expressing itself. The measure is designed to authorize the State Board of Examiners to receive, at a nominal sum or at no cost, Bushnell General Hospital, if and when this property becomes available, and directing the Board to make

preparations to move thereto the State Industrial School, prepare plans for the use of the Neuro-psychiatric Section for custodial sanatorium purposes and to develop possible uses of the materials contained in buildings to be torn down if the same are turned over to the State. The measure prepared for your consideration represents, in the opinion of your Committee, the extreme lengths to which the Legislature might go in accepting portions of the properties and putting the same to use, and at the same time represents a minimum of assurance that the Federal Government would probably require to turn the properties or portions of them to the State for use by the State.

Respectfully,

WARD C. HOLBROOK, Chairman
MRS. E. E. ERICKSEN
W. WALLACE HOUSTON
BURTON H. ADAMS
HARRY B. WALKER
CLIFTON G. M. KERR

Report filed.

SPECIAL ORDER

S. B. No. 26 was before the Senate, being a special order of business.

S. B. No. 26 was read the second time.

Committee report read and adopted.

S. B. No. 26 failed of passage on the following roll call:

Ayes, 6; Nos, 16; Absent, 1.

Those voting in the affirmative were: Senators Cowles, Elggren, Holbrook (explained vote), Lamoreaux, Midgley, and Selvin.

Those voting in the negative were: Senators Brockbank, Clegg (explained vote), Day (explained vote), Farr, Fowles, Gibbons, Hirschi, Houston, Jolley (explained vote), Jones (explained vote), Knight (explained vote), Lund, McShane (explained vote), Melich (explained vote), Vest (explained vote), and Mr. President.

Absent and not voting: Senator Ward.

S. B. No. 26 was filed.

S. B. No. 25 was before the Senate, being a special order of business.

S. B. No. 25 was read the second time.

Committee report read and adopted.

S. B. No. 25 failed of passage on the following roll call:

Ayes, 6; Nos, 16; Absent, 1.

Those voting in the affirmative were: Senators Cowles, Elggren, Holbrook, Lamoreaux (explained vote), Midgley, and Selvin.

Those voting in the negative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, and Mr. President.

Absent and not voting: Senator Ward.

S. B. No. 25 was filed.

PRESENTATION OF RESOLUTIONS

S. R. No. 2 By Mr. Holbrook

RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE SENATOR JAMES W. FUNK, was read the first time.

On motion of Senator Holbrook, 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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Cowles, Fowles, Vest, and Ward.

S. R. No. 2 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. R. No. 2*, by Mr. Holbrook, entitled "RESOLUTION OF CONDOLENCE TO THE FAMILY OF THE LATE JAMES W.

FUNK", examined by this committee and has carefully compared the resolution as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. R. No. 2 was signed by the President in open session in the presence of the Senate and transmitted to the Secretary of State.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 20 By Messrs. Ward, Selvin and Melich

A RESOLUTION MEMORALIZING THE CONGRESS OF THE UNITED STATES OF AMERICA TO PROCEED WITH THE DEVELOPMENT OF THE COLORADO RIVER IN THE UPPER BASIN STATES, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 182 By Committee on Highways

AN ACT AMENDING SECTIONS 36-1-29, 36-1-30 AND 36-1-31, UTAH CODE ANNOTATED 1943, LIMITING THE MAXIMUM DIMENSIONS AND WEIGHTS OF VEHICLES AND COMBINATIONS OF VEHICLES DRIVEN OR MOVED ON ANY HIGHWAY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 183 By Mr. Cowles

AN ACT AMENDING SECTION 42-1-44, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 65, LAWS OF UTAH 1945, AND SECTION 42-1-53, UTAH CODE ANNOTATED 1943; AND REPEALING SECTION 42-1-51, UTAH CODE ANNOTATED 1943, ALL RELATING TO THE MEANS BY WHICH EMPLOYERS MAY INSURE PAYMENT OF ANY COMPENSATION REQUIRED TO BE PAID BY THE WORKMEN'S COMPENSATION ACT; PROVIDING THAT ALL EMPLOYERS EXCEPT COUNTIES, CITIES, TOWNS AND SCHOOL DISTRICTS SHALL SECURE COMPENSATION TO THEIR EMPLOYEES BY INSURING THE PAYMENT OF SUCH COMPENSATION WITH THE STATE INSURANCE FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 184 By Messrs. Jolley and Elggren

AN ACT REPEALING CHAPTER 118, LAWS OF UTAH 1945, CREATING A MERIT SYSTEM DEPARTMENT AND GIVING LEGAL STATUS TO THE UTAH MERIT SYSTEM COUNCIL AND ITS STAFF; OUTLINING ITS POWERS, DUTIES, AND RESPONSIBILITIES, AND UNDER ITS DIRECTION PROVIDING FOR THE STATE A SYSTEM OF PERSONNEL ADMINISTRATION BASED ON MERIT PRINCIPLES AND SCIENTIFIC METHODS GOVERNING THE APPOINTMENT, PROMOTION, DEMOTION, TRANSFER, LAY-OFF, TENURE OF OFFICE, REMOVAL AND DISCIPLINE OF COVERED EMPLOYEES AND OTHER INCIDENTS OF STATE GOVERNMENT; PROVIDING THAT ALL APPOINTMENTS AND PROMOTIONS TO POSITIONS IN THE STATE CLASSIFIED SERVICE SHALL BE MADE SOLELY ON THE BASIS OF MERIT AND FITNESS, TO BE ASCERTAINED BY COMPETITIVE EXAMINATIONS EXCEPT AS HEREINAFTER SPECIFIED; AND PROVIDING THAT THE FOLLOWING DEPARTMENTS SHALL BE IN THE CLASSIFIED SERVICE: THE DEPARTMENT OF EMPLOYMENT SECURITY OF THE INDUSTRIAL COMMISSION, THE STATE DEPARTMENT OF HEALTH, THE STATE, DISTRICT AND COUNTY DEPARTMENTS OF PUBLIC WELFARE, AND THE UTAH HIGHWAY PATROL, AND MAKING AN APPROPRIATION IN THE AMOUNT OF $6,750, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 185 By Committee on State and Municipal Affairs

AN ACT AMENDING SECTION 19-13-15, UTAH CODE ANNOTATED 1943, as AMENDED BY CHAPTER 30, LAWS OF UTAH 1943, AND AS FURTHER AMENDED BY CHAPTER 35, LAWS OF UTAH 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 186 By Messrs. Gibbons, Midgley and Lamoreaux

AN ACT APPROPRIATING $650,000 FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE TO COVER ANTICIPATED DEFICIENCIES IN THE DEPARTMENTAL COLLECTIONS OF SAID INSTITUTIONS FOR THE BIENNIUM ENDING JUNE 30, 1947, WHICH SHALL BE OCCASIONED BY UNAVOIDABLE DELAY IN COL-

LECTING FROM THE VETERANS' ADMINISTRATION CHARGES FOR EDUCATIONAL SERVICES RENDERED; AND PROVIDING FOR THE REIMBURSEMENT OF THE GENERAL FUND THROUGH LATER COLLECTIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 187 By Mr. Cowles

AN ACT IMPOSING AN EXCISE TAX ON ALL NATURAL GAS SOLD OR DELIVERED FOR USE WITHIN THE STATE OF UTAH; IMPOSING PENALTIES; REQUIRING THE TAX COMMISSION OF UTAH TO COLLECT THE TAX; APPROPRIATING FUNDS FOR CARRYING OUT THE PROVISIONS THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 188 By Mr. Selvin

AN ACT RELATING TO BOARDING AND/OR CONVALESCENT HOMES FOR THE AGED AND INFIRM; TO DEFINE "BOARDING HOME FOR THE AGED AND INFIRM"; PROVIDING FOR THE LICENSING AND REGULATING OF SUCH HOMES BY THE PUBLIC WELFARE DEPARTMENT OF UTAH; PROVIDING FOR ESTABLISHING SUCH RULES AS MAY BE NECESSARY TO CARRY OUT THE PROVISIONS OF THIS ACT; PROVIDING FOR A PRESCRIBED RECORD TO BE KEPT, ACCORDING TO THE PRESCRIBED FORM AND MANNER, BY THE OWNER OR MANAGER OF SUCH HOMES; PROVIDING FOR INSPECTION OF PREMISES UPON REQUEST AND REPORT BY THE STATE DEPARTMENT OF HEALTH; MAKING IT THE DUTY OF THE PUBLIC WELFARE COMMISSION TO GIVE INFORMATION CONCERNING MINIMUM REQUIREMENTS AND CONCERNING NEED FOR SUCH HOMES IN ANY GIVEN COMMUNITY; AND PROVIDING FOR A PENALTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 189 By Mr. Day

AN ACT AMENDING SECTION 18-7-8, UTAH CODE ANNOTATED 1943, AUTHORIZING CORPORATIONS SOLE TO DESIGNATE, BY CERTIFICATE TO BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, AGENTS WITH AUTHORITY TO SIGN DEEDS AND OTHER INSTRUMENTS OF WRITING FOR AND ON BEHALF OF SUCH CORPORATIONS AND PRESCRIBING THE MANNER IN WHICH SUCH DESIGNATIONS OF AUTHORITY SHALL BE MADE AND REVOKED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 190 By Bushnell Investigation Committee

AN ACT AUTHORIZING THE STATE BOARD OF EXAMINERS TO ACCEPT CERTAIN PORTIONS OF BUSHNELL HOSPITAL FROM THE WAR ASSETS ADMINISTRATION OF THE UNITED STATES GOVERNMENT ON BEHALF OF THE STATE OF UTAH AND PRESCRIBING THE CONDITIONS THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF MEMORIALS

S. C. M. No. 3 By Messrs. Melich and Day
(as rewritten)

CONCURRENT MEMORIAL EXPRESSING TO THE PRESIDENT AND CONGRESS OF THE UNITED STATES OF AMERICA OPPOSITION TO THE POLICY OF THE SECRETARY OF THE DEPARTMENT OF THE INTERIOR, MR. J. A. KRUG, AS ANNOUNCED BY HIM ON FEBRUARY 2, 1947, IN HIS FIRST ANNUAL REPORT, OF KEEPING ALL FEDERALLY OWNED MINERAL LANDS IN PERMANENT FEDERAL OWNERSHIP, AND PERMITTING DEVELOPMENT ONLY UNDER LEASING LAWS: AND URGING THAT THE PRESENT MINING LAWS WHICH PERMIT THE PATENTING OF MINERAL LANDS BE REPEALED, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Melich, the Senate accepted the invitation of the House to meet as a Committee of the Whole on Wednesday, February 12, 1947 at 2:30 p.m. to hear representatives of the Tax Study Committee.

On motion of Senator Day, the Senate adjourned until February 12, 1947, at 10:00 a.m.

THIRTY-FIRST DAY

MORNING SESSION

February 12, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present, except Senators Clegg, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin and Ward, excused.

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

AFTERNOON SESSION

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

Roll Call—All Senators present except Senators Gibbons and Ward. excused.

Prayer by the Chaplain.

February 12, 1947

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,

LORENZO E. ELGGREN,
DAVID JONES.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 13*, by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-1, UTAH CODE ANNOTATED 1943 RELATING TO THE CREATION OF THE UTAH FIREMEN'S PENSION FUND, THE SOURCE THEREOF, ITS MANAGEMENT, INVESTMENT OF THE MONIES THEREOF, RESTRICTIONS THEREON, AND DISBURSEMENT OF SAID FUNDS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 13 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. M. No. 5*, by Messrs. White and Kerr, entitled, "A MEMORIAL TO THE CONGRESS OF THE UNITED STATES TO APPROPRIATE MONEY FOR THE CONSTRUCTION OF A DAM AND RESERVOIR IN AID OF THE BEAR RIVER MIGRATORY BIRD REFUGE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. M. No. 5 was read the first time and referred to the Committee on Fish and Game.

February 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. J. R. No. 12*, by Messrs. Knight and Day, entitled, "A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE, MEMORIALIZING THE CONGRESS TO DIRECT THE FEDERAL PUBLIC HOUSING AUTHORITY TO COOPERATE WITH SALT LAKE COUNTY, UTAH, IN THE RECONVERSION OF CAMP KEARNS, UTAH, INTO A TEMPORARY HOUSING PROJECT FOR VETERANS IN ORDER TO ALLEVIATE THE CRITICAL HOUSING SHORTAGE IN SALT LAKE COUNTY, UTAH.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 12 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

Senator Day moved that upon dissolution of the Committee of the Whole, the Senate stand adjourned until February 18, 1947, at 10:00 a.m.

Motion carried.

The Senate and the House resolved themselves into a Joint Committee of the Whole with the Speaker of the House as chairman to hear representatives of the Tax Study Committee.

The Committee of the Whole was dissolved.

THIRTY-SECOND DAY

MORNING SESSION

February 13, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present except Senators Knight, Melich and Selvin, excused.

Prayer by the Chaplain.

February 13, 1947

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,

LORENZO E. ELGGREN,

DAVID JONES.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 12, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 101*, by Messrs. Clegg, Day, and Midgley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,

Chairman.

Report filed.

S. B. No. 101 was ordered printed and referred to the Committee on Banking and Commerce.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 180*, by Appropriations Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 180 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 12, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 128*, by Mr. Melich, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 128 was ordered printed and referred to the Committee on Mining and Smelting.

February 11, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 64*, by Messrs. Hirschi and Hopkin, in behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 64 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 107*, by Mr. Jolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 107 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. J. M. No. 1*, by Messrs. Hirschi and Vest, has carefully considered said memorial and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

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

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 135*, by Messrs. Vest and Ward, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 135 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 73*, by Mr. Lewis, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

H. B. No. 73 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. J. R. No. 17*, by Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg, has carefully considered said resolution and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. J. R. No. 17 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 153*, by Messrs. Brockbank and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 153 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. J. R. No. 16*, by Messrs. Vest, Brockbank, Fowles, Melich, Hirschi, and Clegg, has carefully considered said resolution and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. J. R. No. 16 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 76*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 76 was placed on the Second Reading Calendar.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 5*, by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 87-1-3, AND 87-1-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1945, RELATING TO THE SALARIES OF JUDGES OF THE SUPREME AND DISTRICT COURTS, AND FIXING THE TERMS OF DISTRICT JUDGES", examined by this committee 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,

RAY P. LUND,
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.

February 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 3*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21, AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING, AND THE METHOD OF COUNTING THE BALLOTS", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 3 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, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 41*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-63.10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWER OF THE FISH AND GAME COMMISSION TO USE CERTAIN UNSURVEYED STATE OWNED LANDS FOR BIRD REFUGES, SANCTUARIES, FISHING, AND OTHER RECREATIONAL ACTIVITIES", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 41 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 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. J. R. No. 12*, by Messrs. Knight and Day, entitled, "A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE, MEMORIALIZING THE CONGRESS TO DIRECT THE FEDERAL PUBLIC HOUSING AUTHORITY TO COOPERATE WITH SALT LAKE COUNTY, UTAH, IN THE RECONVERSION OF CAMP KEARNS, UTAH, INTO A TEMPORARY HOUSING PROJECT FOR VETERANS IN ORDER TO ALLEVIATE THE CRITICAL HOUSING SHORTAGE IN SALT LAKE COUNTY, UTAH", examined by this committee and has carefully compared the resolution as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,

Report filed. Chairman.

S. J. R. No. 12 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 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 13*, by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE UTAH FIREMEN'S PENSION FUND, THE SOURCE THEREOF, ITS MANAGEMENT, INVESTMENT OF THE MONIES THEREOF, RESTRICTIONS THEREON, AND DISBURSEMENT OF SAID FUNDS," examined by this committee 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,

RAY P. LUND,

Report filed. Chairman.

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.

INTRODUCTION OF BILLS

S. B. No. 191 By Mr. Cowles

AN ACT DESIGNATING UNITED STATES HIGHWAY NO. 6 THROUGH THE STATE OF UTAH AS A MEMORIAL HIGHWAY TO BE KNOWN AS THE GRAND ARMY OF THE REPUBLIC HIGHWAY AND APPROPRIATING $150 TO CARRY OUT THE PURPOSES OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 192 By Messrs. Jolley and Selvin

AN ACT APPROPRIATING $141,000 TO THE STATE DEPARTMENT OF PUBLIC WELFARE TO BE USED FOR THE PURPOSE OF PROVIDING FOR THE CUSTODY AND DETENTION OF CHILDREN AND FOR THE PURPOSE OF ERECTING BUILDINGS THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 193 By Messrs. Day and Hopkin

AN ACT CONFERRING POWERS ON FOREIGN REPRESENTATIVES AND PROVIDING A METHOD OF DISPENSING WITH ANCILIARY ADMINISTRATION IN ABSENCE OF APPLICATION THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 194 By Messrs. Day and Hopkin

AN ACT PROVIDING FOR THE DISPOSITION OF PROPERTY WHERE THERE IS NO SUFFICIENT EVIDENCE THAT PERSONS HAVE DIED OTHERWISE THAN SIMULTANEOUSLY, AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *H. B. No. 30* retained its place on the calendar.

S. B. No. 88 was read the third time and placed on its final passage.

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

Following Section 2, add a new section as follows: "Section 3. This act shall take effect upon approval.".

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

Page 1, line 14, strike the word "such" and following the word "as" strike the words "the Legislature may from time to time specify" and insert in lieu thereof the words "provided by law.".

S. B. No. 88 then passed on the following roll call:

Ayes, 18; Nos, 2; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Elggren and Selvin (explained vote).

Absent and not voting: Senators Clegg, Cowles, and Knight.

S. B. No. 88 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:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Hirschi, Knight, Lamoreaux, and Lund.

S. B. No. 93 was transmitted to the House.

S. B. No. 108 was read the third time and placed on its final passage.

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

Page 1, line 7, following the figures "$10,000" insert the following: "and not to exceed $25,000.00".

S. B. No. 108 then passed on the following roll call:

Ayes, 14; Nos, 2; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Farr, Gibbons, Houston, Jolley, Jones, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Holbrook and Selvin.

Absent and not voting: Senators Clegg, Cowles, Fowles, Hirschi, Knight, Lamoreaux, and Lund.

S. B. No. 108 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Melich, *H. B. No. 66* was read the second time.

Committee report read and adopted.

H. B. No. 66 was placed on the Third Reading Calendar on the following roll call:

Ayes, 15; Nos, 1; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, McShane, Melich, Midgley, Selvin, Vest, and Mr. President.

Voting in the negative was Senator Jones (explained vote).

Absent and not voting: Senators Clegg, Elggren, Fowles, Knight, Lamoreaux, Lund, and Ward.

H. B. No. 33 was read the second time.

On motion of Senator Ward, *H. B. No. 33* retained its place on the Second Reading Calendar and the House was requested to furnish copies of the House amendments to the original bill.

H. B. No. 62 was read the second time.

Committee report read and adopted.

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

Page 1, line 13, following the word "one" insert the word "calendar" and following the word "year" insert a comma and add the words "beginning January 1, 1947,".

H. B. No. 62 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Selvin, and Ward.

Absent and not voting: Senators Lamoreaux, Midgley, Vest, and Mr. President.

President Hopkin appointed a committee consisting of Senators Elggren, McShane and Vest to act with a like committee from the House to study building needs of the State pursuant to *S. J. R. No. 19.*

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

CONSIDERATION OF BILLS ON SECOND READING

Senator Fowles moved that the rules be suspended and that the Senate consider *H. B. No. 85.*

Motion carried.

Senator Day moved that *H. B. No. 33* be considered immediately following *H. B. No. 85.*

Motion carried.

H. B. No. 85 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

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

Page 2, line 1, following the word "for" add the words "lawful purposes" and delete the balance of the bill.

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

Page 1, line 17, following the word "official", insert the words "State or Federal".

H. B. No. 85 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, and Ward.

Absent and not voting: Senators Cowles, Lamoreaux, and Mr. President.

UNFINISHED BUSINESS

Committee report on *H. B. No. 33* was read and adopted.

H. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 1; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Selvin, Vest, and Ward.

Voting in the negative was Senator Hirschi.

Absent and not voting: Senators Cowles, Lamoreaux, Melich, and Mr. President.

On motion of Senator Clegg, the Senate recessed.

The Senate reassembled.

COMMUNICATIONS FROM THE HOUSE

February 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. J. R. No. 6*, by Messrs. Selvin and Melich, 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 returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 6 was filed.

February 13, 1947

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. 106*, by Messrs. Fowles and Hirschi, entitled, "AN ACT AMENDING SECTION 57-12-5, UTAH CODE ANNOTATED 1943; PROVIDING FOR AN EXCISE TAX UPON THE SALE AND USE OF MOTOR FUELS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Fowles, the Senate concurred in the House amendments.

S. B. No. 106 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, and Vest.

Absent and not voting: Senators Cowles, Farr, Lamoreaux, Ward, and Mr. President.

S. B. No. 106 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 13, 1947

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. 21*, by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 14-7-2, 14-7-3, 14-7-8, 14-7-15, AND 14-7-47, UTAH CODE ANNOTATED 1943, RELATING TO THE APPOINTMENT AND SALARY OF JUVENILE COURT JUDGES; PROVIDING FOR THE APPOINTMENT OF DEPUTY CLERKS FOR THE JUVENILE COURT; REMOVING SALARY MAXIMUMS FOR PROBATION OFFICERS AND CLERKS; PROVIDING A METHOD FOR SERVICE OF SUMMONS ON INDIVIDUALS RESIDING OUTSIDE OF THE STATE OF UTAH; AND AUTHORIZING THE JUVENILE COURT TO REQUIRE THAT PARENTS OR GUARDIANS SUP-

PORT CHILDREN WHO HAVE BEEN TAKEN FROM THE PARENTS' CUSTODY.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Brockbank, the Senate concurred in the House amendments.

S. B. No. 21 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin and Vest.

Absent and not voting: Senators Cowles, Farr, Lamoreaux, Ward, and Mr. President.

S. B. No. 21 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 13, 1947

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. 44*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-82, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF POSTED HUNTING AREAS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Midgley, the Senate concurred in the House amendments.

S. B. No. 44 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, and Vest.

Absent and not voting: Senators Clegg, Cowles, Farr, Fowles, Lamoreaux, Ward, and Mr. President.

S. B. No. 44 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

INTRODUCTION OF BILLS

S. B. No. 195 By Mr. Brockbank

AN ACT TO DEFINE AND TO REGULATE THE PRACTICE OF THE HEALING ART; TO DEFINE THE TERMS BASIC SCIENCES; PROVIDE FOR THE ADMINISTRATION OF THE ACT THROUGH THE DEPARTMENT OF REGISTRATION IN COLLABORATION WITH A COMMITTEE OF EXAMINERS IN THE BASIC SCIENCES AND TO DEFINE THEIR POWERS AND DUTIES; TO PROVIDE FOR THE APPOINTMENT OF SUCH COMMITTEE; TO PROVIDE THAT CERTIFICATION BY THE DEPARTMENT OF REGISTRATION BE A PREREQUISITE OF ELIGIBILITY FOR EXAMINATION FOR LICENSE TO PRACTICE THE HEALING ART; TO PROVIDE PENALTIES AND TO REPEAL 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. 196 By Committee on Fish and Game

AN ACT AMENDING SECTION 30-0-60 UTAH CODE ANNOTATED 1943 RELATING TO THE PROTECTION OF BIRDS OTHER THAN GAME BIRDS UNLESS DESTRUCTIVE AND PROVIDING A PENALTY FOR VIOLATION, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 51 was read the second time.

Committee report read and adopted.

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

Line 1 of the title, strike the word "A" and insert in lieu thereof the word "AS".

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

Page 2, line 4, strike the word "their" and insert in lieu thereof the words, "his or her".

H. B. No. 51 was placed on the Third Reading Calendar on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, and Vest.

Absent and not voting: Senators Clegg, Cowles, Elggren, Lamoreaux, Lund, Ward, and Mr. President.

On motion of Senator Midgley, *S. B. No. 64* and *H. B. No. 71* were made a Special Order of Business for February 14, 1947, at 2:45 p.m.

On motion of Senator Vest, the rules were suspended and *H. B.* No. 73 was read the second time.

Committee report read and adopted.

On motion of Senator Elggren, the Senate resolved itself into a Committee of the Whole to hear Mr. Frank Bane, Executive Director of the Council of State Governments.

The Committee of the Whole was dissolved.

On motion of Senator Midgley, the Enacting Clause of *S. B. No. 89* was struck.

On motion of Senator Farr, the Senate adjourned until February 14, 1947, at 10:00 a.m.

THIRTY-THIRD DAY

MORNING SESSION

February 14, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

February 14, 1947

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,

LORENZO E. ELGGREN,
DAVID JONES.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 13, 1947

Mr. President:

Your Committee on Fish and Game to which was referred *H. J. M. No. 5*, by Messrs. White and Kerr, has carefully considered said memorial and reports same out favorably.

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

H. J. M. No. 5 was placed on the Second Reading Calendar.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 182*, by the Committee on Highways, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 182 was ordered printed and referred to the Committee on Highways.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 183*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed .

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 183 was ordered printed and referred to the Committee on Health and Labor.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 184*, by Messrs. Jolley and Elggren, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 184 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 185*, by the Committee on State and Municipal Affairs, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 185 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No.* 186, by Messrs. Gibbons, Midgley, and Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 186 was ordered printed and referred to the Committee on Education.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 187*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 187 was ordered printed and referred to the Committee on Revenue and Taxation.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 188*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 188 was ordered printed and referred to the Committee on Welfare.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 189*, by Mr. Day, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 189 was ordered printed and referred to the Committee on Judiciary.

February 13, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 190*, by Bushnell Investigation Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 190 was ordered printed and referred to the Committee on Public Institutions.

February 14, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 83*, by Mrs. Pyne and Mr. Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 83 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 119*, by Mrs. Christenson and Messrs. Humphrey and Cope, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 119 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 165*, by Messrs. McShane, Clegg, Hirschi and Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 165 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Commitee on Welfare, to which was referred *S. B. No. 162*, by Messrs. Jolley, Brockbank and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 162 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 106*, by Messrs. Fowles and Hirschi, entitled, "AN ACT AMENDING SECTION 57-12-5, UTAH CODE ANNOTATED 1943; PROVIDING FOR AN EXCISE TAX UPON THE SALE AND

USE OF MOTOR FUELS", examined by this committee 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,

RAY P. LUND,
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.

UNFINISHED BUSINESS

H. B. No. 73 being unfinished business was before the Senate.

H. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 2; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Lund and McShane (explained vote).

Absent and not voting: Senator Lamoreaux.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

H. B. No. 66 was read the third time and placed on its final passage.

H. B. No. 66 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Knight and Lamoreaux.

H. B. No. 66 was returned to the House.

H. B. No. 62 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 13, after the words "January 1, 1947," add the following words "and each year thereafter.".

H. B. No. 62 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Lamoreaux.

H. B. No. 62 was returned to the House.

H. B. No. 85 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 1, after the word "purposes" add the following: "and provided further that nothing in this act shall prevent Counties, Cities and Incorporated Towns from cooperating and coordinating their activities with the money so derived."

H. B. No. 85 then passed on the following roll call:

Ayes, 23, Nos, 0; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

H. B. No. 85 was returned to the House.

On motion of Senator Ward, the rules were suspended and *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:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senator Melich.

H. B. No. 33 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:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Elggren and Lamoreaux.

H. B. No. 51 was returned to the House.

Senator McShane moved that the rules be suspended and that the Senate 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:

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Voting in the negative was Senator Lund.

Absent and not voting: Senator Lamoreaux.

H. B. No. 73 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, the rules were suspended and *S. B. No. 109* was read the second time.

Committee report read and adopted.

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

Page 2, line 14, after the word, "property", insert a comma and add the following words, "but not to exceed $40,000.00 in amount,".

S. B. No. 109 was placed on the Third Reading Calendar on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jones, Knight, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Holbrook, Jolley, Lamoreaux, and Selvin.

S. B. No. 121 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

Senator Holbrook moved that the President appoint a Sifting Committee consisting of seven members, said committee to begin its functions at the end of the 39th legislative day, and that all bills on the Second Reading Calendar at the end of the said 39th legislative day and all bills subsequently reported by standing committees be referred to this committee.

Motion carried.

On motion of Senator Cowles, the Senate requested the return of *S. B. No. 39* from the House for correction.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS

February 14, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claims of eighteen property owners in Cache County in amount of $12,160.00, covering damages alleged to have been sustained by them caused by elk and deer trespassing upon their property.

This claim was duly filed with the Board of Examiners and acted upon as provided in Sections 20-0-11 to 20-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, the claims were rejected.

Claimants, through their Attorney, Mr. M. C. Harris of Logan, Utah, have appealed from the decision of the Board of Examiners to the Legislature under the provisions of Section 20-0-17 of the Utah Code Annotated, 1943. All papers filed with the Board, together with Notice of Appeal are transmitted to you herewith for your attention.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

COMMUNICATIONS FROM THE HOUSE

February 14, 1947

Mr. President:

Conforming with the request of your Honorable Body, I am herewith returning *S. B. No. 39*, by Committee on Fish and Game, entitled, "AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING, AND TRAPPING RIGHTS IN STATE LANDS LYING BELOW THE OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO SUCH STATE LANDS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 39 was corrected and returned to the House for its action.

February 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 36*, by Messrs. Kerr, White, Bunce and Bennett, entitled, "AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, 49-1-16, AND 49-1-17, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; AND FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 36 was read the first time and referred to the Committee on Health and Labor.

February 14, 1947

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 Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 87-1-3, AND 87-1-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1945, RELATING TO THE SALARIES OF JUDGES OF THE SUPREME AND DISTRICT COURTS, AND FIXING THE TERM OF DISTRICT JUDGES", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 5 was transmitted to the Governor.

February 14, 1947

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. 3*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21 AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING, AND THE METHOD OF COUNTING THE BALLOTS", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 3 was transmitted to the Governor.

February 14, 1947

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. 13*, by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE UTAH FIREMEN'S PENSION FUND, THE SOURCE THEREOF, ITS MANAGEMENT, INVESTMENT OF THE MONIES THEREOF, RESTRICTIONS THEREON, AND DISBURSEMENT OF SAID FUNDS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 13 was transmitted to the Governor.

February 14, 1947

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. 41*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-63.10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWER OF THE FISH AND GAME

COMMISSION TO USE CERTAIN UNSURVEYED STATE OWNED LANDS FOR BIRD REFUGES, SANCTUARIES, FISHING, AND OTHER RECREATIONAL ACTIVITIES.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 41 was transmited to the Governor.

February 14, 1947

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. 12*, by Messrs. Knight and Day, entitled, "A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UTAH STATE LEGISLATURE, MEMORIALIZING THE CONGRESS TO DIRECT THE FEDERAL PUBLIC HOUSING AUTHORITY TO COOPERATE WITH SALT LAKE COUNTY, UTAH, IN THE RECONVERSION OF CAMP KEARNS, UTAH, INTO A TEMPORARY HOUSING PROJECT FOR VETERANS IN ORDER TO ALLEVIATE THE CRITICAL HOUSING SHORTAGE IN SALT LAKE COUNTY, UTAH.", and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 12 was transmitted to the Secretary of State.

February 14, 1947

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. Holther, entitled, "AN ACT AMENDING SECTION 104-5-11, UTAH CODE ANNOTATED, 1943, RELATIVE TO MANNER OF SERVING SUMMONS", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 14, 1947

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. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUAL UPON WHOM SERVICE MAY BE HAD", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 14, 1947

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. 13*, by Mr. Holther, entitled, "AN ACT AMENDING SECTION 21-0-10, UTAH CODE ANNOTATED 1943, AND RELATING TO APPOINTMENT OF CITY COURT REPORTERS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 13 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 14, 1947

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 Mesdames Jack and Christenson, Messrs. Nielson, Cope, Durham, Gardner, Lunt, Hale, McPolin, Olson, White, Anderson, Bonacci, Murch, Doty, entitled, "AN ACT AMENDING SECTION 51-2-1, UTAH CODE ANNOTATED 1943, RELATING TO THE LIMIT OF TAXES FOR MAINTAINING LIBRARIES AND READING ROOMS IN CITIES OF THE FIRST AND SECOND CLASS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 14, 1947

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. 48*, by Messrs. Frost, Cottrell, Robinson, Murdock and Bunce, entitled, "AN ACT AMENDING SECTION 80-15-5, UTAH CODE ANNOTATED 1943 PERTAINING TO COLLECTION OF EXCISE TAX — RETURNS — TOKENS — DEPOSIT OF SECURITY — PENALTIES FOR VIOLATION, AND PROVIDING FOR COMPENSATION TO VENDOR IN THE AMOUNT OF 5% OF THE TAX COLLECTED WITH $100.00 ANNUAL CEILING PROVISION AS EXPENSE OF ACCOUNTING AND REMITTING.", and the same is transmited herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 48 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 14, 1947

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. 52*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 19-11-3, UTAH CODE ANNOTATED 1943, RELATING TO BUILDINGS AND BRIDGES — CONTRACTS FOR — NOTICE TO CONTRACTORS — PUBLICATION OF NOTICE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 52 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 14, 1947

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. 58*, by Messrs. Lunt, Murch and Frost, entitled, "AN ACT AMENDING SECTION 15-8-38, UTAH CODE ANNOTATED 1943, RELATING TO THE REGULATION AND CONTROL OF SEWER AND WATER SYSTEMS OF CITIES AND TOWNS, PROVIDING FOR A CHARGE THEREOF AND FOR APPLICATION FOR SERVICE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 58 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 14, 1947

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. 130*, by Mr. Olson, entitled, "AN ACT AMENDING 80-14-7, UTAH CODE ANNOTATED 1943, RELATING TO PERSONAL EXEMPTION, OR CREDITS, AGAINST NET INCOME

FOR INCOME TAX PURPOSES, AND PROVIDING FOR SPECIAL EXEMPTIONS FOR VETERANS OF WORLD WAR II FOR THE TAX YEARS OF 1946, 1947, 1948 AND 1949 IN THE AMOUNT OF $2,700.00 FOR SINGLE PERSONS AND $3,300.00 FOR A HEAD OF A FAMILY, OR A MARRIED PERSON LIVING WITH HUSBAND OR WIFE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 130 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 14, 1947

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. 106*, by Messrs. Fowles and Hirschi, entitled, "AN ACT AMENDING SECTION 57-12-5, UTAH CODE ANNOTATED 1943; PROVIDING FOR AN EXCISE TAX UPON THE SALE AND USE OF MOTOR FUELS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 106 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 44*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-82, UTAH CODE ANNOTATED

1943, RELATING TO THE CREATION OF POSTED HUNTING AREAS", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 44 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 14, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 21*, by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 14-7-2, 14-7-3, 14-7-8, 14-7-15, AND 14-7-47, UTAH CODE ANNOTATED 1943, RELATING TO THE APPOINTMENT AND SALARY OF JUVENILE COURT JUDGES; PROVIDING FOR THE APPOINTMENT OF DEPUTY CLERKS FOR THE JUVENILE COURT; REMOVING SALARY MAXIMUMS FOR PROBATION OFFICERS AND CLERKS; PROVIDING A METHOD FOR SERVICE OF SUMMONS ON INDIVIDUALS RESIDING OUTSIDE OF THE STATE OF UTAH; AND AUTHORIZING THE JUVENILE COURT TO REQUIRE THAT PARENTS OR GUARDIANS SUPPORT CHILDREN WHO HAVE BEEN TAKEN FROM THE PARENTS' CUSTODY", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 21 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, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 164*, by Messrs. Vest and Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 164 was placed on the Second Reading Calendar.

February 13, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 142*, by Mr. Cowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 142 was placed on the Second Reading Calendar.

February 13, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 134*, by Messrs. Farr, Fowles, Ward, and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 134 was placed on the Second Reading Calendar.

February 13, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 169*, by Messrs. Hirschi, Jones, Cowles, Farr, and Lund, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 169 was placed on the Second Reading Calendar.

February 13, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 133*, by Messrs. Fowles, Farr, Holbrook, and Ward, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 133 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No 191*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 191 was ordered printed and referred to the Committee on Highways.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 192*, by Messrs. Jolley and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 192 was ordered printed and referred to the Committee on Welfare.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 193*, by Messrs. Day and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 193 was ordered printed and referred to the Committee on Judiciary.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 194*, by Messrs. Day and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 194 was ordered printed and referred to the Committee on Judiciary.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 195*, by Mr. Brockbank, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 195 was ordered printed and referred to the Committee on Health and Labor.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back on *S. J. R. No. 20*, by Messrs. Ward, Selvin and Melich, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 20 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 3*, by Messrs. Melich and Day, with a few minor changes assented to by the authors, and recommends the memorial be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. M. No. 3 was ordered printed and referred to the Committee on Mining and Smelting.

February 14, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 196*, by Committee on Fish and Game, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 196 was ordered printed and referred to the Committee on Fish and Game.

INTRODUCTION OF BILLS

S. B. No. 197 By Mr. Holbrook

AN ACT APPROPRIATING $1,400,000 TO THE PUBLIC WELFARE COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 198 By Mr. Holbrook

AN ACT EXEMPTING FROM THE SALES TAX ADMISSIONS TO FUNCTIONS SPONSORED BY THE STATE OF UTAH CENTENNIAL COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 199 By Mr. Selvin

AN ACT PROVIDING FOR THE GIVING TO BLIND RESIDENTS OF THE STATE OF UTAH THE PRIVILEGE OF OPERATING VENDING STANDS OR OTHER ENTERPRISES IN STATE, COUNTY OR MUNICIPAL BUILDINGS, PARKS OR OTHER PROPERTY OWNED BY THE STATE OF UTAH, AND PROVIDING FOR THE CONSTRUCTION AND EQUIPMENT OF SUCH VENDING STANDS FOR THE PURPOSE OF TRAINING BLIND PERSONS IN CARRYING ON BUSINESS ENTERPRISES, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

S. B. No. 121, being unfinished business, was before the Senate.

On motion of Senator Holbrook, *S. B. No. 121* was amended as follows:

Page 3, line 15, strike the words "Two members" and insert in lieu thereof "One member".

On motion of Senator Day, the Senate recessed.

The Senate reassembled.

SPECIAL ORDER

S. B. No. 64, being a special order of business, was before the Senate.

S. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of Senator Midgley *S. B. No. 64* was amended by striking the title and body of the bill, and substituting the title and body of *H. B. No. 71*.

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

Page 2, line 27, underline the word "the". After the word "construction", place ( ). Underline the word "of". After the word "road" place ( ) and insert the word "building".

Page 2, line 29. after the word "state" place ( ).

Page 3, line 14, after the word "literature" delete the balance of line 14 and all of line 15 and insert the following in lieu thereof "with a view to promoting the scenic and recreational advantages of the State.".

Page 3, line 17, strike the word "private" and insert in lieu thereof the word "semi-public". Strike the words "or groups".

Page 3, line 23, after the word "disseminate" insert the word "such". After the word "information" strike the balance of the line and all of lines 24 to 27, both inclusive.

Page 3, line 28, after the word "initiate" strike the comma and the word "promote,".

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

Page 4, line 28, strike the words "or programs".

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole to hear Mr. Rolland A. Vandegrift, Legislative Auditor for State of California.

The Committee of the Whole was dissolved.

On motion of Senator Fowles, the Senate adjourned until Monday, February 17, 1947, at 10:00 a.m.

THIRTY-SIXTH DAY

MORNING SESSION

February 17, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present except Senators Fowles, Gibbons, Jolley, McShane, Melich and Ward, excused.

Prayer by the Chaplain.

February 17, 1947

Mr. President:

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

Respectfully,

LORENZO E. ELGGREN,

DAVID JONES.

Report adopted and filed.

President Hopkin appointed Senators Farr and Day to revise the Journal for the week beginning February 17, 1947.

COMMUNICATIONS FROM THE HOUSE

February 14, 1947

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. 88*, by Messrs. Holbrook, Clegg, and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 88 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 14, 1947

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. 6*, by Messrs. Lewis and Browne, entitled, "AN ACT AMENDING SECTION 20-4-9, UTAH CODE ANNOTATED, 1943, RELATING TO CITY JUDGES, ABSENCE, VACANCY, AND HOW FILLED", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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 14, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 20*, by Messrs. Lunt and Holther, entitled, "AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 20 was read the first time and referred to the Committee on Revenue and Taxation.

February 14, 1947

Mr. President:

I am directed to request your Honorable Body to return to the House, *H. B. No. 36*, by Messrs. Kerr, White, Bunce and Bennett, entitled, "AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, 49-1-16, AND 49-1-17, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; AND FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Lamoreaux, *H. B. No. 36* was ordered returned to the House.

On motion of Senator Day, the Senate recessed.

The Senate reassembled.

INTRODUCTION OF BILLS

S. B. No. 200 By Messrs. Lamoreaux, Fowles and Hirschi

AN ACT AMENDING SECTION 40-2-4, UTAH CODE ANNOTATED 1943, RELATING TO THE PRESERVATION AND PROTECTION OF A WIFE'S RIGHTS AND PROPERTY, AND SPECIFYING WHO HAS A RIGHT OF ACTION IN CASE OF PERSONAL INJURY OR WRONG TO A WIFE; AND ENACTING A NEW SECTION TO BE KNOWN AS 40-2-11, UTAH CODE ANNOTATED 1943, PROVIDING THAT PERSONAL PROPERTY AND OTHER THINGS OF VALUE ACQUIRED BY A HUSBAND AND WIFE SHALL BE THEIR COMMUNITY PROPERTY; AND PROVIDING FOR THE MANAGEMENT AND CONTROL THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

S. B. No. 64, being unfinished business, was before the Senate.

On motion of Senator Midgley, the Senate amended the bill by striking the title and body substituted by the Senate on February 14, 1947 and the amendments thereto and restoring the original language of the bill.

On motion of Senator Day, *S. B. No. 64* and *H. B. No. 71* were made a special order of business for February 18, 1947 at 2:30 p.m.

INTRODUCTION OF BILLS

S. B. No. 201 By Messrs. Hirschi and Hopkin
On behalf of the Tax Study Committee

AN ACT AMENDING SECTIONS 82C-3-1, 82C-3-2, AND 82C-3-9 UTAH CODE ANNOTATED 1943 RELATING TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT, THE MEMBERSHIP, MANNER OF APPOINTMENT, TERM OF OFFICE, QUALIFICATIONS AND SALARY OF THE COMMISSION OF PUBLICITY AND INDUSTRIAL DEVELOPMENT AND THE FILLING OF VACANCIES THEREIN; REPEALING SECTIONS 82C-3-8, 82C-3-10, 82C-3-18, 82C-3-19, 82C-3-20, 82C-3-21, UTAH CODE ANNOTATED 1943 AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 82C-3-10 and 82C-3-14 RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT, was read the first time.

On motion of Senator Midgley, the rules were suspended and *S. B.* No. 201 was ordered printed, placed on the Second Reading Calendar and made Special Order in connection with *S. B. No. 64* and *H. B. 71* for February 18, 1947, at 2:30 p.m.

UNFINISHED BUSINESS

S. B. No. 121, being unfinished business was before the Senate on second reading.

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

Line 4 of the title, after the word "WATER" insert the words "AND POWER".

Page 3, line 4, after the word "Water", insert the words "and Power".

Page 5, line 9, after the word "Water" insert the words "and Power".

Page 5, line 16, after the word "Water", insert the words "and Power".

Page 5, line 27, after the word "Water", insert the words "and Power."

Page 5, line 33, after the word "Water", add the words "and Power".

Page 3, line 7, after the word "appointed", insert the words "two by the President of the Senate, two by the Speaker of the House and ten".

Page 3, line 7, after the word "Senate.", add the words "Seven of the Governor's".

Page 3, line 8, strike the word "Original" and insert in lieu thereof the word "original".

Page 3, line 31, strike the words, "one from each district "and insert in lieu thereof the words "one-half thereof".

On motion of Senator Lamoreaux, *S. B. No. 121* was amended as follows:

Page 5, following subsection (11), insert a new subsection as follows: "(12) The Board may accept conveyances and it may execute deeds with the approval of the State Senate at the next session after such deed is executed and delivered.".

Page 6, following "Section 12", add a new section as follows: "Section 13. If any clause, sentence, section, provision, or part of this act shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not invalidate, impair, or affect the remainder of this act, which shall remain in full force and effect."

On motion of Senator Knight, S. B. Nos. 72, 74, 75, 78 and 122 were made a Special Order of Business for Friday, February 21, 1947, at 10:30 a.m.

On motion of Senator Holbrook, it was agreed that when the Senate adjourns today it stand adjourned until Tuesday, February 18, 1947, at 2:00 p.m.

Senator Elggren moved that *S. B. No. 49* be re-printed as amended and corrected and that it retain its place on the Second Reading Calendar.

Motion carried.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

REPORTS OF STANDING COMMITTEES

February 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 197*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B .No. 197 was ordered printed and referred to the Committee on Welfare.

February 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 198*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 198 was ordered printed and referred to the Committee on Revenue and Taxation.

February 17, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 199*, by Mr. Selvin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 199 was ordered printed and referred to the Committee on Welfare.

February 17, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 9*, by Messrs. McPolin and Doty, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 9 was placed on the Second Reading Calendar.

February 15, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 117*, by Mr. Knight, by request, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 117 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 138*, by Mr. Midgley, has carefully considered said bill and reports the same out favorably,

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 138 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 95*, by Mr. Cowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman

Report filed.

S. B. No. 95 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 119*, by the Committee on Judiciary, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 119 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 120*, by the Committee on Judiciary, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 120 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 123*, by Messrs. Brockbank, Holbrook and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 123 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 129*, by Mr. Melich, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 129 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 132*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 132 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 113*, by Mr. Cowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 113 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. R. No. 1*, by Messrs. Clegg and McShane, has carefully considered said resolution and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

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

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 173*, by Messrs. Hirschi and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 173 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 81*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 81 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 175*, by Mr. Cowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 175 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 91*, by Mr. Melich, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 91 was placed on the Second Reading Calendar.

February 14, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 9*, by Mr. Selvin, has carefully considered said resolution and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. J. R. No. 9 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 202 By Mr. Holbrook

AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 203 By Mr. Holbrook

AN ACT RELATING TO THE USE OF PUBLIC WELFARE FUNDS, THE USE OF BUREAU OF LABOR COST OF LIVING INDICES BY THE PUBLIC WELFARE COMMISSION IN ADMINISTERING ASSISTANCE PURSUANT TO TITLE 76A, CHAPTERS 1 AND 3, UTAH CODE ANNOTATED 1943, AS AMENDED, IN PART, BY CHAPTERS 78, 79, 80, AND 81, LAWS OF UTAH 1943, AND AS FURTHER AMENDED, IN PART, BY CHAPTERS 101, 102, AND 103, LAWS OF UTAH 1945, AND PROVIDING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC WELFARE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 204 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT AMENDING SECTION 42-2a-7, UTAH CODE ANNOTATED 1943 PROVIDING FOR EMPLOYER EXPERIENCE RATING, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 205 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT AMENDING SECTION 42-2a-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1945 PROVIDING FOR A CHANGE IN THE BENEFIT FORMULAE TO RELATE BENEFITS TO THE INDIVIDUAL'S WORK HISTORY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 206 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT AMENDING SECTION 42-2a-4, UTAH CODE ANNOTATED 1943 DEFINING QUALIFYING WAGES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 207 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT AMENDING SECTION 42-2a-8, UTAH CODE ANNOTATED 1943 AUTHORIZING THE COMMISSION ON ITS OWN INITIATIVE TO TERMINATE EMPLOYER COVERAGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 208 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT ENACTING NEW SECTION TO BE KNOWN AS 42-2a-11.10, UTAH CODE ANNOTATED 1943, AUTHORIZING THE INDUSTRIAL COMMISSION TO DESTROY OBSOLETE RECORDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 209 By Messrs. Hopkin and Hirschi
On Behalf of Tax Study Committee

AN ACT AMENDING SECTION 42-2a-19, UTAH CODE ANNOTATED 1943 AS AMENDED BY CHAPTER 51, LAWS OF UTAH 1943, DEFINING "WAGES", was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 210 By Messrs. Hopkin, Hirschi, and Holbrook
On Behalf of Tax Study Committee

AN ACT PROVIDING FOR THE CONSTRUCTION, EQUIPPING AND FURNISHING OF BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS ON THE CAMPUSES OF THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; PROVIDING FOR THE FINANCING OF THE COST THEREOF THROUGH THE ISSUANCE OF REVENUE BONDS; AUTHORIZING BOARD OF REGENTS AND THE BOARD OF TRUSTEES TO FIX RENTS, CHARGES AND FEES TO ASSURE PAYMENT OF PRINCIPAL AND INTEREST OF SUCH BONDS AND OPERATE AND MAINTAIN SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS; AUTHORIZING THE MAKING OF APPROPRIATE COVENANTS AND AGREEMENTS TO EFFECT THE PURPOSES OF THIS ACT; AUTHORIZING THE MAKING OF AGREEMENTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY OR INSTRUMENTALITY THEREOF; PROVIDING FOR APPROVAL OF SUCH BONDS BY THE ATTORNEY GENERAL; MAKING SUCH BONDS LAWFUL INVESTMENTS AND COLLATERAL SECURITY FOR CERTAIN FUNDS; AUTHORIZING THE

APPROVAL OF SUCH BONDS BY THE SUPREME COURT OF UTAH AND GIVING SAID COURT ORIGINAL JURISDICTION FOR SUCH PURPOSE; PROVIDING FOR THE FINANCING OF THE COST OF BUILDINGS OR ADDITIONS TO OR REMODELING OF EXISTING BUILDINGS AND EQUIPMENT THROUGH LEASES AND AGREEMENTS TO BE MADE WITH NON-PROFIT CORPORATIONS; EXEMPTING SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS AND EQUIPMENT FROM TAXATION; VALIDATING BONDS HERETOFORE ISSUED BY THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; AND DECLARING AN EMERGENCY, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

S. B. No. 121, being unfinished business, was before the Senate.

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

Page 6, line 20, change "Section 12" to "Section 14" and transfer the entire Section 14 to follow Section 13.

Page 6, after Section 11, insert a new section as follows: "Section 12. There is appropriated out of any money from the State Treasury the sum of $200,000. dollars for the administration of this act. There is further appropriated the sum of $1,000,000. dollars to become a part of the Utah Water and Power Board Construction Fund."

Page 6, line 21, strike the figure "13." and insert in lieu thereof the figure "15.".

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

Page 3, line 6, after the word "water" insert the words "and power".

Page 4, line 4, strike "vice-".

Line 5, after the word "chairman" insert the words "and such other officers as it deems advisable".

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

Page 5, line 23, after the word "necessary" insert the words "and reasonable".

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

Page 4, line 2, beginning with the word "No" strike the balance

of the line and all of line 12, and insert in lieu thereof the words "The Board shall be appointed substantially on a bi-partisan basis."

S. B. No. 121 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren (explained vote), Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Voting in the negative was Senator Farr.

Absent and not voting: Senator Midgley.

On motion of Senator Knight, the Senate recessed.

The Senate reassembled.

Senator Melich moved that the Senate set aside the vote placing *S. B. No. 121* on Third Reading Calendar and proceed to consider the bill further on Second Reading.

Motion carried.

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

Line 10 of the title, after the word "STATE" change the period to a semi-colon and add the following: "AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF.".

S. B. No. 121 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 1; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Voting in the negative was Senator Farr.

Absent and not voting: Senators Houston and McShane.

On motion of Senator Melich, *S. B. No. 121* was ordered reprinted with all amendments adopted by the Senate.

COMMUNICATIONS FROM THE GOVERNOR

February 17, 1947

To the Senate
State Capitol Building

Gentlemen:

Will you please be advised that I have this day appointed Mr. H. Fred Egan, who was a resident of Summit County prior to 1941 when he was called into active military service, as commissioner of the Industrial Commission for the 6-year term beginning March 1, 1947; and I am herewith submitting his name for the advice and consent of your honorable body.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 17, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to reconsider their action under date of February 13, 1947 on *H. B. No. 36* by Messrs. Kerr, White, Bunce and Bennett, entitled, "AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, 49-1-16, AND 49-1-17, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; AND FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 36 was again referred to the Committee on Health and Labor.

REPORTS OF STANDING COMMITTEES

February 17, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 56*, by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 56 was placed on the Second Reading Calendar.

February 17, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 159*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 159 was placed on the Second Reading Calendar.

February 17, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *H. B.* No. 36, by Messrs. Kerr, White, Bunce, and Bennett, has carefully considered said bill and reports the same out without recommendations.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

H. B. No. 36 was placed on the Second Reading Calendar.

February 17, 1947

Mr. President:

Your Committee on Revision and Enrolling to which has been referred *S. B. No. 88*, by Messrs. Holbrook, Clegg, and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNO-

TATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF", examined by this committee 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,

RAY P. LUND,
Chairman.

Report filed

S. B. No. 88 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.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 109 was read the third time and placed on its final passage.

S. B. No. 109 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senator Vest.

S. B. No. 109 was transmitted to the House.

On motion of Senator Melich, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Vest, *S. B. No. 61* retained its place at the head of the Second Reading Calendar.

Senator Holbrook moved that the rules be suspended and that *S. B. No. 181* be lifted from the Committee on Judiciary and be now considered.

Motion carried.

S. B. No. 181 was read the second time.

Committee report read and adopted.

On motion of Senator Vest, *S. B. No. 181* was amended as follows:

Page 1, line 11, after the word "students", change the period to a comma and add the following: "who are not subsidized under Public Laws 346 and 16.".

Page 1, line 13, after the word "students", change the period to a comma and add the following: "who are not subsidized under Public Laws 346 and 16.".

Page 1, line 16, after the word "students" change the period to a comma and add the following: "who are not subsidized under Public Laws 346 and 16.".

Page 1, following sub-section (c) add a new sub-section as follows: "(d) $2.00 per credit hour for each $3.00 per credit hour of federal grants received by each institution for the education of veterans under Public Laws 346 and 16, but not less than $3.00 per credit hour."

Page 5, line 6, after the word "program", add a period and strike the balance of the line. Strike all of lines 7 to 11, both inclusive.

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

Page 5, line 17, strike the words "July 1, 1947." and insert in lieu thereof the words "January 1, 1949."

S. B. No. 181 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Lamoreaux, Melich, and Selvin.

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

Committee report read and adopted.

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

Page 1, line 6, strike the word "advise" and insert in lieu thereof the word "advice".

Page 1, line 11, strike the word "by" and insert in lieu thereof the word "may".

Page 3, line 22, strike the word "himseself" and insert in lieu thereof the word "himself".

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

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

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, Melich, Midgley, Selvin, Vest, and Mr. President.

Absent and not voting: Senators Clegg, Lamoreaux, McShane, and Ward.

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

S. B. No. 28 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, the rules were suspended and *S. B. No. 28* was read the third time and placed on its final passage.

S. B. No. 28 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Farr, Hirschi, Lamoreaux, and Midgley.

S. B. No. 28 was transmitted to the House.

S. B. No. 30 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook, the rules were suspended and *S. B. No. 30* was read the third time and paced on its final passage.

S. B. No. 30 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Elggren, and Lamoreaux.

S. B. No. 30 was transmitted to the House.

S. B. No. 29 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 29* was read the third time and placed on its final passage.

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

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Lamoreaux, and Vest.

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

S. J. R. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Farr, the resolution was amended as follows:

Page 1, line 8, after the word "legislature" change the comma to a period and strike the balance of the line and all of lines 9, 10, 11 and 12.

On motion of Senator Holbrook, the rules were suspended and *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, two-thirds of the members of the Senate voting in favor thereof.

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Ward, and Mr. President.

Absent and not voting: Senators Cowles, Lamoreaux, Selvin, and Vest.

S. J. R. No. 5 was transmitted to the House.

President Hopkin recognized former Senator McKinley Morrill.

On motion of Senator Brockbank, the Senate adjourned until February 18, 1947, at 2:00 p.m.

THIRTY-SEVENTH DAY

February 18, 1947

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

Roll Call—All Senators present.

Prayer by the Chaplain.

February 18, 1947

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,

DEXTER FARR,

ELIAS L. DAY.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 17, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 5*, by Messrs Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 87-1-3, and 87-1-4, UTAH CODE ANNOTATED 1945, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1945, RELATING TO THE SALARIES OF JUDGES OF THE SUPREME AND DISTRICT COURTS, AND FIXING THE TERM OF DISTRICT JUDGES."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 17, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 57*, entitled, "AN ACT AMENDING SECTION 19-13-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 30, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1945, RELATING TO SALARIES OF COUNTY OFFICERS AND AUTHORIZING COUNTY COMMISSIONERS TO INCREASE SUCH SALARIES TEMPORARILY."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 17, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 41*, by Committee on Fish and Game, entitled, "AN ACT

AMENDING SECTION 30-0-63.10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWER OF THE FISH AND GAME COMMISSION TO USE CERTAIN UNSURVEYED STATE OWNED LANDS FOR BIRD REFUGES, SANCTUARIES, FISHING AND OTHER RECREATIONAL ACTIVITIES."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 15, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 36*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 36-6-8 AND 36-6-25, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 14, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 35*, by Messrs. Knight, Melich, Jolley and Vest, entitled, "AN ACT RELATING TO RETIREMENT OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS WITH PENSIONS OR RETIREMENT BENEFITS; AND PROVIDING FOR THE PAYMENT OF SICKNESS, DISABILITY AND DEATH BENEFITS; EXTENDING SUCH PROVISIONS TO CITIES OF THE SECOND AND THIRD CLASS AND INCORPORATED TOWNS; PERMITTING LIBRARIANS, ASSISTANTS, AND EMPLOYEES OF PUBLIC LIBRARY BOARDS OF SUCH CITIES AND TOWNS TO PARTICIPATE IN SUCH PENSIONS OR RETIREMENT BENEFITS, AND SICKNESS, DISABILITY AND DEATH BENEFITS;

PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, DISMISSAL OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST, SECOND AND THIRD CLASS, AND INCORPORATED TOWNS, OTHER THAN MEMBERS OF THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR AN APPEAL FROM DISCHARGE, DISMISSAL OR TRANSFER; CREATING A BOARD OF APPEAL WITH POWER TO MAKE FINDINGS AND RECOMMENDATIONS TO THE CITY COMMISSION OR COUNCIL, AND REQUIRING CONCURRENCE OF A MAJORITY OF THE MEMBERS OF THE CITY COMMISSION OR COUNCIL TO DISCHARGE, DISMISS OR TRANSFER IN CASE OF APPEAL; AND REPEALING CHAPTER 24, LAWS OF UTAH 1945."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 18, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 106*, by Messrs. Fowles and Hirschi, entitled, "AN ACT AMENDING SECTION 57-12-5, UTAH CODE ANNOTATED 1943, PROVIDING FOR AN EXCISE TAX UPON THE SALE AND USE OF MOTOR FUELS."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 17, 1947

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. 21*, by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 14-7-2, 14-7-3, 14-7-8, 14-7-15, AND 14-7-47, UTAH CODE ANNOTATED 1943, RELATING TO THE AP-

POINTMENT AND SALARY OF JUVENILE COURT JUDGES; PROVIDING FOR THE APPOINTMENT OF DEPUTY CLERKS FOR THE JUVENILE COURT; REMOVING SALARY MAXIMUMS FOR PROBATION OFFICERS AND CLERKS; PROVIDING A METHOD FOR SERVICE OF SUMMONS ON INDIVIDUALS RESIDING OUTSIDE OF THE STATE OF UTAH; AND AUTHORIZING THE JUVENILE COURT TO REQUIRE THAT PARENTS OR GUARDIANS SUPPORT CHILDREN WHO HAVE BEEN TAKEN FROM THE PARENTS' CUSTODY.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 21 was transmitted to the Governor.

February 17, 1947

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. 44*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-82, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF POSTED HUNTING AREAS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 44 was transmitted to the Governor.

February 17, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 51*, by Mr. Browne, entitled, "AN ACT TO BE KNOWN AS SECTION 71-1-1B, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING

FOR PENSIONS FOR POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, AND PROVIDING FOR DEATH BENEFITS FOR THE WIDOWS AND DEPENDENT MINOR CHILDREN THEREOF."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 17, 1947

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 Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT AMENDING SECTION 46-0-68, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 76, LAWS OF UTAH 1945, RELATING TO THE DISPOSITION OF MONIES IN THE LIQUOR CONTROL FUND, ALLOCATING PART THEREOF TO THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 17, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in all of the Senate amendments to *H. B. No. 85*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR THE CREATION OF THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND.", except the hereinafter described Senate amendment in which the House refuses to so concur.

Deletion by the Senate of the House amendments appearing after line 3 on page 2 on the body of the bill as follows:

"provided, that in cities of first and second class in addition to the above purposes, such monies must be used for the purpose of creating a Municipal Traffic Safety Division.",

and inserting in lieu thereof the following:

"and provided further that nothing in this act shall prevent Counties, Cities and Incorporated Towns from cooperating and coordinating their activities with the money so derived.",

and requests the Senate to recede from this said amendment.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Farr, the Senate refused to recede from the amendment to *H. B. No. 85* referred to in the above communication and the President was authorized to appoint a Conference Committee to meet with a like committee from the House and consider the amendments.

The President appointed the following Conference Committee: Senators Farr, Jolley and Gibbons.

February 17, 1947

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. 91*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-7-13, UTAH CODE ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 91 was referred to the Committee on Revenue and Taxation.

February 18, 1947

Mr. President:

I am directed to request your Honorable Body to return to the House *H. B. No. 91*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-13, UTAH CODE ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the bill was withdrawn from the Committee on Revenue and Taxation and returned to the House.

REPORTS OF STANDING COMMITTEES

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 200*, by Messrs. Lamoreaux, Fowles, and Hirschi, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 200 was ordered printed and referred to the Committee on Judiciary.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 202*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 202 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 203*, by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 203 was ordered printed and referred to the Committee on Welfare.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 204*, by Messrs. Hopkin and Hirschi, (on behalf of Tax Study Committee) with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 204 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 205*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 205 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 206*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 206 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 207*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 207 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 208*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 208 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 209*, by Messrs. Hopkin and Hirschi, (on behalf of Tax Study Committee) with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 209 was ordered printed and referred to the Committee on Health and Labor.

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 210*, by Messrs. Hopkin, Hirschi, Holbrook, (on behalf of Tax Study Committee) with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 210 was ordered printed and referred to the Committee on Public Institutions.

February 18, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 139*, by Messrs. Knight and Holbrook in behalf of the Tax Study Committee, has carefully considered said bill and recommends that the enacting clause of same should be struck.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 139 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 152*, by Mr. Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 152 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 163*, by Messrs. Knight and Lund, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 163 was placed on the Second Reading Calendar.

February 17, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 174*, by Mr. Cowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 174 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 177*, by Mr. Knight, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 177 was placed on the Second Reading Calendar.

Senator Fowles moved that the rules be suspended and that the Senate do now consider *H. J. M. No. 5*.

Motion carried.

H. J. M. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. J. M. No. 5* was read the third time and placed on its final passage.

H. J. M. No. 5 then passed on the following roll call:

Ayes, 23; Nos, 0; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

H. J. M. No. 5 was returned to the House.

INTRODUCTION OF BILLS

S. B. No. 211 By Mr. Fowles

AN ACT AUTHORIZING THE STATE BOARD OF EXAMINERS TO MAKE RULES AND REGULATIONS GOVERNING THE PARKING OF VEHICLES IN THE AREA SURROUNDING THE STATE CAPITOL BUILDING AND CAPITOL GROUNDS AND PRESCRIBING PENALTY FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 212 By Mr. Day

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 40-1-28, UTAH CODE ANNOTATED, 1943, PROVIDING FOR A WAITING PERIOD OF THREE DAYS AFTER THE ISSUANCE OF A MARRIAGE LICENSE BEFORE A MARRIAGE CEREMONY MAY BE PERFORMED OR SOLEMNIZED THEREON, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 213 By Mr. Day

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 40-3-11, UTAH CODE ANNOTATED 1943, PROVIDING THAT THE COURT MAY REFER CERTAIN MATTERS IN ACTIONS FOR SEPARATE MAINTENANCE AND DIVORCE TO THE STATE DEPARTMENT OF PUBLIC WELFARE FOR INVESTIGATION AND REPORT; THAT SUCH REPORTS SHALL BE MADE AND THAT THEY MAY BE CONSIDERED BY THE COURT AND MAY BE SEALED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 214 By Mr. Knight

AN ACT AMENDING SECTIONS 54-1-18 AND 54-1-21, UTAH CODE ANNOTATED 1943, FIXING THE SALARIES OF THE ADJUTANT GENERAL AND ASSISTANT NAMED BY HIM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 215 By Messrs. Midgley, Lamoreaux and Vest

AN ACT APPROPRIATING $2,178,150 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A MEDICAL SCIENCE BUILDING AT THE UNIVERSITY OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 216 By Messrs. Midgley, Lamoreaux and Vest

AN ACT APPROPRIATING $2,000,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A MINERAL SCIENCE BUILDING AT THE UNIVERSITY OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 217 By Messrs. Midgley, Lamoreaux and Vest

AN ACT APPROPRIATING $1,000,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A HUMANITIES BUILDING AT THE UNIVERSITY OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 218 By Municipal Revenue Committee

AN ACT AUTHORIZING CITIES OF THE FIRST, SECOND AND THIRD CLASS TO LEVY AND COLLECT A SALES AND USE TAX AND PROVIDING FOR THE COLLECTION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 201, being a Special Order of Business, was before the Senate.

S. B. No. 201 was read the second time.

On motion of Senator Fowles, the Senate recessed.

The Senate reassembled.

On motion of Senator Farr, *S. B. No. 201* was amended as follows:

Page 2, line 32, after the word "construction" place ( ). Underline the word "of". After the word "road" insert the word "building".

Page 3, line 16, after the word "literature" strike the balance of the line and all of line 17 and insert in lieu thereof the words "with a view to promoting the scenic and recreational advantages of the State.".

Page 3, line 19, strike the word "private" and insert in lieu thereof the word "semi-public". Strike the words "or groups".

Page 3, line 25, after the word "disseminate", insert the word "such". Place a period after the word "information" ending on line 26 and strike the balance of line 26 and all of lines 27, 28 and 29.

Page 3, line 30, after the word "initiate" strike the word "promote,".

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

Page 1, line 8, strike the word "commission" and insert in lieu thereof the word "commissioner". Strike the words "of three members.".

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

Page 4, after paragraph (8), insert a new paragraph as follows: "(9) To retain traffic counsel services for the purpose of assisting the business interests of the community as shall be determined by the commission.".

S. B. No. 201 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 4; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Vest (explained vote), Ward, and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Fowles, and Selvin.

Absent and not voting: Senator Knight.

H. B. No. 71, being a Special Order of Business, was before the Senate.

H. B. No. 71 was read the second time.

Committee report read and adopted.

On motion of Senator Vest, *H. B. No. 71* was amended as follows:

Page 1, line 12, strike the figures "$300,000.00" and insert in lieu thereof the figures "$400,000.00".

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

Page 1, line 9, strike the figures "$800,000.00" and insert in lieu thereof the figures "$1,200,000.00".

Page 1, line 14, strike the figures "$800,000.00" and insert in lieu thereof the figures "$1,200,000.00".

H. B. No. 71 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos. 3; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Ward, and Mr. President.

Those voting in the negative were: Senators Midgley, Selvin, and Vest.

Absent and not voting: Senators Cowles and Knight.

On motion of Senator Cowles, the rules were suspended and *S. B. No. 117* was made a Special Order of Business to be considered along with S. B. Nos. 72, 74, 75, 78 and 122 on Friday, February 21, 1947, at 10:30 a.m.

On motion of Senator Day, *S. B. No. 8* and *S. B. No. 4* were retained as a Special Order of Business for February 19, 1947, at 2:45 p.m.

On motion of Senator Lamoreaux, the Senate adjourned until February 19, 1947, at 10:00 a.m.

THIRTY-EIGHTH DAY

MORNING SESSION

February 19, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 19, 1947

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,

DEXTER FARR,

ELIAS L. DAY.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 18, 1947

TO THE SENATE

State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 13* by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE UTAH FIREMEN'S PENSION FUND, THE SOURCE THEREOF, ITS MANAGEMENT, INVESTMENT OF THE MONIES THEREOF, RESTRICTIONS THEREON, AND DISBURSEMENT OF SAID FUNDS."

Yours very truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 18, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 35*, by Messrs. Lee and Robson, entitled, "AN ACT AMENDING 3-1-19, UTAH CODE ANNOTATED 1943, PROVIDING THAT EACH MEMBER OF THE STATE BOARD OF AGRICULTURE SHALL DEVOTE FULL TIME AND ATTENTION TO THE DUTIES OF HIS OFFICE; PROVIDING EXCEPTIONS; AND PROVIDING THAT NO ADDITIONAL COMPENSATION BE PAID."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 18, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 32*, by Messrs. White and Robson, entitled, "AN

ACT AMENDING SECTION 3-5-41, UTAH CODE ANNOTATED 1943, RELATIVE TO THE DUTIES OF THE STATE CHEMIST."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 18, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 31*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 71-2-1 AND SECTION 71-2-2, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE PAYMENT OF PENSIONS TO EMPLOYEES OF THE UTAH STATE PRISON AND OF THE ADULT PROBATION AND PAROLE DEPARTMENT, AND PRESCRIBING THE CONDITIONS, THE AMOUNT AND THE METHOD OF MAKING SUCH PAYMENTS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 18, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 29*, by Mr. Cottrell, entitled, "AN ACT AMENDING SECTION 75-14a-1, UTAH CODE ANNOTATED 1943, RELATING TO SAFETY PATROLS—ORGANIZATION—PURPOSE—EXEMPTION FROM LIABILITY MISDEMEANOR."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 18, 1947

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. 109*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 56-0-12, UTAH

CODE ANNOTATED 1943, RELATING TO ANNEXING TERRITORY TO MOSQUITO ABATEMENT DISTRICTS; FIXING TIME AND MANNER OF ADVERTISING, AND OF CONDUCTING THE ELECTION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 109 was read the first time and referred to the Committee on State and Municipal Affairs.

February 18, 1947

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. 111*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 56-0-14, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE MANNER OF PUBLICATION AND POSTING OF NOTICES IN THE CREATION AND DISSOLUTION OF MOSQUITO ABATEMENT DISTRICTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 111 was read the first time and referred to the Committee on State and Municipal Affairs.

February 18, 1947

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. Bonacci, entitled, "AN ACT AMENDING SECTION 75-29-27, AS CONTAINED IN THE UTAH CODE ANNOTATED, 1943, AND AS AMENDED BY CHAPTERS 96 AND 97, LAWS OF UTAH 1945, RELATING TO THE ADDITIONAL POWERS AND DUTIES OF THE RETIREMENT BOARD UNDER THE TEACHERS RETIREMENT ACT BY PROVIDING FOR CREDIT FOR PRIOR SERVICE RENDERED BY TEACHERS WHO CEASE TO BE HOLDERS OF RETIREMENT ANNUITY CONTRACTS WITH THE TEACHERS IN-

SURANCE AND ANNUITY ASSOCIATION OF AMERICA OR WITH ANY OTHER PRIVATE ORGANIZATION OR COMPANY; AND PROVIDING FOR A FOUR MONTH LIMITATION ON BENEFITS TO BE PAID BENEFICIARIES WHERE THE MEMBERS DIE BEFORE RETIREMENT AGE; ALLOWING SUCH BENEFITS TO BE PAID IN INSTALLMENTS AND PERMITTING MEMBERS IN MILITARY SERVICE OR MERCHANT MARINE TO MAKE CONTRIBUTIONS TO THE TEACHERS' RETIREMENT FUND IN ORDER TO MAINTAIN BENEFIT RIGHTS WHILE IN MILITARY SERVICE OR MERCHANT MARINE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 24 was read the first time and referred to the Committee on State and Municipal Affairs.

February 18, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 147*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING CHAPTER 19, LAWS OF UTAH 1943, DESIGNATED AS SECTION 104-2-5.10, UTAH CODE ANNOTATED 1943, PROVIDING THE PERIOD WITHIN WHICH ACTIONS MAY BE COMMENCED AND COUNTERCLAIMS INTERPOSED FOR THE RECOVERY OF REAL PROPERTY SOLD AND CONVEYED TO THE COUNTY UNDER TAX DEED OR FOR THE POSSESSION THEREOF.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 147 was read the first time and referred to the Committee on Judiciary.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

S. B. No. 121 was read the third time and placed on its final passage.

On motion of Senator Melich, the bill was amended by striking all after the enacting clause and substituting therefor the body of the bill as reprinted.

S. B. No. 121 then passed on the following roll call:

Ayes, 20; Nos, 1; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Voting in the negative was Senator Farr (explained vote).

Absent and not voting: Senators Cowles and Selvin.

S. B. No. 121 was transmitted to the House.

On motion of Senator Ward, *S. B. No. 181* retained its place on the Third Reading Calendar.

S. B. No. 201 was read the third time and placed on its final passage.

On motion of Senator Holbrook, the title was amended as follows:

Lines 3 and 4 of the title, strike the words "THE MEMBERSHIP,".

Line 5 of the title, strike the word, "COMMISSION" and insert in lieu thereof the word "COMMISSIONER".

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

Page 1, line 9 after the semi-colon, strike the balance of the line and all of lines 10 and 11.

Page 1, line 12, after ( ), strike the balance of the line and all of line 13 to and including the word "Vacancies" and insert in lieu thereof the words "A vacancy".

Page 2, line 7, strike the word "names" and insert in lieu thereof the word "name". Strike the words "three persons" and insert in lieu thereof the words "a person".

Page 2, line 8, strike the words "members of the commission" and insert in lieu thereof the words "the commissioner".

Page 2, line 9, strike the word "all" and insert in lieu thereof the word "any". Strike the word "appointments" and insert the word "appointment".

Page 2, line 10, strike the words "a member of the commission" and insert in lieu thereof the words "a commissioner".

Page 2, line 13, strike the word "names" and insert in lieu thereof the word "name". Strike the words "of the persons" and insert in lieu thereof the word "person".

Page 2, line 20, strike the words "Each member" and insert in lieu thereof the words "The commissioner".

Page 2, line 22, strike the words "Each member" and insert in lieu thereof the words "The commissioner".

S. B. No. 201 then passed on the following roll call:

Ayes, 15; Nos, 5; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Farr, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, and Mr. President.

Those voting in the negative were: Senators Cowles, Day, Elggren, Gibbons, and Selvin.

Absent and not voting: Senators Fowles, Knight, and Ward.

S. B. No. 201 was transmitted to the House.

H. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Farr, the title was amended as follows:

Line 5 of the title, strike the figures "$300,000.00" and insert in lieu thereof the figures "$250,000.00".

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

Page 1, line 9, strike the figures "$1,200,000.00" and insert in lieu thereof the figures "$800,000.00".

Page 1, line 12, strike the figures "$400,000.00" and insert in lieu thereof the figures "$250,000.00".

Page 1, line 14, strike the figures "$1,200,000.00" and insert in lieu thereof the figures "$800,000.00".

H. B. No. 71 then passed on the following roll call:

Ayes, 23; Nos, 0; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

H. B. No. 71 was returned to the House.

On motion of Senator Holbrook, it was agreed that when the Senate adjourns today, it stand adjourned until February 20, 1947, at 10:30 a.m.

President Hopkin appointed Senators Fowles, Hirschi, Lamoreaux, Houston, Brockbank, Melich and Selvin as members of the Sifting Committee.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE HOUSE

February 19, 1947

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. 39*, by Committee on Fish and Game, entitled, "AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING, AND TRAPPING RIGHTS IN STATE LANDS LYING BELOW THE OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO SUCH STATE LANDS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Farr, the Senate concurred in the House amendments.

S. B. No. 39 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Knight, and Lamoreaux.

S. B. No. 39 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 19, 1947

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day appointed Representatives Lunt, McPolin and Stevens as a Conference Committee to serve with a like Committee from the Senate composed of Senators Farr, Jolley, and Gibbons, to consider *H. B. No. 85*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr and McPolin, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR THE CREATION OF THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 19, 1947

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. 88*, by Messrs. Holbrook, Clegg, and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNO-

TATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 88 was transmitted to the Governor.

February 19, 1947

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. 18*, by Mr. Brockbank, entitled, 'AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 69, LAWS OF UTAH 1945, GRANTING OF SERVICE AND DISABILITY PENSIONS TO PAID AND VOLUNTEER FIREMEN, THE AMOUNTS AND PAYMENT THEREOF, THE PROCEDURE IN APPLYING FOR AND GRANTING SAID PENSIONS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Brockbank, the Senate concurred in the House amendments.

S. B. No. 18 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Selvin, Vest, and Mr. President.

Absent and not voting: Senators Elggren, Knight, Lund, Midgley, and Ward.

S. B. No. 18 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 19, 1947

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. 108*, by Messrs. Hopkin, Farr and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT TO AMEND SECTION 80-12-2, UTAH CODE ANNOTATED 1943, WHICH RELATES TO THE AMOUNT OF TAX ON NET ESTATE OF DECEDENTS BY PROVIDING THAT THE TAX SHALL NOT BE CHARGED ON NET ESTATES UNDER $40,000.00 WHERE THE HUSBAND, WIFE AND/OR CHILDREN OF THE DECEASED ARE DEVISEES, LEGATEES, HEIRS OR TRANSFEREES OF SAID ESTATE, WHETHER SAID PROPERTY IS TO BE HELD IN TRUST FOR SUCH HUSBAND, WIFE OR CHILDREN OR OTHERWISE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 108 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 18, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 211*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 211 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 213*, by Mr. Day, with a few minor changes assented to by the author. and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 213 was ordered printed and referred to the Committee on Judiciary.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 214*, by Mr. Knight, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 214 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 215*, by Messrs. Midgley, Lamoreaux and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 215 was ordered printed and referred to the Committee on Public Institutions.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 216*, by Messrs. Midgley, Lamoreaux and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 216 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 217*, by Messrs. Midgley, Lamoreaux and Vest, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 217 was ordered printed and referred to the Committee on Public Institutions.

February 19, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 218*, by the Municipal Revenue Committee, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 218 was ordered printed and referred to the Committee on Revenue and Taxation.

February 18, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 96*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 96 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 171*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 171 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 101*, by Messrs. Clegg, Day and Midgley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

S. B. No. 101 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Mining and Smelting to which was referred *S. B. No. 128*, by Mr. Melich, has carefully considered said bill and reports same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 128 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Mining and Smelting to which was referred *S. B. No. 179*, by Committee on Mining and Smelting, has carefully considered said bill and reports same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

S. B. No. 179 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 196*, by the Committee on Fish and Game, has carefully considered said bill and reports the same out favorably.

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

S. B. No. 196 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 86*, by Messrs. Clegg and Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 86 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 87*, by Messrs. Holbrook and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 87 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 116*, by Messrs. Selvin and Jolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 116 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 192*, by Messrs. Jolley and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 192 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 188*, by Mr. Selvin, has carefuly considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 188 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 197*, by Mr. Holbrook, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 197 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 199*, by Mr. Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 199 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 186*, by Messrs. Gibbons, Midgley, and Lamoreaux, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 186 was placed on the Second Reading Calendar.

February 18, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 166*, by Messrs. Ward, Vest, and Jones, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 166 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 34*, by Messrs. Midgley and Fowles, has carefully considered

said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Page 10, line 21, delete "48-3-4."

Page 11, line 2, after the word "Commissioner" insert "may be".

Page 51, lines 30, 31, 32, delete the following: "or which is in proportion other than as earned in the classification to which paid."

Page 55, line 32, following the word "capital" insert the words "or surplus".

Page 56, following the present subsection (4), add a new subsection to be known as subsection (5) reading as follows: "The foregoing provisions of subsections (1) to (2) inclusive shall also apply with equal effect to a foreign reciprocal insurer, provided that such foreign reciprocal insurer shall not be required to deposit the surplus funds required by said subsections with the Commissioner of the State of Utah."

Page 56, line 9, delete the figure "4" and insert in lieu thereof the figure "5" as the number of said subsection. Also, following the word "A" on line 9, page 56, delete the word "domestic".

Page 57, line 24, following the word "any" insert the word "applicable".

Page 63, line 4, following the word "a", strike the word "domestic".

Page 64, line 12, following the word "a", strike the word "domestic". And in line 15, page 64, following the word "forthwith" add the following: "make up the deficiency or".

Page 64, line 18, following the word "fails" add the words "to make up such deficiency or".

Page 71, line 21, following the insurers delete the following: "and foreign reciprocal insurers".

Page 71, line 31, following the word "insurer", delete the following: "or a foreign reciprocal insurer".

Page 66, line 2, strike lines 2, 3 and 4, and insert in lieu thereof: "Disability insurance is insurance against loss or expense resulting from the sickness of the insured, or from the bodily injury or death of the insured by accident, or both."

Page 94, line 24, after the word "policies" insert "which have been or wil be issued by". Delete the word "of".

Page 94, line 25, add an "s" to "association".

Page 121, between lines 1 and 2, insert: "(g) officers of credit unions organized under state or federal laws, who receive no commissions but who act as agents for insurance companies to procure insurance only for the members of such credit unions."

Page 124, line 30, delete "(1)". After the words "apply to" insert ":(1)".

Page 127, line 5, place a period after "contemplated," strike the balance of the sentence, and insert the following: "When a filing is not accompanied by the information upon which the insurer supports such filing, and the Commissioner does not have sufficient information to determine whether such filing meets the requirements of the Act, he shall require such insurer to furnish the information upon which it supports such filing and in such event the waiting period shall commence as of the date such information is furnished. The information furnished in support of a filing may include (1) the experience or judgment of the insurer or rating organization making the filing, (2) its interpretation of any statistical data it relies upon (3) the experience of other insurers or rating organizations, or (4) any other relevant factors.

Page 129, line 3, correct spelling of "unincorporated".

Page 129, after line 2, add another subsection: (3) No manual, minimum, class rate, rating schedule, rating plan, rating rule, rating system, plan of operation or any modification of any of the foregoing shall be disapproved if the rates thereby produced meet the requirements of this act.

Page 140, line 28, after the word "deceive." insert: "The insured shall have the burden of proof that such misrepresentation or warranty was not made with intent to deceive."

Page 146, line 19, after the word "insurer" change the period to a comma and add the following: "or to the agent to be delivered to the insured."

Page 152, after line 16, add a new section: 43-20-8. (1) Family expense disability insurance is that covering members of any one family including husband, wife and dependent children under eighteen years of age, provided under a master policy issued to the head of the family. (2) Any authorized disability insurer may issue such family expense disability insurance.

Page 182, line 26, change "solvent" to "insolvent".

Page 185, line 8, before "The", insert "43-28-8".

Page 252, after line 12, insert: 43-32-18. Except for the provisions of Chapters 2, 3, 4, 11, 12, 13, 16, 19, 27 and 28, and for the agents, solicitors and adjustors licensing fees provided for in Chapter

14 of this code, and as in this Chapter otherwise provided, the balance of the Chapters of this code shall not be applicable to companies doing business under this chapter.

Page 12, line 2, change "decumentary" to "documentary."

Page 14, line 1, delete the words "appraise the" and insert in lieu thereof the words "apprise the party."

Page 14, line 2, delete the words "commissioner of Business Regulations" and insert the words "Commission of Business Regulation."

Page 14, line 31, delete the word "Commissioner" and insert in lieu thereof the word "Commission."

Page 15, line 3, delete the words "may have a hearing thereon before the" and insert in lieu thereof the words "made after hearing."

Page 15, line 4, delete the words "Commission" and "and".

Page 15, line 28, delete the word "his" and insert in lieu thereof the word "its".

Page 55, line 4, strike the last word "only."

Page 55, line 5, strike the word "subject" on line 5, all of line 6, and insert in lieu thereof: "NOT SUBJECT TO THE OTHER PROVISIONS OF THIS CODE UNLESS THE CONTEXT CLEARLY INDICATES APPLICABILITY TO RECIPROCAL INSURERS."

Page 55, line 17, strike the word "or", place a comma after "exchange", and add the following "underwriters or underwriting".

Page 57, line 25, place a period after the word "code", and strike the balance of the line.

Page 58, line 17, strike all of sub-section 4, and insert in lieu thereof: (4) "That no power of or agreement collateral thereto, or any amendment thereof shall be used or be effective in this state until approved by the commissioner".

Page 59, line 27, after the word "subscribers" add the following: "as their respective interests may appear, but in an amount not exceeding their contingent liability, if any".

Page 60, line 8, strike the sentence beginning on this line and ending on line 9 and substitute therefor the following: "Interest may be charged by the attorney to the insurer on his contribution, at a rate not to exceed the prevailing rate for the same or similar types of loans, but in no event to exceed 4%."

Pages 61, line 33 and 62, line 1, strike the word "conspicuous"; strike the period at the end of the line and add the following: "set in type of the same prominence as the insuring clause".

Page 63, line 4, strike the word "domestic"; line 5, correct the spelling of the word "liabilities"; line 6, strike "to be maintained" and add in lieu thereof the word "of".

Page 63, lines 11 and 12, strike the words: "surplus and deposit" and insert in lieu thereof: "capital and surplus".

Page 63, line 32, after the word "of" insert the following: "not less than".

Page 65, between lines 16-17, add: (c) General casualty, without workmen's compensation

$150,000 $50,000

Page 67, line 20, delete: "except as to reciprocal insurers".

Page 55, line 9, strike the period and add: "and disability insurance".

Page 11, line 28, delete "customary" and substitute "a reasonable".

Page 12, line 13, delete "being examined" and substitute "as to whom the examination is being made."

Page 12, lines 13 and 14, after "person" insert ", if" and after "commissioner" insert a comma.

Page 17, lines 18 to 25, delete the entire paragraph.

Page 18, line 5, after "same" insert "general".

Page 19, line 28, delete "not be granted" and substitute "be refused within a reasonable length of time following completion by the insurer of the requisites therefor".

Page 36, lines 10 to 16, delete "company, or association of any kind, doing business in this state shall make or permit any discrimination between insurance risks of the same class, or hazard in the application of like charges and credits, or in the amount of payment of premiums or rates charged for policies of insurance, including annuity contracts, or in the dividends or other benefits payable thereon, or in any of the terms and conditions of the policies. Nor shall any such".

Page 36, line 17, after the word "broker" insert "shall".

Page 52, line 1, delete "dated" and substitute "stated".

Page 72, line 6, before the word "balance" strike "same".

Page 73, lines 24 and 25, strike out the balance of line 24 after "supplies", and all of line 25. Insert the words "including such as are used by an insurer in, or in connection with, the conduct of its own

business in its home or branch offices, but excluding such other personal property as an insurer is permitted to hold under Section 43-13-17".

Page 74, line 12, delete "prescribed in" and substitute "adopted pursuant to ".

Page 74, line 18, after "life" insert ", disability".

Page 74, line 23, after the word "due", strike out "and" and insert "or".

Page 98, line 22, after the words "the laws", insert "thereof beyond those imposed by the laws".

Page 104, after line 14, add a new sentence reading as follows: "If the deposit is held by the commissioner to enable a domestic company to do business in other states, such deposits shall be held in trust for the interests designated by the laws of such state and the commissioner's certificate shall specify such interests."

Page 109, line 5, after "43-17-44" insert "or 43-17-47".

Page 110, line 2, delete "of the year then current" and insert "of the following calendar year".

Page 117, line 8, after "only," add the words "or as a life and disability agent,".

Page 117, line 14, delete "requirements".

Page 117, line 15, delete the first "and".

Page 120, line 24, delete the word "similar" and add an "s" to "requirement".

Page 121, between lines 1 and 2 and before the subsection (g), previously adopted by amendment, insert the following: "(f) Applicants who have been examined under the provisions of Section 43-17-47".

Page 125, line 5, insert a colon after the words "apply to."

Page 125, line 7, insert a semi-colon after words "disability insurance" and insert thereafter the word "annuities".

Page 138, line 22, delete "standard".

Page 141, lines 6 and 7, strike first sentence reading "every such filing shall be made not less than fifteen days in advance of any such issuance, delivery, or use". Likewise, at end of line 7, delete word "such".

Page 142, lines 8 and 9, after "policy" strike "and on the policy's filing back".

Page 143, line 14, substitute a period for a comma after "thereof" and strike "except reinstatement or extraordinary medical fees charged by life insurers".

Page 143, line 19, substitute a period for a comma after "policy" and strike "except reinstatement or extraordinary medical fees charged by life insurers".

Page 146, line 27, strike the word "Life" and the words "Unless otherwise provided by the policy, life"; insert a comma after word "policies". Line 28, strike the word "and" and insert a comma after the word "death".

Page 149, line 16, add words "the employer or by" after the word "by".

Page 149, line 21, add the words "employer or" after the word "such".

Page 151, lines 26 and 27, delete the words "or other insured member of the group".

Page 151, strike all of lines 29 through 33 and substitute the following: "there of as such, subject to the provisions of the policy if there is no designated beneficiary as to all or any part of the insurance payable at the death of the insured".

Page 152, strike all of lines 1 to 6, inclusive.

Page 152, strike all of lines 13 through 16 and substitute the following taken from Section .21.12 of the proposed Washington Code: "paid under such policies may be used to reduce the employers share of the cost of the coverage, except that if the aggregate refunds or dividends under such group policy and any other group policy or contract issued to the policy-holder exceed the aggregate contributions of the employer toward the cost of the coverages, such excess shall be applied by the policyholder for the sole benefit of insured employees".

Page 117, lines 8 and 9, strike the words "or as an agent for a mutual or reciprocal insurer not operating on an agency basis," and insert after the word "state." in line 13 the following: "The Commissioner shall license as an agent, upon application and payment of the license fee set forth in Section 43-14-1, but without examination, any non-resident salaried traveling employee of a reciprocal or mutual insurer not operating on a commission basis."

Page 125, between lines 29 and 30, insert the following: "(a) No rate shall be held to be inadequate unless the Commissioner finds that the continued use of such rate will or does endanger the solvency of the insurer or that the loss experience in the classification covered by such rate shall have been adverse in this state or that the use of such rate does eliminate or stifle competition.

Page 136, after line 20, add the following: No insurer shall be required to record or report its experience to any rating organization or agency unless it is a member of such organization or agency.

Page 156, line 12, delete the figures "11, 12, 16". On line 13, delete the figure "19" and insert "and Sections 9, 10, 11, and 12 of Chapter 19."

Page 156, line 14, delete "Chapter 14", and insert in lieu thereof "Section 43-14-1".

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

On motion of Senator Midgley, the rules were suspended and *S. B. No. 34* was made a Special Order of Business for Monday, February 24, 1947, at 3:30 p.m.

INTRODUCTION OF BILLS

S. B. No. 219 By Mr. Fowles

AN ACT AUTHORIZING THE PRODUCTION AND ERECTION OF A MONUMENT TO THE PONY EXPRESS; AUTHORIZING THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT TO ENTER INTO CONTRACTS FOR SUCH PRODUCTION AND ERECTION; CREATING AN ADVISORY COMMITTEE WITH REGARD TO SUCH MONUMENT AND APPROPRIATING $75,500 FOR SUCH MONUMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 220 By Mr. Lamoreaux

AN ACT AUTHORIZING A BOARD OF COUNTY COMMISSIONERS TO ENTER INTO COOPERATIVE CONTRACTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY THEREOF FOR THE CONSTRUCTION OF FLOOD CONTROL PROJECTS WITHIN SUCH COUNTY AND PROVIDING FOR THE FINANCIAL ASSISTANCE OF THE PROJECTS FOR THE STATE OF UTAH AND PROVIDING FOR THE CARE, MAINTENANCE, AND PROTECTION FROM POLLUTION AND OBSTRUCTION IN NATURAL STREAMS AND LAKES IN THE STATE OF UTAH, AND AUTHORIZING COUNTIES TO LEVY A TAX OF ONE MILL ON REAL AND PERSONAL PROPERTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 221 By Messrs. Hirschi and Hopkin

AN ACT AMENDING SECTIONS 80-14-1, 80-14-2, 80-14-5, 80-14-17, 80-14-34, 80-14-35, 80-14-37, 80-14-46, 80-14-52, 80-14-53, 80-14-59, 80-14-60, 80-14-65, UTAH CODE ANNOTATED 1943, RELATING TO THE INDIVIDUAL INCOME TAX ACT, PROVIDING FOR OPTIONAL PAYMENT OF TAX BASED ON ADJUSTED GROSS INCOME AND FOR AN OPTIONAL STANDARD DEDUCTION; EXTENDING THE STATUTE OF LIMITATIONS; ELIMINATING THE REQUIREMENT OF EXECUTING RETURNS UNDER OATH; AND CHANGING CERTAIN PENALTIES, CERTAIN DEFINITIONS, AND THE REQUIREMENTS INCIDENT TO THE DIVULGING OF INFORMATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 222 By Messrs. Jolley and Melich

AN ACT AUTHORIZING CITIES, TOWNS AND COUNTIES TO ENTER INTO MUTUAL-AID-AGREEMENTS REGARDING FIRE PROTECTION SERVICE, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Cowles, the rules were suspended and *S. B. No. 169* and *S. B. No. 186* were made a Special Order of Business for Tuesday, February 25, 1947, at 2:30 p.m.

CONSIDERATION OF BILLS ON THIRD READING

Senator Vest moved that the rules be suspended and that the Senate do now consider *S. B. No. 181*.

Motion carried.

S. B. No. 181 was read the third time and placed on its final passage.

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

Page 1, line 9, strike the figures "$4.20" and insert in lieu thereof the figures "$240.00". Strike the words "credit hour of" and insert in lieu thereof the words "of the first 500". Strike the words "classwork given to".

Page 1, line 11, after the word "students" change the comma to a period and strike the balance of the sentence.

Page 1, line 12, strike the figures "$4.60" and insert in lieu thereof the figures "$160.00". Strike the words "credit hour of upper" and

insert in lieu thereof the words "of all other lower". Strike the words "classwork given to".

Page 1, line 13, after the word "students", change the comma to a period and strike the balance of the sentence.

Page 1, line 14, strike the figures "$6.00" and insert in lieu thereof the figures "$200.00". Strike the words "credit hour of upper division,".

Page 1, line 15, strike the words "classwork given to".

Page 1, line 16, after the word "students" change the comma to a period and strike the balance of the sentence.

Page 1, strike all of paragraph (d).

Page 2, strike all of lines 1 and 2.

Page 2, line 3, strike "(b)" and insert in lieu thereof "(a)". Strike the words "institutions with more than 250,000" and insert in lieu thereof the word "each." Strike the word "feet" and insert in lieu thereof the word "foot".

Page 2, line 5, strike "(c)" and insert in lieu thereof "(b)".

Page 2, line 30, strike the figure "15" and insert in lieu thereof the figure "45".

Page 3, line 32, strike "Section 4-A" and insert in lieu thereof "Sections 3 and 4".

Page 4, line 3, strike "2-B," and insert in lieu thereof "2,".

Page 4, line 11, strike "6-A and 6-B" and insert in lieu thereof the figure "6".

Page 5, strike all of line 17.

Senator Farr, with the aid of five Senators, requested a Call of the Senate.

The Sergeant-at-Arms made his report.

On motion of Senator Knight, the Call was lifted.

S. B. No. 181 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Day, Elgren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Holbrook, Lund, and Melich.

S. B. No. 181 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 83 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *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:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, McShane, Melich, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Holbrook, Lamoreaux, Lund, Midgley, and Selvin.

H. B. No. 83 was returned to the House.

H. B. No. 119 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 119* was read the third time and placed on its final passage.

H. B. No. 119 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Holbrook, McShane, and Midgley.

H. B. No. 119 was returned to the House.

H. B. No. 9 was read the second time.

Committee report read and adopted.

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

Page 1, line 9, after the second word "of" insert the words "each of".

On motion of Senator Day, the rules were suspended and *H. B. No. 9* was read the third time and placed on its final passage.

H. B. No. 9 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Ward, and Mr. President.

Absent and not voting: Senators Elggren, Midgley, and Vest.

H. B. No. 9 was returned to the House.

On motion of Senator Knight, the Senate recessed.

The Senate reassembled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 56 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 56* was read the third time and placed on its final passage.

H. B. No. 56 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, McShane, Melich, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senators Clegg, Farr, Holbrook, Knight, Lamoreaux, Lund, and Selvin.

H. B. No. 56 was returned to the House.

S. B. No. 82 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, *S. B. No. 82* retained its place on the Second Reading Calendar.

S. B. No. 50 was read the second time.

Committee report read and adopted.

S. B. No. 50 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Cowles, Elggren, Fowles, Hirschi, Holbrook, Jolley, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, and Vest.

Those voting in the negative were: Senators Day, Gibbons, Houston, Jones, McShane, Ward, and Mr. President.

Absent and not voting: Senators Brockbank and Farr.

REPORTS OF STANDING COMMITTEES

February 19, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 190*, by Bushnell Investigating Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman

Report filed.

S. B. No. 190 was placed on the Second Reading Calendar.

On motion of Senator Holbrook, the rules were suspended and *S. B. No. 190* was placed at the head of the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 131*, by Messrs. Holbrook and Hirschi, has carefully considered said bill and reports the same out without recommendations.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 131 was placed on the Second Reading Calendar.

February 19, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 191*, by Mr. Cowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 191 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 223 By Messrs. Day, Hirschi and Fowles

AN ACT AMENDING SECTION 74A-0-1, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING THE METHOD OF FILLING THE OFFICE OF GOVERNOR, WHERE PERSON DULY ELECTED DIES BEFORE BEING QUALIFIED; PROVIDING METHOD OF FILLING OFFICE OF GOVERNOR AND OTHER STATE OFFICES, WHERE PERSON ELECTED FAILS TO QUALIFY; PROVIDING FOR ELECTION OF SUCH OFFICERS AT THE NEXT GENERAL ELECTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 224 By Messrs. Day, Hirschi and Fowles

AN ACT PROVIDING FOR THE METHOD OF APPOINTMENT OF MEMBERS OF BIPARTISAN BOARDS, COMMISSIONS AND ADVISORY COUNCILS; REPEALING ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 225 By Messrs. Day, Hirschi and Fowles

AN ACT AMENDING SECTION 19-5-21, UTAH CODE ANNOTATED 1943, RELATING TO POWERS AND DUTIES OF COUNTY COMMISSIONERS AND PROVIDING THE METHOD AND TIME FOR FILLING VACANCIES IN COUNTY, DISTRICT OR PRECINCT OFFICES AND DEFINING VACANCY IN OFFICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 226 By Messrs. Gibbons, Hirschi, Houston and Selvin

AN ACT APPROPRIATING $1,000,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF AN AGRICULTURAL AND FORESTRY BUILDING AT THE UTAH STATE AGRICULTURAL COLLEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 227 By Messrs. Gibbons, Hirschi, Houston and Selvin

AN ACT APPROPRIATING $800,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF AN AUDITORIUM AND HUMANITIES BUILDING AT THE UTAH STATE AGRICULTURAL COLLEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 228 By Messrs. Gibbons, Hirschi, Houston and Selvin

AN ACT APPROPRIATING $300,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A LIBRARY ADDITION AT THE UTAH STATE AGRICULTURAL COLLEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 229 By Messrs. Gibbons, Hirschi, Houston and Selvin

AN ACT APPROPRIATING $140,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A POULTRY PLANT AND ANIMAL NUTRITION BUILDING AT THE UTAH STATE AGRICULTURAL COLLEGE, was read the first time and referred to the Committe on Revision and Enrolling.

S. B. No. 230 By Messrs. Lund, Gibbons and Cowles

AN ACT AMENDING SECTIONS 80-13-8 AND 80-14-5, UTAH CODE ANNOTATED 1943 RELATING TO DEDUCTIONS ALLOWABLE FROM GROSS INCOME FOR THE PURPOSE OF COMPUTING CORPORATION FRANCHISE OR INCOME TAXES, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 3 By Mr. Holbrook

A CONCURRENT RESOLUTION URGING THE INTERSTATE COMMERCE COMMISSION TO APPROVE THE FREIGHT RATES HERETOFORE AGREED UPON AND ANNOUNCED BY FOUR MAJOR WESTERN RAILROAD CARRIERS, was read the first time.

On motion of Senator Midgley, the rules were suspended and *S. C. R. No. 3* was read the second and third times and placed on its final passage.

S. C. R. No. 3 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Absent and not voting: Senators Brockbank, Farr, and Lamoreaux.

S. C. R. No. 3 was transmitted to the House.

COMMUNICATIONS

February 19, 1947

TO THE SENATE

Gentlemen:

I am listing below five claims which were approved by the State Board of Examiners at its meeting today, payable by special appropriation of the Twenty-seventh Legislature, which claims should be incorporated in the budget for the biennium July 1, 1947 to June 30, 1949. All of these claims were filed direct with the Board of Examiners and have been acted upon under the provisions of Title 26, Utah Code Annotated, 1943.

TO BE PAID OUT OF THE PUBLIC WELFARE FUNDS

Wyoming General Hospital—Rocks Springs, Wyo.....$797.45

TO BE PAID OUT OF THE GENERAL FUND

Utah State Prison Revolving Fund.....$25.00

Wallace Wilde—Perry, Utah $12.40

Ed J. Holmgren—Garland, Utah $28.20

James Brough—Tremonton, Utah $10.00

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners

Communication filed.

Referred to the Committee on Appropriations and Claims.

On motion of Senator Hirschi, the Enacting Clause of *S. B. No. 60* was struck.

On motion of Senator Day, *S. B. No. 8* and *S. B. No. 4* were made a Special Order of Business for Thursday, February 21, 1947, at 2:30 p.m.

Senator Farr moved that *H. B. No. 36* be made a Special Order of Business for Tuesday, February 25, 1947, at 2:30 p.m.

Senator Cowles, with the aid of five Senators, requested a Call of the Senate.

The Sergeant-at-Arms made his report.

On motion of Senator Farr, the Call was lifted.

Senator Farr with the aid of five Senators requested a roll call.

H. B. No. 36 was made a Special Order for Tuesday, February 25, 1947, at 2:30 p.m. on the following roll call:

Ayes, 12; Nos, 11; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Cowles, Elggren, Farr, Fowles, Holbrook, Lamoreaux (explained vote), Midgley, Selvin, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Clegg, Day, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane (explained vote), and Melich.

On motion of Senator Fowles, the Enacting Clause of *S. B. No. 15* was struck.

On motion of Senator Cowles, the Senate adjourned until February 20, 1947, at 10:30 a.m.

THIRTY-NINTH DAY

MORNING SESSION

February 20, 1947

The Senate was called to order at 10:30 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 20, 1947

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,

DEXTER FARR,
ELIAS L. DAY.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 19, 1947

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 Mr. Selvin, entitled, "AN ACT AMENDING SECTION 76A-1-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE COUNTY AND DISTRICT BOARDS OF PUBLIC WELFARE, AND REPEALING SECTION 76A-1-16, UTAH CODE ANNOTATED 1943.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 93 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 19, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has reconsidered its action on *H. B. No. 91*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-7-13, UTAH CODE ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO.", and has passed the bill as amended by the House, and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 91 was read the first time.

On motion of Senator Hirschi, the rules were suspended and *H. B. No. 91* was placed on the Second Reading Calendar immediately preceeding *S. B. No. 59.*

February 19, 1947

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. 92*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-2, UTAH CODE ANNOTATED 1943, RELATING TO POWERS OF COUNTY BOARD OF EQUALIZATION TO INCREASE OR LOWER ANY ASSESSMENT TO EQUALIZE ASSESSMENT OF PROPERTY IN ACCORDANCE WITH VALUE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 92 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 93*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "'AN ACT AMENDING SECTION 80-5-35, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTY OF THE COUNTY ATTORNEY TO COMMENCE AN ACTION UPON THE ASSESSOR'S BOND FOR TAXES LOST FROM WILLFUL FAILURE OR NEGLECT OF THE ASSESSOR.", and the same is transmitted herewith for your action .

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 93 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 95*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-34, UTAH CODE ANNOTATED 1943, RELATING TO AND FIXING THE LIABILITY OF COUNTY ASSESSORS AND THEIR SURETIES FOR WILLFUL NEGLECT OF DUTY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 95 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 96*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled,

"AN ACT AMENDING SECTION 80-5-1, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF TAXABLE PROPERTY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 96 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 97*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-30, UTAH CODE ANNOTATED 1943, RELATING TO THE FURTHER DUTIES OF COUNTY ASSESSORS: AND PROVIDING FOR THE CONTENT AND FORM OF THE ASSESSOR'S AFFIDAVIT.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 97 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 98*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 19-14-1, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF COUNTY ASSESSORS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 98 was read the first time and referred to the Committee on Revenue and Taxation.

February 19, 1947

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. 140*, by Messrs. Browne, Davis, Clark, Cannon, Anderson, entitled, "AN ACT CREATING A JOINT LEGISLATIVE BUDGET COMMITTEE COMPOSED OF FIVE MEMBERS OF THE STATE HOUSE OF REPRESENTATIVES AND FIVE MEMBERS OF THE STATE SENATE; TO STUDY FUND AND BUDGET REQUIREMENTS OF THE STATE OF UTAH AND ALL OF ITS DEPARTMENTS AND INSTITUTIONS; TO REPORT FINDINGS AND RECOMMENDATIONS TO ENSUING LEGISLATURE, WITH A VIEW OF REDUCING COST OF STATE GOVERNMENT AND SECURING GREATER EFFICIENCY; AND DEFINING THE DUTIES AND POWERS OF SAID COMMITTEE, AND APPROPRIATING $40,000, TO CARRY OUT THE PROVISIONS OF THIS ACT.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 140 was read the first time and referred to the Committee on State and Municipal Affairs.

February 19, 1947

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 Messrs. Murdock, Paxton, Lunt, Christensen, Gardner and Clark, entitled, "AN ACT CONFERRING JURISDICTION ON THE PUBLIC SERVICE COMMISSION TO REQUIRE FENCES, ALONG RAILROADS UNDER CIRCUMSTANCES PRESCRIBED IN THIS ACT, WITH OPENINGS, GATES, CROSSINGS AND CATTLE GUARDS, AND PRESCRIBING THE PROCEDURE FOR THE EXERCISE OF SUCH JURISDICTION AND AUTHORIZING SUCH COMMISSION TO MODIFY OR REVOKE ITS ORDERS REQUIRING FENCES; AND RELIEVING NON-COMPLYING RAILROAD COMPANIES AND CORPORATIONS AND THEIR OFFICERS, AGENTS AND EM-

PLOYEES FROM CERTAIN PENALTIES PRESCRIBED BY SECTIONS 76-6-25 AND 76-6-26, UTAH CODE ANNOTATED 1943, BUT SUBJECTING SUCH COMPANIES AND CORPORATIONS TO LIABILITY PRESCRIBED UNDER SECTION 77-0-13, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 150 was read the first time and referred to the Committee on Agriculture and Irrigation.

REPORTS OF STANDING COMMITTEES

February 20, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. J. R. No. 20*, by Messrs. Ward, Selvin and Melich, has carefully considered said resolution and reports the same out favorably.

Respectfully submitted,

J. WELTON WARD,
Chairman.

Report filed.

S. J. R. No. 20 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 231 By Mr. Cowles

AN ACT AUTHORIZING THE CIVIL SERVICE COMMISSION CREATED BY THE PROVISIONS OF CHAPTER 118, LAWS OF UTAH, 1945, TO RATIFY ALL APPOINTMENTS, PROMOTIONS, SUSPENSIONS AND DISMISSALS MADE BY THE SUPERINTENDENT OF THE HIGHWAY PATROL PRIOR TO THE APPOINTMENT AND QUALIFICATION OF THE CIVIL SERVICE COMMISSIONERS AND AUTHORIZING SUCH COMMISSION TO AWARD RETROACTIVE PAY TO PATROLMEN GIVEN PROMOTIONS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Melich, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

S. B. No. 50 was read the third time and placed on its final passage.

Senator Elggren, with the aid of five Senators, requested a Call of the Senate.

The Sergeant-at-Arms made his report.

On motion of Senator Melich, the Call was lifted.

On motion of Senator Melich, *S. B. No. 50* was made a Special Order of Business for today at 11:45 a.m.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 190 was read the second time.

Committee report read and adopted.

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

Page 1, line 2, after the word "accept" insert the words "if it deems advisable".

Page 2, after line 10, insert a new section as follows: "Section 4. Any assets acquired by the State of Utah, above enumerated, may be sold or conveyed by unanimous approval of the Board of Examiners."

Page 2, line 11, strike the figure "4" and insert in lieu thereof the figure "5".

S. B. No. 190 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 2; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Holbrook and Lund.

Absent and not voting: Senators Cowles and Fowles.

SPECIAL ORDER

S. B. No. 50, being a Special Order for 11:45 a.m., was before the Senate.

Senator Melich, with the aid of five Senators, requested a Call of the Senate.

The Sergeant-at-Arms made his report.

On motion of Senator Melich, the Call was lifted.

S. B. No. 50 then passed on the following roll call:

Ayes, 12; Nos, 11; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Hirschi, Knight, Lamoreaux, Lund, Melich, Midgley and Selvin.

Those voting in the negative were: Senators Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, McShane, Vest, Ward, and Mr. President.

S. B. No. 50 was transmitted to the House.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE HOUSE

February 19, 1947

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 18, 1947, on *H. B. No. 10*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 82, LAWS OF UTAH, 1943, AS

AMENDED BY CHAPTER 87, LAWS OF UTAH, 1945, RELATING TO COMPENSATION OF COURT REPORTERS.", and the same is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

REPORTS OF SPECIAL COMMITTEES

February 18, 1947

To the Members of the Senate and House:

We, your Conference Committee, appointed to consider amendments to *H. B. No. 10*, having considered said amendments to said bill, do hereby recommend that the Senate and House concur in the following amendment:

On line 4, after the word "be" delete "$3600" and insert in lieu thereof "$3300."

Respectfully,

MITCHELL MELICH,
Chairman, Senate Committee.

KEITH BROWNE,
Chairman, House Committee.

On motion of Senator Melich, the report of the Conference Committee with respect to *H. B. No. 10* was adopted.

Report filed.

On motion of Senator Melich, *H. B. No. 10* was made a Special Order of Business for today at 2:30 p.m.

February 20, 1947

To the Members of the Senate and House:

We, your Conference Committee, appointed to consider amendments to *H. B. No. 85*, and having duly considered the same, do hereby recommend that the Senate and House concur in the following amendments as originally proposed by the Senate:

On page 2, line 1 of said bill, after the word "for" delete the remainder of the bill and insert in lieu thereof the following:

"lawful purposes and provided further that nothing in this act shall prevent Counties, Cities and Incorporated Towns from cooperating and coordinating their activties with the money so derived."

DEXTER FARR,
Chairman of Senate Committee.

H. H. LUNT,
Chairman of House Committee.

On motion of Senater Farr, the report of the Conference Committee with respect to *H. B. No. 85* was adopted.

Report filed.

REPORTS OF STANDING COMMITTEES

February 20, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 39*, by Committee on Fish and Game, entitled, "AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING, AND TRAPPING RIGHTS IN STATE LANDS LYING BELOW THE OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO SUCH STATE LANDS", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 20, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 18*, by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED 1943, AS AMEND-

ED BY CHAPTER 69, LAWS OF UTAH 1945, GRANTING OF SERVICE AND DISABILITY PENSIONS TO PAID AND VOLUNTEER FIREMEN, THE AMOUNTS AND PAYMENT THEREOF, THE PROCEDURE IN APPLYING FOR AND GRANTING SAID PENSIONS", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman

Report filed.

S. B. No. 18 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 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 183*, by Mr. Cowles, has carefully considered said bill and reports the same out without recommendations.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 183 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 195*, by Mr. Brockbank, has carefully considered said bill and reports the same out without recommendations.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman

Report filed.

S. B. No. 195 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 204*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 204 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 205*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 205 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 206*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 206 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 207*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 207 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 208*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 208 was placed on the Second Reading Calendar.

February 20, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 209*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 209 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 232 By Mr. Day

AN ACT AMENDING SECTION 101-4-4, UTAH CODE ANNOTATED 1943, RELATING TO THE ELECTION BY A WIDOW TO TAKE UNDER WILL OR DISTRIBUTIVE SHARE BY PROVIDING THAT IF THE WIDOW DOES NOT ELECT TO TAKE THE DISTRIBUTIVE SHARE SHE SHALL TAKE UNDER THE WILL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 233 By Messrs. Hirschi and Gibbons

AN ACT APPROPRIATING $250,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BUILDING BOARD TO BE USED FOR THE ERECTION AND FURNISHING OF A NEW AUDITORIUM BUILDING AT THE BRANCH AGRICULTURAL COLLEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 234 By Mr. Ward

AN ACT EMPOWERING THE STATE LAND BOARD TO REMOVE FROM ITS FILES AND DESTROY GRAZING LEASE APPLICATIONS WHICH HAVE CEASED TO HAVE IMPORTANCE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 235 By Mr. Day

AN ACT CREATING A NEW CHAPTER TO BE KNOWN AS CHAPTER 58 OF TITLE 105, UTAH CODE ANNOTATED 1943, CREATING THE OFFICE OF CORONER; PROVIDING FOR THE HOLDING OF INQUESTS ON THE BODIES OF PERSONS WHO HAVE DIED AS A RESULT OF CRIMINAL OR OTHER VIOLENT MEANS, OR BY CASUALTY, OR BY SUICIDE, OR SUDDENLY WHEN IN APPARENT HEALTH, OR IN ANY SUSPICIOUS OR UNUSUAL MANNER, PROVIDING FOR NOTIFICATION UPON DISCOVERY OF SUCH BODY; FOR THE SUMMONING OF JURORS AND WITNESSES AND PROCEDURE AT INQUESTS; FOR THE PERFORMANCE OF AUTOPSIES AND EXHUMING BODIES; FOR VERDICT OF CORONER'S JURY AND ARREST OF PERSON CHARGED THEREIN; FOR DISPOSAL OF BODIES AND DISPOSITION OF DECEASED'S PROPERTY; AND FOR THE EXPENSE

OF INQUESTS; AND REPEALING TITLE 105, CHAPTER 58, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 27, LAWS OF UTAH 1945, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 236 By Mr. Jolley

AN ACT APPROPRIATING $1,750 TO THE CIVIL SERVICE COMMISSION OF THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enolling.

S. B. No. 237 By Mr. Lamoreaux

AN ACT AMENDING SECTION 75-2-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CHARGING OF REGISTRATION AND TUITION FEES BY THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE AND EXEMPTING THE CHILDREN OF DECEASED WAR VETERANS FROM THE PROVISIONS THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

H. B. No. 10 being a Special Order for today at 2:30 p.m. was before the Senate.

H. B. No. 10, as amended, then passed on the following roll call:

Ayes, 18; Nos, 3; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Knight, Lamoreaux, Melich, Selvin, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Houston Jones, and McShane.

Absent and not voting:Senators Lund and Midgley.

H. B. No. 10 was returned to the House.

Senator Hirschi moved that the rules be suspended and that the Senate do now consider *H. B. No. 91*.

Motion carried.

H. B. No. 91 was read the second time.

On motion of Senator Hirschi, *H. B. No. 91* was made a Special Order of Business for today at 3:15 p.m.

COMMUNICATIONS FROM THE GOVERNOR

To the Senate

State Capitol Building

Gentlemen:

I am returning herewith *Senate Bill No. 3*, entitled, "AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21, and 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING, AND THE METHOD OF COUNTING THE BALLOTS," without my approval. My veto of this measure is based on the following objections:

1. It is my opinion that the high degree of freedom enjoyed by the citizens of the United States and of the State of Utah is due primarily to our two party system. Each party operates under different political philosophies which are usually outlined in their respective platforms. Citizens are entitled to assume that the platform of the victorious party will be put into operation. This cannot be accomplished unless successful candidates have strong feelings of party loyalty and accept the principle of party responsibility. Any measure that will weaken the relationship between office holders and their political party is a dangerous departure from fundamental practices in a democratic nation. *Senate Bill No. 3* does that. Each candidate is put on his own. He, when successful, is elected primarily because of his own efforts and the efforts of those who support him as an individual. Dependence on his party for election is reduced to a minimum, resulting in little or no obligation on his part to carry out his party's platform. Such a condition weakens the political doctrines that have given us the freedom we enjoy in this state and nation. Party power, not individual power, has maintained our freedom thus far.

2. Government is best when large numbers of people vote at elections. Complicated ballots discourage voting. *Senate Bill No. 3* complicates voting. Old people, those with poor eyesight, citizens who have high senses of party loyalty and little acquaintance with individual candidates, and many others will find it more difficult to vote if *Senate Bill No. 3* becomes law. The result will be fewer votes cast. The present system of voting is far less complicated than the proposed method.

3. *Senate Bill No. 3*, if enacted into law, will be expensive. The extending of the time each voter will need to remain in the voting booth, if it becomes law, will require more equipment, larger polling places and longer hours for judges of election. It is estimated that in Salt Lake County alone the extra cost will amount to about $15,000.

For the above reasons I have vetoed *Senate Bill No. 3*, and I respectfully urge that it be not enacted into law by your honorable body.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

S. B. No. 3 was before the Senate.

On motion of Senator Melich, *S. B. No. 3* was made a Special Order of Business for today at 3:00 p.m.

On motion of Senator Day, the Senate recessed.

The Senate reassembled.

SPECIAL ORDER

S. B. No. 3 was before the Senate as a special order of business.

Senator Melich, with the aid of five Senators, requested a Call of the Senate.

The Sergeant-at-Arms made his report.

On motion of Senator Melich, the Call was lifted.

The Senate voted to over-ride the Governor's veto on *S. B. No. 3* by the following roll call:

Ayes, 17; Nos, 6; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund (explained vote), McShane, Melich, Vest, Ward, and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Fowles, Midgley, and Selvin.

S. B. No. 3 was transmitted to the House for its action.

H. B. No. 91, being a special order of busines, was before the Senate.

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

Page 2, add a new section as follows: "Section 2. This act shall take effect January 1, 1948.".

On motion of Senator Hirschi, the Enacting Clause of *S. B. No. 61* was struck.

On motion of Senator Holbrook, the Senate struck the Enacting Clause of the following: *S. J. R. No. 4*, *S. B. Nos. 64* and *82*.

On motion of Senator Day, *S. B. No. 8* and *S. B. No. 4* were made a Special Order of Business for Friday, February 21, 1947, at 11:00 a.m.

On motion of Senator Day, *S. B. No. 76* was made a Special Order of Business for Friday, February 21, 1947, at 2:30 p.m.

On motion of Senator Selvin, the Senate adjourned until Friday, February 21, 1947, at 10:30 a.m.

FORTIETH DAY

MORNING SESSION

February 21, 1947

The Senate was called to order at 11:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 21, 1947

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,

DEXTER FARR,

ELIAS L. DAY.

Report adopted and filed.

Pursuant to a motion adopted by the Senate on the 33rd legislative day, the following bills were referred to the Sifting Committee: S. B. Nos. 59, 94, 19, 16, 92, 10, 52, 20, 69, 23, 97, S. J. R. No. 2, S. B. Nos. 9, 79, 80, 42, 51, 84, 77, 68, 85, 49, 38, 40, 45, 63, 98, 110, 112, 24, 56, 102, S. J. R. No. 8, S. B. Nos. 54, 55, 100, 111, 70, 136, 141, S. J. R. No. 14, S. B. Nos. 137, 114, 127, 126, 118, 125, S. J. R. No. 18, S. C. M. No. 2, S. B. Nos. 140, 124, S. J. R. No. 10, S. C. M. No. 1, S. B. Nos. 65, 83, 148, 160, 161, 32, 47, 58, 104, S. J. R. No. 15, S. B. Nos. 99, 130, 149, 158, 147, 146, 145, 144, 143, 17, 151, 170, 168, 150, S. J. R. No. 7, S. B. No. 107 S. J. M. No. 1, S. B. No. 135, S. J. R. No. 17, S. B. No. 153, S. J. R. No. 16, S. B. Nos. 76, 165, 162, 164, 142, 134, 133, 138, 95, 119, 120, 123, 129, 132, 113, S. R. No. 1, S. B. Nos. 173, 81, 175, 91, S. J. R. No. 9, S. B. Nos. 159, 139, 152, 163, 174, 177, 96, 171, 101, 128, 179, 196, 86, 87, 116, 192, 188, 197, 199, 166, 131, 191, S. J. R. No. 20, S. B. Nos. 183, 195, 204, 205, 206, 207, 208, 209.

COMMUNICATIONS FROM THE HOUSE

February 20, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 3*, by Mr. Holbrook, entitled, "A CONCURRENT RESOLUTION URGING THE INTERSTATE COMMERCE COMMISSION TO APPROVE THE FREIGHT RATES HERETOFORE AGREED UPON AND ANNOUNCED BY FOUR MAJOR WESTERN RAILROAD CARRIERS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. C. R. No. 3 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 20, 1947

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. Lewis, entitled, "AN ACT AMENDING SECTION 75-2-5, UTAH CODE ANNOTATED 1943, RELATING TO ADDITIONAL FEES THAT MAY BE CHARGED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH AND THE BOARD

OF TRUSTEES OF THE UTAH STATE AGRICULTURAL COLLEGE, AND PROVIDING THAT THE BUILDING CONSTRUCTION FEE SHALL NOT EXCEED $20 PER YEAR.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 20, 1947

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 Messrs. Lunt, Cottrell, Larson, Anderson, Kerr and McPolin, entitled, "AN ACT AMENDING SECTION 46-0-68, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 70, LAWS OF UTAH 1945, RELATING TO THE DISPOSITION OF MONIES IN THE LIQUOR CONTROL FUND, ALLOCATING PART THEREOF TO THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 20, 1947

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. Browne, entitled, "AN ACT TO BE KNOWN AS SECTION 71-1-1B, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR PENSIONS FOR POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, AND

PROVIDING FOR DEATH BENEFITS FOR THE WIDOWS AND DEPENDENT MINOR CHILDREN THEREOF.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 20, 1947

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 Robson and Brinkerhoff, entitled, "AN ACT AMENDING SECTIONS 3-8a-2, 3-8a-4, 3-8a-5, 3-8a-8, 3-8a-9, 3-8a-11, 3-8a-13, 3-8a-14, 3-8a-21, 3-8a-22, AND 3-8a-24, UTAH CODE ANNOTATED 1943, RELATING TO THE SALE AND ANALYSIS OF COMMERCIAL FERTILIZER; PRESCRIBING THEIR MINIMUM FOOD CONTENT AND METHOD OF DETERMINATION THEREOF, AND PROHIBITING SALE OF COMMERCIAL FERTILIZER WHICH DOES NOT CONFORM THERETO; REQUIRING STATE BOARD OF AGRICULTURE TO PUBLISH ANNUAL STATEMENT OF REGISTERED FERTILIZERS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 20, 1947

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 Messrs. White and Kerr, entitled, "A MEMORIAL TO THE CONGRESS OF THE UNITED STATES TO APPROPRIATE MONEY FOR THE CONSTRUCTION OF A DAM AND

RESERVOIR IN AID OF THE BEAR RIVER MIGRATORY BIRD REFUGE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 20, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 24A-0-39, UTAH CODE ANNOTATED 1943, RELATIVE TO THE POWERS AND DUTIES OF THE BOARD OF SUPERVISORS OF DRAINAGE DISTRICTS TO ENTER INTO CONTRACTS, TO ISSUE BONDS, AND THE LIMITATIONS THEREON; AND PROVIDING FOR PROCEDURE FOR BOND ELECTIONS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 20, 1947

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. 71*, by Highway and Aeronautics Committee on behalf of the Tax Study Committee, entitled, "AN ACT APPROPRIATING TO THE STATE ROAD COMMISSION MONIES IN THE MOTOR VEHICLE REGISTRATION FUND, AND AMENDING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED, 1943, THEREBY APPROPRIATING $250,000.00 FROM THE MOTOR VEHICLE REGISTRATION FUND

TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; AND PROVIDING FOR CONTINGENCIES.", and requests the Senate to recede from its amendments.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator McShane, the Senate receded from its amendments to *H. B. No. 71.*

H. B. No. 71 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Lund and Melich.

H. B. No. 71 was returned to the House.

February 20, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 30*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-23-3, UTAH CODE ANNOTATED 1943, RELATING TO GROUNDS FOR QUASHING AN INDICTMENT OR INFORMATION," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 30 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 20, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 29*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 48-0-21, AND 48-0-29, UTAH

CODE ANNOTATED 1943, RELATING TO THE DRAWING, SUMMONING, AND EXAMINATION OF TRIAL JURORS AND GRAND JURORS," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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

February 20, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. J. R. No. 5*, by Messrs. Holbrook and Melich, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE 1, SECTION 13 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO PROSECUTION BY INFORMATION OR INDICTMENT AND TO GRAND JURIES.", and the same is returned herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 5 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 20, 1947

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. 27*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 105-19-1, 105-19-9, AND 105-19-10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF A GRAND JURY; INDICATING WHO MAY BE PRESENT AT SESSIONS OF THE GRAND JURY OR DELIBERATIONS; PROVIDING FOR THE STENOGRAPHIC REPORTING OF THE PROCEEDINGS, AND THE TRANSCRIPTION OF SAID EVIDENCE INCLUDING THE USE TO BE MADE OF SUCH EVIDENCE; REQUIRING PROCEEDINGS BEFORE THE GRAND JURY TO BE KEPT SECRET WITH CER-

TAIN EXCEPTIONS; AND REQUIRING THE COURT TO ADVISE THE GRAND JURY WHEN REQUESTED.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 27 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 20, 1947

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. 28*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943, RELATING TO DELIBERATIONS OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, *S. B. No. 28* was made a Special Order of Business for Tuesday, February 25, 1947, at 11:00 a.m.

REPORTS OF STANDING COMMITTEES

February 20, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 93*, by Mr. Selvin, entitled, "AN ACT AMENDING SECTION 76A-1-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE COUNTY AND DISTRICT BOARDS OF PUBLIC WELFARE, AND REPEALING SECTION 76A-1-16, UTAH

CODE ANNOTATED 1943, examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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.

February 20, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 108*, by Messrs. Hopkin, Farr, and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT TO AMEND SECTION 80-12-2, UTAH CODE ANNOTATED 1943, WHICH RELATES TO THE AMOUNT OF TAX ON NET ESTATE OF DECEDENTS BY PROVIDING THAT THE TAX SHALL NOT BE CHARGED ON NET ESTATES UNDER $40,000 WHERE THE HUSBAND, WIFE AND/OR CHILDREN OF THE DECEASED ARE DEVISEES, LEGATEES, HEIRS OR TRANSFEREES OF SAID ESTATE, WHETHER SAID PROPERTY IS TO BE HELD IN TRUST FOR SUCH HUSBAND, WIFE OR CHILDREN OR OTHERWISE", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 108 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 20, 1947

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 20*, by Messrs. Lunt and Holther, has carefully considered said bill and reports the same out without recommendation, with the suggestion that the bill be amended as follows:

Page 2: Delete the period after the last sentence, insert a semicolon in lieu of the period and add the following: "provided, that the provisions of this act placing the lien of special taxes on a parity with the lien of general taxes shall apply only to assessments made after the effective date of this act."

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 20 was referred to the Sifting Committee.

February 20, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 5*, by Messrs. Olson and Bonacci, has carefully considered said bill and reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 5 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 189*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 189 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 194*, by Messrs. Day and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,

Report filed. Chairman.

S. B. No. 194 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 193*, by Messrs. Day and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,

Report filed. Chairman.

S. B. No. 193 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Welfare to which has been referred *S. B. No. 203*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,

Report filed. Chairman.

S. B. No. 203 was referred to the Committee on Appropriations and Claims.

INTRODUCTION OF BILLS

S. B. No. 238 By Mr. Cowles

AN ACT AMENDING SECTIONS 15-6-7 and 15-6-29 UTAH CODE ANNOTATED 1943 RELATING TO AND PROVIDING FOR THE ELECTION AND APPOINTMENT OF OFFICERS OF MUNI-

CIPALITIES AND THE TERMS OF SUCH OFFICE; AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 15-6-28.10, UTAH CODE ANNOTATED 1943 RELATING TO AND PROVIDING FOR THE ELECTION, TERM OF OFFICE, SALARY AND DUTIES OF CITY ATTORNEYS, APPOINTMENT OF ASSISTANT CITY ATTORNEYS AND OFFICE PERSONNEL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 239 By Mr. Clegg

AN ACT EMPOWERING THE PUBLIC WELFARE COMMISSION TO CONTRACT WITH THE SALT LAKE VISITING NURSE ASSOCIATION FOR THE PURPOSE OF PROVIDING NURSING SERVICES TO INDIGENT RESIDENTS OF THE STATE OF UTAH AND MAKING AN APPROPRIATION OF $7,000 THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 240 By Messrs. McShane, Houston, Cowles, Day, Hirschi, Brockbank, Selvin and Vest

AN ACT AMENDING SECTIONS 57-12-1, 57-12-2, 57-12-5, 57-12-7 AND 57-12-13, UTAH CODE ANNOTATED, 1943, RELATING TO THE DEFINITION OF TERMS USED IN THE ACT; THE EXEMPTION OF SALES MADE TO THE UNITED STATES GOVERNMENT; GRANTING A CREDIT FOR MOTOR FUELS WHICH ARE LOST OR DESTROYED BY FIRE, LIGHTNING, FLOOD, TORNADO, WIND STORM, ACCIDENT OR EXPLOSION; DECREASING THE ALLOWANCE FOR EVAPORATION AND LOSS IN HANDLING FROM THREE PER CENT TO ONE PER CENT, AND REQUIRING TAXPAYERS TO KEEP RECORDS FOR A PERIOD OF THREE YEARS, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 72, being a Special Order for today at 10:30 a.m., was before the Senate.

S. B. No. 72 was read the second time.

Committee report read and adopted.

S. B. No. 72 was placed on the Third Reading Calendar on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senator Ward.

On motion of Senator Lamoreaux, the Sergeant-at-Arms was instructed to confer with the Secretary of State relative to the hanging of pictures of the former Senate Presidents in the corridors.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m.

Roll Call—All Senators present.

COMMUNICATIONS

February 21, 1947

TO THE SENATE

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claim of Mr. M. C. Robinson of American Fork, Utah, in the amount of $291.11, covering payment of interest and penalty on sales tax on beer.

This claim was duly filed with the Board of Examiners and acted upon as provided in Sections 20-0-11 to 20-0-14 of the Utah Code Annotated, 1943. Upon unanimous vote of the Board, the claim was rejected.

The Claimant has appealed from the decision of the Board of Examiners to the Legislature under the provisions of Section 20-0-17

of the Utah Code Annotated, 1943. All papers filed with the Board, together with Notice of Appeal are transmitted to you herewith for your attention.

Yours very respectfully,

E. E. MONSON, Secretary,
State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

COMMUNICATIONS FROM THE GOVERNOR

February 20, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *Senate Bill No. 44* by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-82, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF POSTED HUNTING AREAS."

Yours truly.

HERBERT B. MAW,
Governor.

Communication filed.

February 21, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day approved and transmitted to the Secretary of State, *Senate Bill No. 21* by Messrs. Holbrook and Hirschi, entitled, "AN ACT AMENDING SECTIONS 14-7-2, 14-7-3, 14-7-8, 14-7-15, AND 14-7-47, UTAH CODE ANNOTATED 1943, RELATING TO THE APPOINTMENT AND SALARY OF JUVENILE COURT JUDGES; PROVIDING FOR THE APPOINTMENT OF DEPUTY CLERKS FOR THE JUVENILE COURT; REMOVING SALARY MAXIMUMS FOR PROBATION OFFICERS AND CLERKS; PROVIDING A METHOD FOR SERVICE OF SUMMONS ON INDIVIDUALS RESIDING OUT-

SIDE OF THE STATE OF UTAH; AND AUTHORIZING THE JUVENILE COURT TO REQUIRE THAT PARENTS OR GUARDIANS SUPPORT CHILDREN WHO HAVE BEEN TAKEN FROM THE PARENTS' CUSTODY."

Yours very truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 21, 1947

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. 39*, by Committee on Fish and Game, entitled, "AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING, AND TRAPPING RIGHTS IN STATE LANDS LYING BELOW THE OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO SUCH STATE LANDS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 39 was transmitted to the Governor.

February 21, 1947

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. 18*, by Mr. Brockbank, entitled, "AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 69, LAWS OF UTAH 1945, GRANTING OF SERVICE AND DISABILITY PENSIONS TO PAID AND VOLUNTEER FIREMEN, THE AMOUNTS AND PAYMENT THEREOF, THE

PROCEDURE IN APPLYING FOR AND GRANTING SAID PENSIONS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 18 was transmitted to the Governor.

February 21, 1947

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. 100*, by Mrs. Pyne and Mr. Warner, entitled, "AN ACT AMENDING SECTION 76A-1-4, UTAH CODE ANNOTATED 1943, RELATIVE TO THE POWERS AND DUTIES OF THE PUBLIC WELFARE COMMISSION AND AUTHORIZING THE SALE OF REAL PROPERTY BY THE PUBLIC WELFARE COMMISSION, WITH THE APPROVAL OF THE BOARD OF EXAMINERS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 100 was read the first time and referred to the Committee on Welfare.

February 21, 1947

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 McPolin and Doty, entitled, "AN ACT AMENDING SECTION 76A-1-7, UTAH CODE ANNOTATED 1943, RELATING TO THE COMBINING OF COUNTIES INTO WELFARE DISTRICTS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 20, 1947

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. 43*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-13, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS AMENDED FURTHER BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-14, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-20, UTAH CODE ANNOTATED 1943; SECTION 30-0-21, UTAH CODE ANNOTATED 1943; SECTION 30-0-36 UTAH CODE ANNOTATED 1943, RELATING TO FISH AND GAME, THE EXPENDITURES IN EXCESS OF $3000, AND LICENSES TO HUNT, TRAP OR FISH, AND ILLEGAL BAIT, AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 30-0-54A RELATING TO MINIMUM FEES FOR ELK AND ANTELOPE," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate concurred in the House amendments.

S. B. No. 43, as amended, then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Elggren, Lamoreaux and Ward.

S. B. No. 43 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 21, 1947

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 182*, by Committee on Highways, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

S. B. No. 182 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Highways, to which was referred *H. C. M. No. 1*, by Mesdames Christenson, Jack, Mitchell, Pyne, Miss Williams, Messrs. Holther, Clark, and Murch, has carefully considered said memorial and reports the same out without recommendation.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

H. C. M. No. 1 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 67*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

H. B. No. 67 was referred to the Sifting Committee.

February 20, 1947

Mr. President:

Your Committe on Education, to which was referred *S. B. No. 154*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, (on behalf of the Tax Study Committee) has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as follows:

On page 4, line 15, delete $3,000 and substitute $3,650. Also, on line 16, delete $500 and insert $675,000.

On page 4, beginning with line 20, delete the balance of that page and on page 5, delete lines 1, 2, 3, and 4, inserting the following amendment: the number of classroom units for each school district shall be determined as follows, based on data from the previous school year:

One classroom unit shall be allowed for each 30 weighted pupils as determined by the following weightings:

(a) The number of pupils in average daily attendance in grades one through six in schools other than those especially approved, including pupils in grades seven and eight when such grades are part of an elementary school, shall be counted as weighted pupils.

(b) The number of pupils in average daily attendance in grades seven through twelve in schools other than those especially approved, including pupils in grades seven and eight only when such grades are part of a secondary school, shall be multiplied by 1.50 and the product shall be considered the number of weighted pupils.

(c) The number of pupils in average daily attendance in kindergarten in schools other than those especially approved shall be multiplied by 6/10 and the product shall be considered the number of weighted pupils.

In those school districts in which it is not feasible for kindergarten to be held for a full nine-month term, the local board of education may apply to the state board of education for approval of a shorter term kindergarten program. If approved by the state board of education, the average daily attendance at such kindergartens shall be counted for the purpose of determining the number of classroom units allowed to the district, in the same ratio as the number of days the short term kindergarten is held bears to the total number of days schools are held in the regular school year.

One classroom unit shall be allowed for each one-room school approved by the state board of education and two classroom units shall be allowed for each two-room school so approved. Upon application by a

district board of education submitted on or before June 1 the state board of education may allow additional classroom units to a school district for the next succeeding school year, one classroom unit for each teacher or teaching principal in schools in which further consolidation or combining of activities is impossible or inadvisable; provided that the number of classroom units thus allowed in any such school shall not exceed the number of teachers including teaching principals employed full-time or full-time equivalent at the school. The state board of education shall adopt such standards and regulations governing the approval of such schools as it sees fit.

One classroom unit shall be allowed for one full-time certificated professional non-teaching person employed by a local board of education and one-half classroom unit shall be allowed for each additional such professional employee or part-time equivalent employed by the school district in addition to the one; provided that in case two or more school districts jointly employ a supervisor, each shall be allowed the fractional part of the one-half unit represented by the proportionate part of such supervisor's salary paid by the district.

One-third classroom unit shall be allowed for each vocational agriculture or vocational home economics teacher carrying on a program approved by the state board for vocational education for each fourteen weeks such teacher is employed beyond the regular school term. District boards of education employing such teachers for shorter or longer period beyond the regular school year shall be allowed such frational part of one-third classroom unit as the period of employment bears to fourteen weeks.

On page 6, delete lines 14 to 22, inclusive and insert the following:

(6) The state's contribution for transportation costs shall annually be apportioned and distributed from the Uniform School Fund to the several school districts according to the total average daily number of pupil-miles pupils are transported over routes approved by the state board of education, considering pupils in kindergarten through grade six who are transported one and one-half miles or more and pupils in grades seven through twelve who are transported two miles or more. Pupils living two miles or more from the nearest bus route, who are not transported by the school district to and from school shall be counted as though they were transported each day that such pupils attend school during the regular term. In counting such pupils the distance they actually travel on other than district provided carriers shall be reported or if such pupils do not travel daily but board away from home the distance from their home to the school shall be reported provided that the maximum distance reported shall not exceed 100 miles per day round trip.

No district shall receive an amount for this purpose which exceeds the amounts actually expended for transportation by the district, exclusive of capital outlay, during the preceding fiscal year.

On page 6, line 24, following the word "per cent" insert "or 6 mills".

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 154 was referred to the Sifting Committee.

February 20, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 156*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Vest, Elggren, and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 156 was referred to the Sifting Committee.

February 20, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 157*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, (on behalf of the Tax Study Committee) has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 157 was referred to the Sifting Committee.

February 20, 1947

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest, and Day, (on be-

half of the Tax Study Committee) has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 155 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 227*, by Messrs. Gibbons, Hirschi, Houston, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 227 was ordered printed and referred to the Committee on Public Institutions.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 225*, by Messrs. Day, Hirschi and Fowles, with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 225 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 224*, by Messrs. Day, Hirschi and Fowles, with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 224 was ordered printed and referred to the Committee on Judiciary.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 223*, by Messrs. Day, Hirschi, and Fowles, with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 223 was ordered printed and referred to the Committee on Judiciary.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 222*, by Messrs. Jolley, Melich and Jones, and with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 222 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 220*, by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 220 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 219*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 219 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 212*, by Mr. Day, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 212 was ordered printed and referred to the Committee on Judiciary.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 231*, by Mr. Cowles, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 231 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 221*, by Messrs. Hirschi and Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 221 was ordered printed and referred to the Committee on Revenue and Taxation.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 230*, by Messrs. Lund, Gibbons and Cowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 230 was ordered printed and referred to the Committee on Revenue and Taxation.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 226*, by Messrs. Gibbons, Hirschi, Houston, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 226 was ordered printed and referred to the Committee on Public Institutions.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 229*, by Messrs. Gibbons, Hirschi, Houston, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 229 was ordered printed and referred to the Committee on Public Institutions.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 14*, by Mr. Holther, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 14 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 49*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman

Report filed.

H. B. No. 49 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 54*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 54 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 64*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 64 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 68*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 68 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 11*, by Messrs. Holbrook and Vest, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 11 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 12*, by Messrs. Holbrook and Melich, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 12 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 46*, by Messrs. Holbrook, Clegg and Jolley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 46 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 78, being a Special Order of Business for this day, remained on the calendar.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 90*, by Messrs. Elggren and Knight, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 90 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 200*, by Messrs. Lamoreaux, Fowles and Hirschi, has carefully considered said bill and reports the same out without recommendation.

Yours truly,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 200 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 213*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 213 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 215*, by Messrs. Midgley, Lamoreaux and Vest, has carefully considered said bill and reports the same out favorably.

Respectfully submitted,

L. E. ELGGREN,
Chairman.

Report filed.

S. B. No. 215 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 217*, by Messrs. Midgley, Lamoreaux and Vest, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

L. E. ELGGREN,
Chairman.

Report filed.

S. B. No. 217 was referred to the Sifting Committee.

PRESENTATION OF MEMORIALS

S. J. M. No. 2 By Messr. Hopkin and Houston

A JOINT MEMORIAL TO THE CONGRESS OF THE UNITED STATES PETITIONING CONGRESS TO STRENGTHEN PRESENT SANITARY REQUIREMENTS GOVERNING THE IMPORTATION OF LIVESTOCK AND LIVESTOCK PRODUCTS AND TO APPROPRIATE ADDITIONAL FUNDS TO THE BUREAU OF ANIMAL INDUSTRY, UNITED STATES DEPARTMENT OF AGRICULTURE IN ORDER THAT BORDER INSPECTION MAY BE STRENGTHENED AND A SYSTEM OF PATROL ESTABLISHED ALONG THE NORTHERN BOUNDARY OF MEXICO TO GUARD AGAINST THE IMPORTATION OF PEOPLE, ANIMALS AND MATERIALS CARRYING THE INFECTION OF FOOT-AND-MOUTH DISEASE, AND ALSO PETITIONING CONGRESS TO OFFER TO THE GOVERNMENT OF THE REPUBLIC OF MEXICO SUCH FACILITIES AS MAY BE AVAILABLE FROM THE BUREAU OF ANIMAL INDUSTRY, UNITED STATES DEPARTMENT OF AGRICULTURE, AND APPROPRIATING MONEY TO PROVIDE FOR SUCH FACILITIES

AND TO EXTEND AID TO THE GOVERNMENT OF THE REPUBLIC OF MEXICO IN ORDER THAT FOOT-AND-MOUTH DISEASE MAY BE ERADICATED, was read the first time and referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 241 By Mr. Day

AN ACT VALIDATING PROCEEDINGS HAD BY BOARDS OF COUNTY COMMISSIONERS CREATING SANITARY DISTRICTS AND AUTHORIZING REVENUE BONDS FOR THE ACQUISITION OF SANITARY SEWER FACILITIES, PROVIDING THAT SUCH PROCEEDINGS AND THE PROVISIONS THEREOF SHALL BE VALID AND ENFORCEABLE, AUTHORIZING THE ISSUANCE OF BONDS PURSUANT TO SUCH PROCEEDINGS, AND VALIDATING SUCH BONDS AND MAKING THEM NEGOTIABLE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 242 By Messrs. McShane, Knight, Day, Houston, Jolley, Cowles, Lund and Selvin

AN ACT AMENDING SECTIONS 93-1-1, 93-1-5, and 93-1-10, UTAH CODE ANNOTATED, 1943, RELATING TO THE LICENSING OF DEALERS IN CIGARETTES, CIGARETTE PAPERS, OR OLEOMARGARINE; PROVIDING FOR A PENALTY OF FIFTY DOLLARS FOR VIOLATIONS OF THIS CHAPTER AND REDUCING THE DISCOUNT ON PURCHASES OF CIGARETTE STAMPS TO FIVE PER CENT AND ELIMINATING THE DISCOUNT ON THE PURCHASE OF OLEOMARGARINE STAMPS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 243 By Messrs. Jolley and Cowles

AN ACT AMENDING SECTIONS 75-29-27 AND 75-29-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 96, 97 AND 98, LAWS OF UTAH, 1945; AND SECTION 75-29-30, UTAH CODE ANNOTATED 1943, RELATING TO THE TEACHERS' RETIREMENT ACT; ALLOWING CREDIT FOR PRIOR SERVICE FOR THOSE TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS WHO HAD FORFEITED THEIR PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THIS AMENDMENT TO THE LAW, ARE REQUIRED TO BE MEMBERS OF THE SAID RETIREMENT SYSTEM; MAKING IT PERMISSIBLE FOR A MEM-

BER OF A LOCAL RETIREMENT ASSOCIATION WHO HAD FORFEITED HIS OR HER PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THE AMENDMENT TO THE LAW IS REQUIRED TO BE MEMBER OF THE SAID RETIREMENT SYSTEM TO MAKE CONTRIBUTIONS TO THE RETIREMENT SYSTEM ON MONEY RECEIVED FOR TEACHING SERVICE FROM BOARDS OF EDUCATION WITHIN THE STATE DURING THE PERIOD FROM JULY 1, 1937 TO JUNE 30, 1947; AND MAKING IT MANDATORY FOR ALL TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS TO BECOME AFFILIATED WITH THE STATE RETIREMENT SYSTEM BEGINNING JULY 1, 1947, AND REPEALING SECTION 75-29-31, UTAH CODE ANNOTATED 1943, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 74, being a Special Order of Business, was before the Senate.

S. B. No. 74 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 74* was read the third time and placed on its final passage.

S. B. No. 74 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Lund, Melich and Ward.

S. B. No. 74 was transmitted to the House.

S. B. No. 75, being a Special Order of Business, was before the Senate.

S. B. No. 75 was read the second time.

Committee report read and adopted.

On motion of Senator Brockbank, the rules were suspended and *S. B. No. 75* was read the third time and placed on its final passage.

S. B. No. 75 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Melich and Ward.

S. B. No. 75 was transmitted to the House.

On motion of Senator Vest, *S. B. No. 76* was lifted from the Sifting Committee and made a Special Order of Business for Wednesday, February 26, 1947, at 2:30 p.m.

S. B. No. 78, being a Special Order of Business, was before the Senate.

S. B. No. 78 was read the second time.

Committee report read and adopted.

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

Line 11, after the word "THEREWITH;" strike the last two words of the line and all of line 12 to and including the word "DEPARTMENT".

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

Page 2, line 7, strike the word "five" and substitute "six or more".

Line 8, strike the word "between" and insert "have been".

Line 14, correct the spelling of the word "the".

Page 2, line 15, strike the last two words "Veterans' Council," and all of line 16 and 17, and substitute "Governor by and with the consent of the senate."

Lines 18 and 19, strike the word "administer" and insert the following: "advise the Governor and the Director in the administration of".

Lines 19, strike the word "five", and insert "six or more".

Line 21, strike "hereto" and insert "herein".

Line 33, strike "Uah" and insert "Utah".

Page 3, line 3, after the words "six years", insert "further, the governor shall with the advice and consent of the senate appoint one unaffiliated veteran at large for a term of six years;".

Page 3, line 5, strike the next to the last word "one" and substitute "two". Also on the same line add an "s" to the last word "member".

Page 3, line 6, after the word "member" insert "or additional members".

Page 3, line 9, after the word "Council" insert "or the director".

Page 3, line 14, strike the word "determine" and substitute "recommend".

Page 3, line 16, strike the last two words "to appoint", all of lines 17, 18, 19.

Page 3, line 20, strike the word "promulgate' 'and substitute "recommend".

Page 3, line 21, strike the last three words "to exercise general" and strike all of line 22, up to the words "to advise".

Page 3, line 24, strike "wdows" and insert "widows".

Page 3, line 25, strike the last two words "and to", also strike all of lines 26, 27, 28 and 29 up to and including the word "final."

Page 3, line 32, strike the word "five" and substitute "four"; also after "thousand" insert "five hundred".

Page 3, line 33, after the word "in" and before the word "monthly" insert "semi-".

Page 4, line 3, after the second word "Council" insert "with the approval of the Governor".

Page 4, line 4, strike the words "except the Director,".

Page 4, line 14, strike the word "five" and substitute "two".

Page 4, line 22, after the word "Council" insert ", the Director".

Page 5, line 29, before the word "this" insert "in".

Page 6, line 12, strike the last two words "Veterans' Council" and substitute "Governor".

Pages 7 and 8, strike all of Section 11.

Page 8, line 7, strike the number "12" and substitute "11".

Page 8, line 11, strike the number "13" and substitute "12".

Page 8, after line 18, and before Section 14, insert the following Section: "Section 13. The department of veterans affairs may continue in employment all employees of the state veterans division to which it shall succeed, and, without specific action by the director and the governor each such employee may continue in employment as the employee of the department at the salary or wage applicable to his position at the time this act becomes effective subject to removal or discharge at any time thereafter at the discretion of the director."

Page 8, line 31, strike the last two words "upon approval" and substitute "July 1, 1947".

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

Page 2, line 27, strike the word "rspective" and insert in lieu thereof the word "respective".

Page 3, line 2, strike the word "oranization" and insert in lieu thereof the word "organization".

Page 8, line 24, after the word "act" strike the words "shall be. and the same".

S. B. No. 78 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Lund, Midgley and Ward.

On motion of Senator Clegg, the Senate recessed.

The Senate reassembled.

SPECIAL ORDER

S. B. No. 122, being a Special Order of Business, was before the Senate.

S. B. No. 122 was read the second time.

Committee report read and adopted.

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

Line 1, following the word "REPEALING" insert "CHAPTER 85 LAWS OF UTAH 1943 BEING".

Lines 2 and 3, strike the words "UTAH CODE ANNOTATED 1943,".

On motion of Senator Day, the bill was amended as follow:

In the Enacting Clause, strike the word "enaceted" and insert in lieu thereof the word "enacted".

Page 1, line 2, after 78-6a-10, strike the words "Utah Code Annotated" and insert in lieu thereof the words "Laws of Utah".

On motion of Senator Day, the rules were suspended and *S. B. No. 122* was read the third time and placed on its final passage.

S. B. No. 122 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles. Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin (explained vote), Vest, Ward and Mr. President (explained vote).

Absent and not voting: Senators Cowles, Gibbons and Holbrook.

S. B. No. 122 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

February 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 101*, by Mrs. Forsberg, Messrs. Bayles and Nielson, entitled, "AN ACT AUTHORIZING THE PUBLIC WELFARE COMMISSION TO RECEIVE GIFTS AND DESIGNATING THE USE THEREOF.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 101 was read the first time and referred to the Committee on Welfare.

February 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 102*, by Mrs. Jack, Messrs. Warner, Bonacci, Ingleby and Doty, entitled, "AN ACT AMENDING SECTION 76A-5-22, UTAH CODE ANNOTATED 1943, RELATING TO THE ELIGIBILITY OF PERSONS FOR ADMITTANCE TO THE TUBERCULOSIS SANATORIUM AND PROVIDING FOR THE WAIVER OF SUCH REQUIREMENTS BY THE PUBLIC WELFARE COMMISSION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 102 was read the first time and referred to the Committee on Welfare.

February 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 103*, by Messrs. Bonacci, Warner, Ingleby, Doty and Mrs. Jack, entitled, "AN ACT AMENDING CHAPTER 126 LAWS OF UTAH 1945 RELATING TO AND FIXING THE SALARIES OF THE BUILDING COMMISSION SUPERINTENDENT OF CONSTRUCTION; STATE FISH AND GAME DIRECTOR; MEMBERS OF THE INDUSTRIAL COMMISSION; STATE ENGINEER; MEMBERS OF THE COMMISSION OF FINANCE; ASSISTANT LIBRARIAN, STATE LIBRARY; CLERK OF THE SUPREME COURT; MEMBERS OF THE STATE TAX COMMISSION; MEMBERS OF THE PUBLIC WELFARE COMMISSION; MEMBERS OF THE COMMISSION OF BUSINESS REGULATION; STATE HEALTH COMMISSIONER, MEMBERS OF THE LIQUOR CONTROL COMMISSION; MEMBERS OF THE STATE BOARD OF AGRICULTURE; MEMBERS OF THE COMMISSION OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; MEMBERS OF THE ENGINEERING COMMISSION", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 103 was read the first time and referred to the Committee on State and Municipal Affairs.

February 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 104*, by Mrs. Jack, Messrs. Warner, Bonacci, Ingleby, Doty, entitled, "AN ACT AMENDING SECTIONS 76A-5-16, 76A-5-17, 76A-5-18, AND 76A-5-19, UTAH CODE ANNOTATED 1943, RELATING TO THE MEDICAL SUPERINTENDENT OF THE UTAH STATE TUBERCULOSIS SANATORIUM, HIS POWERS, DUTIES AND SALARY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 104 was read the first time and referred to the Committee on Welfare.

February 21, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 107*, by Messrs. Warner and Johnson, entitled, "AN ACT AMENDING SECTION 76A-3-25, UTAH CODE ANNOTATED 1943, RELATING TO THE CONFIDENTIAL NATURE OF THE RECORDS OF RECIPIENTS OF PUBLIC WELFARE, EXCEPTIONS, PENALTIES FOR DISCLOSURES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 107 was read the first time and referred to the Committee on Welfare.

REPORTS OF STANDING COMMITTEES

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 228*, by Messrs. Gibbons, Hirschi, Houston, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 228 was ordered printed and referred to the Committee on Public Institutions.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. C. R. No. 3*, by Mr. Holbrook, entitled, "A CONCURRENT RESOLUTION URGING THE INTERSTATE COMMERCE COMMISSION TO APPROVE THE FREIGHT RATES HERETOFORE AGREED UPON AND ANNOUNCED BY FOUR MAJOR WESTERN RAILROAD CARRIERS.", examined by this committee, has carefully compared the resolution as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. R. No. 3 was signed by the President in open session in the presence of the Senate and was transmitted to theHouse for the signature of the Speaker.

February 21, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been refered *S. J. R. No. 5*, by Messrs. Holbrook and Melich, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE 1, SECTION 13, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO PROSECUTION BY INFORMATION OR INDICTMENT AND TO GRAND JURIES", examined by this committee, has

carefully compared the resolution as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. 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.

INTRODUCTION OF BILLS

S. B. No. 244 By Mr. Clegg
(By Request)

AN ACT AMENDING SECTION 100-2-1, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE OFFICE OF THE STATE ENGINEER; FIXING THE TERM OF OFFICE, AND PROVIDING ITS POWERS AND DUTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 245 By Mr. Lamoreaux

AN ACT AMENDING SECTION 80-11-11, UTAH CODE ANNOTATED 1943, PROVIDING THAT ACTIONS TO RECOVER TAXES OR LICENSES PAID UNDER PROTEST MAY BE BROUGHT IN ANY COURT OF COMPETENT JURISDICTION, was read the first time and referred to the Commitee on Revision and Enrolling.

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

On motion of Senator Elggren, the Senate resolved itself into Regular Session.

Senator Ward moved that the Senate advise and consent to the following appointments:

FOR COMMISSIONER OF THE DEPARTMENT OF ENGINEERING:

To fill the vacancy caused by the death of Lester A. Blackner, and to serve the unexpired term ending March 1, 1949:

Willard A. Day .....Duchesne

FOR MEMBER OF THE WATER RESOURCES DEVELOPMENT ADVISORY COUNCIL:

To serve for a term ending March 1, 1953:

Elmer Jacobs ..... Provo

FOR COMMMISSIONER OF THE DEPARTMENT OF FINANCE:

For the six year term beginning March 1, 1947:

Heber Bennion, Jr. ..... Daggett County

FOR COMMISSIONER OF THE DEPARTMENT OF ENGINEERING:

For the six year term beginning March 1, 1947:

Layton Maxfield ..... Millard County

FOR COMMISSIONERS OF THE DEPARTMENT OF FISH AND GAME:

For the six year term beginning March 1, 1947:

Newell R. Frei ..... Washington County

E. N. Larsen ..... Cache County

FOR COMMISSIONER IN THE DEPARTMENT OF AGRICULTURE:

For the six year term beginning March 1, 1947:

Tracy R. Welling ..... Salt Lake County

Motion carried.

UNFINISHED BUSINESS

On motion of Senator Holbrook, *H. B. No. 91* was made a Special Order of Business for Monday, February 24, 1947.

On motion of Senator Holbrook, *S. B. Nos. 8* and *4* were made a Special Order of Business for Wednesday, February 26, 1947, at 11:00 a.m.

On motion of Senator Knight, *S. B. No. 117* was retained as a Special Order of Business for Monday, February 24, 1947.

On motion of Senator Midgley, the remaining printed copies of *S. B. No. 34* were ordered placed in the mailing room to be distributed on order of Senators or the Secretary.

On motion of Senator Knight, the Senate adjourned until Monday, February 24, 1947, at 10:00 a.m.

FORTY-THIRD DAY

MORNING SESSION

February 24, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

February 24, 1947

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,

DEXTER FARR,

Report adopted and filed. ELIAS L. DAY.

President Hopkin appointed Senators Cowles and Houston to revise the Journal for the week beginning February 24, 1947.

REPORTS OF STANDING COMMITTEES

February 20, 1947

Mr. President:

In accordance with *Senate Rule No. 80*, we your Committee on Rules and Contingent Expenses, beg leave to report that as of February 18, 1947, the total Senate expenditures of the 27th Legislature, authorized by your Committee are as follows:

Allotment	$20,810.00
Total Expenditures to February 18, 1947	15,370.90
Purchase Orders Outstanding	317.70
UNENCUMBERED BALANCE AS OF FEBRUARY 18, 1947	$ 5,121.40

Respectfully,

DEXTER FARR,

Report filed. Chairman.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 27*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 105-19-1, 105-19-9, AND 105-19-10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF A GRAND JURY; INDICATING WHO MAY BE PRESENT AT SESSIONS OF THE GRAND JURY OR DELIBERATIONS; PROVIDING FOR THE STENOGRAPHIC REPORTING OF THE PROCEEDINGS, AND THE TRANSCRIPTION OF SAID EVIDENCE INCLUDING THE USE TO BE MADE OF SUCH EVIDENCE; REQUIRING PROCEEDINGS BEFORE THE GRAND JURY TO BE KEPT SECRET WITH CERTAIN EXCEPTIONS; AND REQUIRING THE COURT TO ADVISE THE GRAND JURY WHEN REQUESTED", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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.

SPECIAL ORDER

H. B. No. 91 was before the Senate as a Special Order of Business.

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

Page 2, line 5, after ( ) add the following: "The term "reasonable fair cash value" as used in this Section shall mean the average market value of such property over a period of 20 years immediately preceding the date of assessment."

H. B. No. 91 was placed on the Third Reading Calendar on the following roll call:

Ayes, 13; Nos, 8; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Hirschi, Knight, Lund, McShane, Melich, Midgley, Vest and Mr. President.

Those voting in the negative were: Senators Cowles, Fowles, Holbrook, Houston, Jolley, Jones, Selvin and Ward.

Absent and not voting: Senators Gibbons and Lamoreaux.

On motion of Senator Hirschi, the President appointed a Committee consisting of Senators Day, Elggren, Clegg and Lamoreaux to draft a resolution of condolence to the family of former Senator John M. Knight and to the family of former Senator Frederick Rasband and to represent the Senate at the funerals.

On motion of Senator Day, *S. B. No. 117* was made a Special Order of Business for Thursday, February 27, 1947, at 11:00 a.m.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present except Senators Gibbons, Jolley and Knight, excused.

COMMUNICATIONS FROM THE HOUSE

February 21, 1947

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. 151*, by Messrs. Warner, Mitchell, Stone, Christensen, Williams, Sperry, "AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO PERSONS IN NEED, STATING A DECLARATION OF POLICY, DEFINING DUTIES AND POWERS OF THE PUBLIC WELFARE COMMISSION PROVIDING ELIGIBILITY REQUIREMENTS FOR PUBLIC ASSISTANCE, SETTING UP STANDARDS AND LIMITATIONS ON AMOUNT OF ASSISTANCE, LIMITING LIENS ON PROPERTY AS A PREREQUISITE TO ELIGIBILITY, DEFINING PUBLIC ASSISTANCE, PROVIDNG FOR APPEALS, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING FRAUDULENT ACTS A

MISDEMEANOR, PROHIBITING DISCRIMINATION; AND REPEALING TITLE 76A, CHAPTER 3, UTAH CODE ANNOTATED 1943, 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, 19-5-77, AND TITLE 19, CHAPTER 12, UTAH CODE ANNOTATED 1943, CHAPTERS 78, 79, 80, AND 81, LAWS OF UTAH 1943, AND CHAPTERS 102, 103, AND 104, LAWS OF UTAH 1945, RELATING TO PUBLIC ASSISTANCE, AND ALL OTHER ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 151 was read the first time and referred to the Committee on Welfare.

REPORTS OF STANDING COMMITTEES

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. M. No. 2*, by Messrs. Hopkin and Houston, with a few minor changes assented to by the authors and recommends the memorial be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. M. No. 2 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 232*, by Mr. Day, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 232 was ordered printed and referred to the Committee on Judiciary.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 233*, by Messrs. Hirschi, and Gibbons, with a few minor changes assented to by the authors and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 233 was ordered printed and referred to the Committee on Public Institutions.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 234*, by Mr. Ward, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 234 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 235*, by Mr. Day, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 235 was ordered printed and referred to the Committee on Judiciary.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 236*, by Mr. Jolley, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 236 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 237*, by Mr. Lamoreaux, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 237 was ordered printed and referred to the Committee on Education.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 238*, by Mr. Cowles, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 238 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 239*, by Mr. Clegg, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 239 was ordered printed and referred to the Committee on Welfare.

February 24, 194'.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 240*, by Messrs. McShane, Cowles, Houston, Day, Hirschi, Brockbank, Selvin and Vest, with a few minor changes assented to by the authors and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

S. B. No. 240 was ordered printed and referred to the Committee on Revenue and Taxation.

Report filed.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 241*, by Mr. Day, with a few minor changes assented to by the author and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 241 was ordered printed and referred to the Committee on Health and Labor.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 242*, by Messrs. McShane, Knight, Houston, Day, Jolley, Cowles, Lund, and Selvin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 242 was ordered printed and referred to the Committee on Revenue and Taxation.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 243*, by Messrs. Jolley and Cowles, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 243 was ordered printed and referred to the Committee on Education.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 244*, by Mr. Clegg (by request), with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 244 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 245*, by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 245 was ordered printed and referred to the Committee on Revenue and Taxation.

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 30*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-23-3, UTAH CODE ANNOTATED 1943, RELATING TO GROUNDS FOR QUASHING AN INDICTMENT OR INFORMATION", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 24, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 29*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 48-0-21, AND 48-0-29, UTAH CODE ANNOTATED 1943, RELATING TO THE DRAWING, SUMMONING,

AND EXAMINATION OF TRIAL JURORS AND GRAND JURORS", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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.

SPECIAL ORDER

S. B. No. 34, being a Special Order of Business, was before the Senate.

S. B. No. 34 was read the second time.

Committee report was read.

On motion of Senator Midgley, the following recommended amendment was deleted from the Committee report: "Page 56, line 9, delete the figure "4" and insert in lieu thereof the figure "5" as the number of said subsection. Also, following the word "a" on line 9, page 56, delete the word "domestic.".

On motion of Senator Fowles, the Committee report as amended was then adopted and the bill amended accordingly.

On motion of Senator Elggren, it was agreed that the Senate would convene at 3:00 p.m. instead of at 2:00 p.m. on Wednesday, February 26, 1947, in order that the Senators might attend the funeral of former Senator John M. Knight.

On motion of Senator Holbrook, it was agreed that the Senate would convene at 10:00 a.m. and 2:00 p.m. on Saturday, March 1, 1947.

On motion of Senator Vest, the Senate adjourned until February 25, 1947, at 10:00 a.m.

FORTY-FOURTH DAY

MORNING SESSION

February 25, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

February 25, 1947

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,

VAL H. COWLES,
W. WALLACE HOUSTON.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 24, 1947

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. J. R. No. 5*, by Messrs. Holbrook and Melich, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE 1, SECTION 13 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO PROSECUTION BY INFORMATION OR INDICTMENT AND TO GRAND JURIES.", and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 5 was transmitted to the Secretary of State.

February 24, 1947

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. C. R. No. 3*, by Mr. Holbrook, entitled, "A CONCURRENT RESOLUTION URGING THE INTERSTATE COMMERCE COMMISSION TO APPROVE THE FREIGHT RATES HERETOFORE AGREED UPON AND ANNOUNCED BY FOUR MAJOR WESTERN RAILROAD CARRIERS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. C. R. No. 3 was transmitted to the Governor.

February 24, 1947

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. 93*, by Mr. Selvin, enttiled, "AN ACT AMENDING SECTION 76A-1-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE COUNTY AND DISTRICT BOARDS OF PUBLIC WELFARE, AND REPEALING SECTION 76A-1-16, UTAH CODE ANNOTATED 1943.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 93 was transmitted to the Governor.

February 24, 1947

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. 108*, by Messrs. Hopkin, Farr and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT TO AMEND SECTION 80-12-2, UTAH CODE ANNOTATED 1943, WHICH RELATES

TO THE AMOUNT OF TAX ON NET ESTATE OF DECEDENTS BY PROVIDING THAT THE TAX SHALL NOT BE CHARGED ON NET ESTATES UNDER $40,000.00 WHERE THE HUSBAND, WIFE AND/OR CHILDREN OF THE DECEASED ARE DEVISEES, LEGATEES, HEIRS OR TRANSFEREES OF SAID ESTATE, WHETHER SAID PROPERTY IS TO BE HELD IN TRUST FOR SUCH HUSBAND, WIFE OR CHILDREN OR OTHERWISE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 108 was transmitted to the Governor.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 6*, by Messrs. Lewis and Browne, entitled, "AN ACT AMENDING SECTION 20-4-9, UTAH CODE ANNOTATED, 1943, RELATING TO CITY JUDGES, ABSENCE, VACANCY, AND HOW FILLED."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 13*, by Mr. Holther, entitled, "AN ACT AMENDING SECTION 21-0-10, UTAH CODE ANNOTATED 1943, AND RELATING TO APPOINTMENT OF CITY COURT REPORTERS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 34*, by Mesdames Jack and Christensen, Messrs. Nielson, Cope, Durham, Gardner, Lunt, Hale, McPolin, Olson, White, Anderson, Bonacci, Murch, Doty, entitled, "AN ACT AMENDING SECTION 51-2-1, UTAH CODE ANNOTATED 1943, RELATING TO THE LIMIT OF TAXES FOR MAINTAINING LIBRARIES AND READING ROOMS IN CITIES OF THE FIRST AND SECOND CLASS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 52*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 19-11-3, UTAH CODE ANNOTATED 1943, RELATING TO BUILDINGS AND BRIDGES—CONTRACTS FOR—NOTICE TO CONTRACTORS—PUBLICATION OF NOTICE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 58*, by Messrs. Lunt, Murch, and Frost, entitled, "AN ACT AMENDING SECTION 15-8-38, UTAH CODE ANNOTATED 1943, RELATING TO THE REGULATION AND CONTROL OF SEWER AND WATER SYSTEMS OF CITIES AND TOWNS, PROVIDING FOR A CHARGE THEREOF AND FOR APPLICATION FOR SERVICE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 130*, by Mr. Olson, entitled, "AN ACT AMENDING 80-14-7, UTAH CODE ANNOTATED 1943, RELATING TO PERSONAL EXEMPTION, OR CREDITS, AGAINST NET INCOME FOR INCOME TAX PURPOSES, AND PROVIDING FOR SPECIAL EXEMPTIONS FOR VETERANS OF WORLD WAR II FOR THE TAX YEARS OF 1946, 1947, 1948 AND 1949 IN THE AMOUNT OF $2,700.00 FOR SINGLE PERSONS AND $3,300.00 FOR A HEAD OF A FAMILY OR A MARRIED PERSON LIVING WITH HUSBAND OR WIFE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 24, 1947

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 Messrs. McPolin and Doty, entitled, "AN ACT AMENDING SECTION 76A-1-7, UTAH CODE ANNOTATED 1943, RELATING TO THE COMBINING OF COUNTIES INTO WELFARE DISTRICTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 24, 1947

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. 119*, by Mrs. Christenson and Messrs. Humphrey and

Cope, entitled, "AN ACT AMENDING SECTION 85-7-6, UTAH CODE ANNOTATED 1943 AS AMENDED BY CHAPTER 121 LAWS OF UTAH 1945 RELATING TO THE UTAH STATE HOSPITAL, ITS POWERS AND DUTIES AND FINANCIAL RESPONSIBILITY OF RELATIVES AND GUARDIAN FOR EXPENSES OF PATIENTS.", and the same is transmited herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 119 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 24, 1947

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. 85*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR THE CREATION OF THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 85 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 24, 1947

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 Mrs. Pyne and Mr. Anderson, entitled, "AN ACT AMENDING SECTION 85-8-12, UTAH CODE ANNOTATED

1943, AS AMENDED BY CHAPTER 120, LAWS OF UTAH 1945, BY ADDING THERETO A NEW SUB-SECTION TO BE KNOWN AS 85-8-12 (10), UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF THE MEDICAL SUPERINTENDENT OF THE UTAH STATE TRAINING SCHOOL, AND EMPOWERING SAID SUPERINTENDENT, WITH THE APPROVAL OF THE PUBLIC WELFARE COMMISSION, TO DISCHARGE AN INMATE, WHEN IT IS DEEMED FOR BEST INTEREST OF SUCH INMATE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 24, 1947

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 Highway and Aeronautics Committee on behalf of the Tax Study Committee, entitled, "AN ACT APPROPRIATING TO THE STATE ROAD COMMISSION MONIES IN THE MOTOR VEHICLE REGISTRATION FUND, AND AMENDING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED, 1943, THEREBY APPROPRIATING $300,000.00 FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; AND PROVIDING FOR CONTINGENCIES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 24, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 86-1-29, UTAH CODE ANNOTATED 1943, RELATING TO SALES OF STATE LAND—METHOD—AMOUNTS—PRICE—NOTICE OF SALES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 24, 1947

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. 10*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 32, LAWS OF UTAH, 1943, AS AMENDED BY CHAPTER 37, LAWS OF UTAH, 1945, RELATING TO COMPENSATION OF COURT REPORTERS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 10 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 24, 1947

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. 89*, by Messrs. Lewis and Newey on behalf of Tax Study Committee, entitled, "AN

ACT AMENDING SECTION 81, ARTICLE 5, CHAPTER 80, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF A MINING OCCUPATION TAX RESERVE FUND TO BE KNOWN AS OCCUPATION TAX RESERVE FUND, AND TO THE CREDITING OF REVENUES COLLECTED FROM SUCH TAX TO THE SAID FUND, AND TO THE GENERAL FUND.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 89 was read the first time and referred to the Committee on Mining and Smelting.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 90*, by Messrs. Lewis and Newey on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-56, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF MINES, AND CHANGING THE BASIS FOR THE FORMULA FOR MINE ASSESSMENT FROM ONE YEAR TO A THREE YEAR AVERAGE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 90 was read the first time, and referred to the Committee on Mining and Smelting.

February 24, 1947

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. 149*, by Messrs. Paxton, Frost, Feltch, and Bunce, entitled, "AN ACT TO BE KNOWN AS FEDERAL AIRPORT FUNDS ACT, RELATING TO FEDERAL AID FOR THE DEVELOPMENT OF AIRPORTS, DEFINING PUBLIC AGENCY AND OTHER WORDS AND PHRASES; AUTHORIZING STATE AERONAUTICS COMMISSION TO APPROVE FED-

ERAL AIRPORT PROJECTS AND TO ACT AS AGENT OF PUBLIC AGENCY IN THE PLANNING, ACQUISITION, CONSTRUCTION, MAINTENANCE, OPERATION AND REGULATION OF AIRPORTS AND AIR NAVIGATION FACILITIES; AUTHORIZING THE EXECUTION OF CONTRACTS, APPROPRIATIONS, LEVYING OF TAXES, ISSUANCE OF BONDS, AND JOINT ACTION BY PUBLIC AGENCIES; PROVIDING FOR THE ACCEPTANCE OF FEDERAL FUNDS, CHANNELING, AND DISBURSING THE SAME.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 149 was read the first time, and referred to the Committee on State and Municipal Affairs.

February 24, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 81*, by Messrs. Lewis and Newey, entitled, "AN ACT AMENDING 80-5-66, UTAH CODE ANNOTATED 1943, RELATING TO THE IMPOSITION OF A MINING OCCUPATION TAX UPON METALLIFEROUS MINES, THE MANNER OF COMPUTING SAID TAX, AND CHANGING THE EXEMPTION FROM $20,000 TO $50,000.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 81 was read the first time, and referred to the Committee on Mining and Smelting.

February 21, 1947

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.

Bonacci, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF THOMAS J. PARMLEY—IN MEMORIAM.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 8 was read the first time.

On motion of Senator Day, 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:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Holbrook and Knight.

H. J. R. No. 8 was returned to the House.

PRESENTATION OF RESOLUTIONS

Upon unanimous consent of the Senate, the rules were suspended and the following resolutions were presented.

S. J. R. No. 21 By Resolutions and Memorials Committee

A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF JOHN M. KNIGHT—IN MEMORIAM.

S. J. R. No. 21 was read the first time.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 21* was read the second and third times and placed on its final passage.

S. J. R. No. 21 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles and Lamoreaux.

S. J. R. No. 21 was transmitted to the House.

S. R. No. 3 By Resolutions and Memorials Committee

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF FREDERICK RASBAND—IN MEMORIAM.

S. R. No. 3 was read the first time.

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

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

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Knight, Lund and Ward.

S. R. No. 3 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 24, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 43*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-13, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS AMENDED FURTHER BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-14, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SEC-

TION 30-0-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-20, UTAH CODE ANNOTATED 1943; SECTION 30-0-21, UTAH CODE ANNOTATED 1943; SECTION 30-0-36, UTAH CODE ANNOTATED 1943, RELATING TO FISH AND GAME, THE EXPENDITURES IN EXCESS OF $3000, AND LICENSES TO HUNT, TRAP OR FISH, AND ILLEGAL BAIT; AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 30-0-54A, RELATING TO MINIMUM FEES FOR ELK AND ANTELOPE," examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 43 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.

INTRODUCTION OF BILLS

Upon unanimous consent of the Senate, the rules were suspended and the following bill was introduced:

S. B. No. No. 246 By Committee on Appropriations and Claims

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES, was read the first time and referred to the Sifting Committee.

REPORTS OF STANDING COMMITTEES

February 24, 1947

Mr. President:
Mr. Speaker:

Your Joint Appropriations Committee beg leave to report the General Appropriation bill and recommend its passage.

For the information of the Legislature we submit the attached exhibits, numbered 1 to 3.

1. (a) General Fund Appropriation
   (b) General Fund Revenue

2. (a) Welfare Fund Appropriation
   (b) Welfare Fund Revenue

3. (a) Proposed Reserve Building Fund Expenditure
   (b) Reserve Building Fund Revenue

Respectfully,

WARD C. HOLBROOK,
Senate Chairman.

REUEL E. CHRISTENSEN,
House Chairman.

Report filed.

UNFINISHED BUSINESS

S. B. No. 34, being unfinished business, was before the Senate.

Senator Lamoreaux moved to amend the bill by striking all of Section 18.

Senator Midgley, with the aid of five Senators, requested a roll call.

The amendment then failed of passage on the following roll call:

Ayes, 5; Nos, 17; Absent, 1.

Those voting in the affirmative were: Senators Elggren, Gibbons, Jones, Lamoreaux and Lund.

Those voting in the negative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senator Knight.

On motion of Senator Elggren, *S. B. No. 34* was amended as follows:

Page 199, line 23, after the word "society," insert the following words "voluntary unincorporated associations,".

Page 11, line 16, after "43-3-6", strike the balance of the line and all of lines 17 to 20 both inclusive.

Page 11, line 21, strike the figure "(2)" and insert in lieu thereof the figure "(1)". Strike the word "other".

Page 11, line 26, strike the figure "(3)" and insert in lieu thereof the figure "(2)".

Page 239, line 16, strike the figure "$50." and insert in lieu thereof the figure "$100.".

Page 239, line 18, strike the figure "$70." and insert in lieu thereof the figure the figure "$140.".

Page 239, line 20, strike the figure "$90." and insert in lieu thereof the figure "$180.".

Page 239, line 21, strike the figure "$100." and insert in lieu thereof the figure "$200.".

Page 239, line 24, strike the figure "$50." and insert in lieu thereof the figure "$100.".

Page 239, line 25, strike the figure "$70." and insert in lieu thereof the figure "$140.".

Page 239, line 26, strike the figure "$90." and insert in lieu thereof the figure "$180.".

Page 239, line 27, strike the figure "$100." and insert in lieu thereof the figure "$200.".

S. B. No. 34 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 2; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles and Lamoreaux.

Absent and not voting: Senators Farr, Holbrook and Knight.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

COMMUNICATIONS FROM THE GOVERNOR

February 25, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day made the following appointments, and I am submitting the same to your honorable body for your advice and consent:

As commissioner in the Department of Business Regulation for the six-year term beginning March 1st, 1947, W. R. McEntire of Weber County.

As commissioner in the Department of Agriculture to fill the vacancy resulting in the resignation of Don E. Kenney, for the term ending March 1st, 1951, R. Harvey Dastrup of Sevier County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 25, 1947

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. 21*, by Resolutions and Memorials Committee, entitled, "A JOINT RESOLUTION

OF CONDOLENCE TO THE FAMILY OF JOHN M. KNIGHT—IN MEMORIAM.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 21 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 25, 1947

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. 29*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 48-0-21, AND 48-0-29, UTAH CODE ANNOTATED 1943, RELATING TO THE DRAWING, SUMMONING, AND EXAMINATION OF TRIAL JURORS AND GRAND JURORS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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

February 25, 1947

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. 30*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-23-3, UTAH CODE ANNOTATED 1943, RELATING TO GROUNDS FOR QUASHING AN INDICTMENT OR INFORMATION.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 30 was transmitted to the Governor.

February 25, 1947

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. 53*, by Mr. Browne, entitled, "AN ACT AMENDING SECTIONS 79-1-5 AND 79-5a-2 UTAH CODE ANNOTATED 1943, RELATING TO THE DEPARTMENT OF REGISTRATION; DIRECTING ITS SUPERVISION, CONTROL AND OPERATION WITH COMMITTEES FROM VARIOUS PROFESSIONS, TRADES AND OCCUPATIONS, BY ADDING THERETO A NEW SUBSECTION TO BE KNOWN AS SUBSECTION (18) PROVIDING FOR A CONTRACTORS' COMMITTEE; ENUMERATING EXEMPTIONS THERETO, AND DEFINING CASUAL, MINOR AND INCONSEQUENTIAL CONTRACTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 53 was referred to the Committee on State and Municipal Affairs.

REPORTS OF STANDING COMMITTEES

February 25, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. R. No. 3*, by Resolutions and Memorials Committee, entitled, "A RESOLUTION OF CONDOLENCE TO THE FAMILY OF FREDERICK RASBAND—IN MEMORIAM", examined by this committee, has carefully compared the resolution as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. R. No. 3 was signed by the President in open session in the presence of the Senate, and transmitted to the Secretary of State.

February 25, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. J. R. No. 21*, by Resolutions and Memorials Committee, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF JOHN M. KNIGHT — IN MEMORIAM", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 21 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.

SPECIAL ORDER

S. B. No. 28, being a Special Order of Business, was before the Senate, as amended by the House.

On motion of Senator Melich, the Senate refused to concur in the House amendments and asked the House to recede therefrom.

S. B. No. 28 was transmitted to the House for its action.

S. B. No. 169, being a Special Order of Business, was before the Senate.

S. B. No. 169 was read the second time.

Committee report read and adopted.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 169*, by Messrs. Hirschi, Jones, Cowles, Farr, and Lund, has carefully considered said bill and reports the same out favorably, with a recommendation of immediate action.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

On motion of Senator Holbrook, the report of the Committee on Appropriations and Claims was adopted.

On motion of Senator Hirschi, the rules were suspended and *S. B. No. 169* was read the third time and placed on its final passage.

S. B. No. 169 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Knight and Midgley.

S. B. No. 169 was transmitted to the House.

S. B. No. 186, being a Special Order of Business, was before the Senate.

S. B. No. 186 was read the second time.

Committee report read and adopted.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 186*, by Messrs. Gibbons, Midgley, and Lamoreaux, has carefully considered said bill and reports the same out favorably, with a recommendation of immediate action.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

On motion of Senator Day, the report of the Committee on Appropriations and Claims was adopted.

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

Line 8 of the title, strike the word "RENDEDED" and insert in lieu thereof the word "RENDERED".

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

Page 1, line 14, strike the word "even" and insert in lieu thereof the word "event".

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

Line 1 of the title, strike the figure "$650,000" and insert in lieu thereof the figure "$668,000".

Line 2 of the title, strike the word "AND" and insert in lieu thereof a comma.

Line 3 of the title, after the word "COLLEGE", insert the following "AND BRANCH AGRICULTURAL COLLEGE".

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

Page 1, line 5, after the word "college" insert the following: "and the sum of $18,000 or as much thereof as may be necessary to the Branch Agricultural College,".

On motion of Senator Day, the rules were suspended and *S. B. No. 186* was read the third time and placed on its final passage.

S. B. No. 186 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Knight and Midgley.

S. B. No. 186 was transmitted to the House.

H. B. No. 36, being a Special Order of Business, was before the Senate.

H. B. No. 36 was read the second time.

Committee report read and adopted.

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

Page 4, line 14, strike the word "lawful".

Page 6, line 8, after the word "prevent" strike the comma and the following words "by any means whatsoever,".

Page 6, line 12, after the word "employer" insert a period and strike the balance of paragraph (f).

Page 6, strike all of paragraph (4).

Senator Holbrook moved that paragraph "(d)" on page 5 of the bill be stricken.

Senator Selvin, with the aid of five Senators, requested a roll call.

The amendment then failed of passage on the following roll call:

Ayes, 9; Nos, 13; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Cowles, Elggren, Fowles, Holbrook, Jones, Midgley, Selvin and Ward.

Those voting in the negative were: Senators Clegg, Day, Farr, Gibbons, Hirschi, Houston, Jolley, Lamoreaux, Lund, McShane, Melich, Vest and Mr. President.

Absent and not voting: Senator Knight.

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

Page 6, beginning with line 24, strike line 24 and the balance of page 6, all of page 7, and on page 8, lines 1 to 12, inclusive.

Page 5, line 9, after the word "Board" strike the period, insert a comma and the following: "except that such a petition may not be filed if a certification as in this section provided has been issued by the State or National Labor Relations Board within the preceding 12 months or a collective bargaining agreement is in effect."

H. B. No. 36 was placed on the Third Reading Calendar on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook (explained vote), Houston, Jolley, Jones (explained vote), Lamoreaux, Lund, McShane, Melich, Midgley, Selvin (explained vote), Ward and Mr. President.

Absent and not voting: Senators Cowles, Knight and Vest.

On motion of Senator Melich, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

On motion of Senator Ward, the Senate adjourned until February 26, 1947, at 10:00 a.m.

FORTY-FIFTH DAY

MORNING SESSION

February 26, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

February 26, 1947

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.

VAL H. COWLES,
W. WALLACE HOUSTON.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 25, 1947

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. J. R. No. 21*, by Resolutions and Memorials Committee, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF JOHN M. KNIGHT—IN MEMORIAM.", and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. J. R. No. 21 was transmitted to the Secretary of State.

REPORTS OF STANDING COMMITTEES

February 25, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 140*, by Messrs. Browne, Davis, Clark, Cannon, and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 140 was referred to the Sifting Committee.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 16*, by Mr. Cowles, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 19*, by Mr. Cowles, has carefully considered said bill and reports the same without recommendation.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 92*, by Messrs. Selvin and Elggren, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 134*, by Messrs. Farr, Fowles, Ward, and Hopkin, has carefully considered said bill and reports the same favorably, with the appropriation stricken as to purchase of site; unfavorably as to building construction.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 159*, by Mr. Fowles, has carefully considered said bill and reports the same without recommendation.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 165*, by Messrs. McShane, Clegg, Hirschi, and Melich, has carefully considered said bill and reports the same favorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 170*, by Messrs. Farr, Fowles, and Selvin, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 184*, by Messrs. Jolley and Elggren, has carefully considered said bill and reports the same favorably, with the appropriation reduced to $3,000.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 215*, by Messrs. Midgley, Lamoreaux, and Vest, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 216*, by Messrs. Midgley, Lamoreaux, and Vest, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 233*, by Messrs. Hirschi and Gibbons, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 217*, by Messrs. Midgley, Lamoreaux, and Vest, has carefully considered said bill and reports the same unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

February 25, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 236*, by Mr. Jolley, has carefully considered said bill and reports the same favorably, with a recommendation of immediate action.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON THIRD READING

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:

Ayes, 17; Nos, 1; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg,

Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jones, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Holbrook.

Absent and not voting: Senators Jolley, Knight, Lamoreaux, Lund and Midgley.

S. B. No. 190 was transmitted to the House.

S. B. No. 72 was read the third time and placed on its final passage.

S. B. No. 72 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, McShane, Melich, Ward and Mr. President.

Absent and not voting: Senators Gibbons, Knight, Lamoreaux, Lund, Midgley, Selvin and Vest.

S. B. No. 72 was transmitted to the House.

S. B. No. 78 was read the third time and placed on its final passage.

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

Page 8, line 23, strike the figure "15" and insert in lieu thereof the figure "14".

Page 8, insert a new section following Section 14 as follows: "Section 15. There is hereby appropriated from the State General Fund the sum of $25,000 for the period April 1, 1947, to July 1, 1947, and the sum of $150,000 for the biennium beginning July 1, 1947, to effectuate the purposes of this act.".

Page 2, line 15 after the word "the", strike the words "Governor by and with the consent of the senate" and insert in lieu thereof the words "Veterans' Council, and such deputy directors, assistants and employees as may be deemed advisable."

Page 8, line 28, strike the figure "17" and insert in lieu thereof the figure "16.".

Page 8, strike all of Section 13.

Page 8, line 19, strike "14" and insert "13".

Page 8, line 31, strike the figure "18" and insert in lieu thereof the figure "17". Strike the words "July 1, 1947" and insert in lieu thereof the words "April 1, 1947".

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

Page 8, line 12, after the word "and" insert the following "with the consent of the State Department of Public Welfare".

Page 8, line 13, after the word "department," strike the balance of the line, all of lines 14, 15 and 16 to and including the word "files," on line 16, and insert in lieu thereof the word "all".

Page 8, strike all of lines 25, 26 and 27.

Page 8, line 28, strike the words "knowingly and willfully".

Page 8, line 29, strike the word "deemed". After the word "misdemeanor" strike the comma and insert a period and strike the balance of the line and all of line 30.

Page 8, in Section 15, as added by amendment, after the word "act", strike the period, insert a comma and add the following: "which shall be spent according to the rules and regulations of the State Department of Finance.".

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

Line 17, after the word "AFFAIRS" change the period to a comma and add the following: "AND MAKING AN APPROPRIATION THEREFOR."

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

Line 15, after the word "A" strike the balance of the line, and insert in lieu thereof the words "TRANSFER OF RECORDS".

S. B. No. 78 then passed on the following roll call:

Ayes, 20; Nos, 1; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Voting in the negative was Senator Jones (explained vote).

Absent and not voting: Senators Knight and Selvin.

S. B. No. 78 was transmitted to the House.

On motion of Senator Melich, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

On motion of Senator Holbrook, *H. B. No. 91* was made a Special Order of Business for February 28, 1947, at 2:30 p.m.

On motion of Senator Holbrook, *H. B. No. 36* was made a Special Order of Business for today at 3:30 p.m.

On motion of Senator Midgley, *S. B. No. 34* retained its place on the Third Reading Calendar.

On motion of Senator Jolley, the Enacting Clause of *S. B. No. 115* was struck.

On motion of Senator Fowles, the Senate recessed.

The Senate reassembled.

REPORTS OF SPECIAL COMMITTEES

February 26, 1947

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 140, 20, 68, 67, 64, 49, 54.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Midgley, the rules were suspended and *H. B. No. 140* was read the second time.

Committee report and adopted.

H. B. No. 140 was placed on the Third Reading Calendar on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Knight and Ward.

H. B. No. 20 was read the second time.

Committee report read.

On motion of Senator Melich, the Senate refused to concur in the amendments contained in the report.

On motion of Senator Day, the rules were suspended and *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:

Ayes, 19; Nos, 2; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Elggren, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Farr and Hirschi.

Absent and not voting: Senators Day and Knight.

H. B. No. 20 was returned to the House.

On motion of Senator Vest, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 3:00 p.m.

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

COMMUNICATIONS FROM THE HOUSE

February 25, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 124*, by Mr. Kerr, entitled, "AN ACT REPEALING CHAPTER 2, TITLE 29A, UTAH CODE ANNOTATED 1943, REGULATING THE MANUFACTURE, SALE, DISTRIBUTION, USE AND POSSESSION OF EXPLOSIVES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 124 was read the first time and referred to the Committee on State and Municipal Affairs.

February 25, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 125*, by Mr. Doty, entitled, "AN ACT AUTHORIZING AND DIRECTING SHERIFFS AND CHIEFS OF POLICE TO DEPOSIT WITH THE CITY OR TOWN TREASURER OR THE COUNTY TREASURER AS THE CASE MAY BE, FEES COLLECTED UNDER THE WAR TIME EMERGENCY EXPLOSIVE ACT, PURSUANT TO THE PROVISIONS OF CHAPTER 2, TITLE 29A, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 125 was read the first time and referred to the Committee on State and Municipal Affairs.

February 25, 1947

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 Messrs. Christensen, Nielson and Hatch, entitled, "AN ACT AMENDING SECTION 3-4-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF PREDATORY ANIMAL CONTROL FUND, THE EXPENDITURE OF SUCH FUNDS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 198 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 25, 1947

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 Messrs. Hatch, Christensen, Nielson, entitled, "AN ACT AMENDING SEC-

TIONS 2, 3 AND 4 OF CHAPTER 6, LAWS OF UTAH 1943, RELATING TO THE POWERS OF THE BOARD OF AGRICULTURE, AND THE STATE PREDATORY ANIMAL CONTROL COMMITTEE, FILING BOUNTIES ON PREDATORY ANIMALS AND PROVIDING THAT ANY PERSON OR ASSOCIATION MAY RECEIVE THE BOUNTY FOR PREDATORS KILLED BY PERSONS EMPLOYED BY SUCH PERSON OR ASSOCIATION, AND EMPOWERING THE STATE BOARD OF AGRICULTURE AND THE STATE PREDATORY ANIMAL CONTROL COMMITTEE, TO SPEND SURPLUS BOUNTY FUNDS FOR THE ERADICATION OF PREDATORY ANIMALS AND RODENTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 199 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 25, 1947

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. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 274 was read the first time and referred to the Sifting Committee.

February 26, 1947

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. 109*, by Messrs. Hopkin, Farr and Hirschi, on behalf of the Tax Study Committee, entitled. "AN ACT TO AMEND SECTION 80-12-5, UTAH CODE AN-

NOTATED 1943, AS AMENDED BY CHAPTER 86, LAWS OF UTAH 1943, RELATING TO TRANSFERS TAXABLE WHERE PROPERTY IS HELD IN THE JOINT NAMES OF TWO OR MORE PERSONS WITH THE RIGHT OF SURVIVORSHIP, BY PROVIDING THAT IN CASE PROPERTY IS HELD IN JOINT NAMES OF TWO OR MORE PERSONS ONE OF WHOM IS THE HUSBAND OR WIFE OR CHILDREN OF THE DECEDENT, ONE-HALF OF SAID PROPERTY SHALL BE EXEMPTED FROM TAX AND BE PRESUMED TO BE THE PROPERTY OF HUSBAND, WIFE OR CHILDREN AS THE CASE MAY BE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 109 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 67*, by Messrs. Hirschi, Melich, Vest, Day and Midgley, entitled, "AN ACT AMENDING SECTIONS 61-1-87, 61-2-21, AND 61-4-4, UTAH CODE ANNOTATED 1943, RELATING TO NEGOTIABLE INSTRUMENTS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 67 was filed.

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 11*, by Mr. Holther, entitled, "AN ACT AMENDING SECTION 104-5-11, UTAH CODE ANNOTATED 1943, RELATIVE TO MANNER OF SERVING SUMMONS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 48*, by Messrs. Frost, Cottrell, Robinson, Murdock and Bunce, entitled, "AN ACT AMENDING SECTION 80-15-5, UTAH CODE ANNOTATED 1943 PERTAINING TO COLLECTION OF EXISE TAX—RETURNS—TOKENS—DEPOSIT OF SECURITY —PENALTIES FOR VIOLATION, AND PROVIDING FOR COMPENSATION TO VENDOR IN THE AMOUNT OF 5% OF THE TAX COLLECTED WITH THE $100.00 ANNUAL CEILING PROVISION AS EXPENSE OF ACCOUNTING AND REMITTING."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 26, 1947

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. 43*, by Committee on Fish and Game, entitled, "AN ACT AMENDING SECTION 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-13, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS AMENDED FURTHER BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-14, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AS FURTHER AMENDED BY CHAPTER 45, LAWS OF UTAH 1945; SECTION 30-0-15, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943; SECTION 30-0-20, UTAH CODE ANNOTATED 1943; SECTION 30-0-21, UTAH CODE ANNOTATED 1943; SECTION 30-0-36 UTAH CODE ANNOTATED 1943, RELATING TO FISH AND GAME, THE EXPENDITURES IN EXCESS OF $3000, AND LICENSES TO HUNT, TRAP OR FISH, AND ILLEGAL BAIT; AND ENACTING

A NEW SECTION TO BE KNOWN AS SECTION 30-0-54A RELATING TO MINIMUM FEES FOR ELK AND ANTELOPE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 43 was transmitted to the Governor.

February 26, 1947

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. 27*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTIONS 105-19-1, 105-19-9, AND 105-19-10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF A GRAND JURY; INDICATING WHO MAY BE PRESENT AT SESSIONS OF THE GRAND JURY OR DELIBERATIONS; PROVIDING FOR THE STENOGRAPHIC REPORTING OF THE PROCEEDINGS, AND THE TRANSCRIPTION OF SAID EVIDENCE INCLUDING THE USE TO BE MADE OF SUCH EVIDENCE; REQUIRING PROCEEDINGS BEFORE THE GRAND JURY TO BE KEPT SECRET WITH CERTAIN EXCEPTIONS; AND REQUIRING THE COURT TO ADVISE THE GRAND JURY WHEN REQUESTED.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

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

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 28*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943, RELATING TO DELIBERATIONS

OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY.", and has appointed a conference committee consisting of Representatives Davis, Bayles and Olson, to act with a like committee from the Senate on this bill.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Melich, the President appointed a conference committee consisting of Senators Melich, Lamoreaux and Clegg to act with a like committee from the House on this bill.

February 26, 1947

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. Bonacci, entitled, "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF THOMAS J. PARMLEY—IN MEMORIAM.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

REPORTS OF STANDING COMMITTEES

February 26, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *H. B. No. 81*, by Messrs. Lewis and Newey, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

H. B. No. 81 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *H. B. No. 89*, by Messrs. Lewis and Newey, on behalf of Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

H. B. No. 89 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Mining and Smelting, to which was referred *H. B. No. 90*, by Messrs. Lewis and Newey on behalf of the Tax Study Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman.

Report filed.

H. B. No. 90 was referred to the Sifting Committee.

SPECIAL ORDER

S. B. No. 76, being a Special Order of Business, was before the Senate.

S. B. No. 76 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, *S. B. No. 76* was made a Special Order of Business for Monday, March 3, 1947, at 2:30 p.m.

H. B. No. 36, being a Special Order of Business, was before the Senate.

H. B. No. 36 was read the third time and placed on its final passage.

On motion of Senator Holbrook, *H. B. No. 36* was amended as follows:

Page 5, line 4, strike all of paragraph (d) and insert in lieu thereof the following: "(d) To refuse to bargain collectively with the representative of a majority of his employees in any collective bargaining unit; provided that when two or more labor organizations claim to represent a majority of the employees in the bargaining unit the employer shall be free to file with the Board a petition for investigation and certification of representatives by an election and during the pendency of such proceedings the employer shall not be deemed to have refused to bargain."

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

Line 1 of the title, after the figures "49-1-15" strike the comma and insert in lieu thereof the word "AND".

Line 2 of the title, strike the word and figures "AND 49-1-17,".

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

Page 1, line 1, after the figures "49-1-15" strike the comma and insert in lieu thereof the word "and". Strike "and 49-1-17".

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

Following the word "representatives" in paragraph (d), as amended, strike the words "by an election".

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

Following the word "investigation" in paragraph (d), strike the word "and" and insert in lieu thereof the word "of".

H. B. No. 36 then passed on the following roll call:

Ayes, 19; Nos, 3; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren and Selvin (explained vote).

Absent and not voting: Senator Knight.

H. B. No. 36 was returned to the House.

On motion of Senator Day, the Senate adjourned until February 27, 1947, at 10:00 a.m.

FORTY-SIXTH DAY

MORNING SESSION

February 27, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 27, 1947

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,

VAL H. COWLES,
W. WALLACE HOUSTON.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 25, 1947

Mr. President:

I am directed to inform your Honorable Body that the House, after recalling from the Governor, for further consideration by the House, *H. B. No. 12*, by Mr. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUAL UPON WHOM SERVICE MAY BE HAD.", has this day reconsidered, amended and passed said bill, and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 12, as reconsidered and amended by the House, was read the first time.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 12* was read the second and third times and placed on its final passage.

H. B. No. 12 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Ward and Mr. President.

Absent and not voting: Senators Fowles, Lamoreaux, Selvin and Vest.

H. B. No. 12 was returned to the House.

COMMUNICATIONS FROM THE GOVERNOR

February 26, 1947

To the Senate
State Capitol Building

Gentlemen:

I am returning herewith without my approval *S. B. No. 88* entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF."

My veto of this measure is based on the following objections:

1. The passage of *S. B. No. 88* will result in the speedy using up of all public welfare reserves which have been accumulating over a period of years to safeguard the needy and unemployed of the state against want and suffering. The present laws require that the sales tax money be spent only for public assistance purposes and for the maintenance of public welfare institutions. *S. B. No. 88* will allow it to be used for any purpose. Already the budget committee has proposed that $3,216,000 of that money be transferred to the general fund during the next biennium and that $3,000,000 be placed in a building fund in addition to over $3,000,000 to be appropriated for maintenance of state welfare institutions. If this is done, the reserve will be cut down to $4,000,000

at the end of the biennium even though the optimistic estimates of sales tax income hold up. The 28th legislature, which will be under the same pressures that you have faced, will undoubtedly complete the job of appropriating welfare reserves for general state government purposes if *S. B. No. 88* becomes law. Inasmuch as the income from sales taxes during depression periods is not great enough to take care of the requirements of the aged, the blind, and other needy, suffering and hardship will result.

It is as essential to maintain reserves for public assistance purposes as it is to do so for teachers' retirement, unemployment insurance, workmen's compensation and other programs set up by the legislature to protect citizens from want and suffering. The sales tax was accepted by the people because it was to be used for public assistance. It should never be appropriated for other purposes until a large enough reserve has been set up to safeguard the public against the distressing effects of depressions and unemployment.

2. *S. B. No. 88* should not become law because it and companion bills now being considered by your honorable body would make it impossible to provide sufficient public assistance and public welfare services to take care of the minimum needs of the aged, the blind, the dependent children and other helpless citizens of the state. At the present time about $650,000 of state and county monies are spent each month to provide assistance for the needy. This totals about $15,600,000 during the biennium which sum is matched by federal grants, making a total requirement of over $31,000,000 for the next two years. The recommendations of the appropriations committee set up $12,000,000 for the biennium or $3,600,000 less than current needs from state funds. Add to that figure an equal amount of federal money which is now being matched to that sum, and will hereafter be lost to the state if *S. B. No. 88* becomes a law, and there is a total of $7,200,000 cut in the welfare budget for the coming biennium. Such a cut will bring widespread hardships and can be accomplished only about as follows.

Some $750,000 will be saved during the biennium through imposing the ceilings on grants in all categories as provided in bills now before the legislature. A million dollars may be saved through taking from the welfare rolls those clients who own property other than homes if legislation authorizing the Welfare Department to do so is passed. The remaining $5,500,000 must be saved from cuts in grants to levels far below the maximums set up by the legislature.

A drastic reduction of grants to the 12,898 old age recipients of $15 per month from the present $45 per month average to $30 per month would make up only $4,500,000 of the reduction. The remainder would have to come from taking food and clothing from the blind and dependent children and other needy citizens. Such cuts are impossible

at this time and would be against the desires of a large majority of the people of the state.

That would leave no other alternative than to cut out other services now being financed from welfare funds. These include the following:

a. The school nursing program

b. Venereal disease control services

c. All services to crippled children

d. Maternal and child welfare programs

A passage of *S. B. No. 88* and its companion bills will require the immediate discontinuance of all of those public health services. Besides that, it will require, in addition to drastic cuts in grants far below the schedules now being set up in bills before the legislature, the cancellation of grants to counties for care of indigents in county infirmaries. That will cost the counties $10,000 per month. It will make imperative the reduction of the number of welfare workers in the various counties by as much as 50 per cent, resulting in only skeleton crews and ineffective service. The effects will be disastrous to the whole program.

3. *S. B. No. 88* should not become law because there is no need for the change. The estimated general fund income during the biennium is great enough to cover the legislative appropriations without use of sales tax monies. What little building can be done during the next two years can be paid for from excessive sales tax collection over current needs and above what will be required to maintain a reserve of some $8,000,000.

The legislature can set up by law any restrictions or limitations it desires on amounts of grants and methods of administration. When it does that, it should allow the Public Welfare Department to carry out its mandates without imposing hardships on the public assistance clientele. Already unemployment is increasing in the state. No one can possibly, at this time, anticipate what the welfare needs of the state will be during the next two years. I, therefore, most respectfully urge that this legislature restrict its controls over welfare expenditures to the setting up of maximum grant schedules, restrictions and other safeguards, but that it permit the Welfare Department to have access to whatever funds are necessary to maintain a reserve in such an amount as the legislature may determine and in caring for the needs of the people of the state in accordance with state statutes.

I, therefore, respectfully urge that *S. B. No. 88* be not enacted into law.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

S. B. No. 88 was before the Senate on reconsideration.

The Senate voted to over-ride the Governor's veto on *S. B. No. 88* by the following roll call:

Ayes, 20; Nos, 3; Absent, 0.

Those voting in the affirmative were: Senators Brockbank (explained vote), Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren (explained vote), and Selvin (explained vote).

S. B. No. 88 was transmitted to the House.

SPECIAL ORDER

S. B. No. 117, being a Special Order of Business, was before the Senate.

S. B. No. 117 was read the second time.

Committee report read and adopted.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin the chair.

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

COMMUNICATIONS FROM THE GOVERNOR

February 26, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 39* by Committee on Fish and Game entitled, "AN ACT PROVIDING FOR THE RESERVATION OF FISHING, HUNTING, AND TRAPPING RIGHTS IN STATE LANDS LYING BELOW THE

OFFICIAL GOVERNMENT MEANDER LINE OR HIGH WATER MARK OF NAVIGABLE WATERS TO THE PUBLIC AND REQUIRING A RESERVATION OF SUCH RIGHTS IN ALL DEEDS OR LEASES RELATING TO SUCH STATE LANDS."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 29* by Messrs. Holbrook and Melich entitled, "AN ACT AMENDING SECTIONS 48-0-21, and 48-0-29, UTAH CODE ANNOTATED 1943, RELATING TO THE DRAWING, SUMMONING, AND EXAMINATION OF TRIAL JURORS AND GRAND JURORS."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 30* by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-28-3, UTAH CODE ANNOTATED 1943, RELATING TO GROUNDS FOR QUASHING AN INDICTMENT OR INFORMATION."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day made the following appointments to the Board of Trustees of the Utah State Agricultural College for the terms indicated below, and I am herewith submitting them to you for your consent and advice.

For the four year term beginning July 1, 1947, Dr. W. W. Merrill of Cache County; Thorpe B. Isaacson of Salt Lake County; L. C. Montgomery of Wasatch County; Mrs. Ella V. Reeder of Box Elder County; D. A. Skeen of Salt Lake County; and Merrill N. Warnick of Utah County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 26, 1947

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. 169*, by Messrs. Hirschi, Jones, Cowles, Farr and Lund, entitled, "AN ACT MAKING AVAILABLE TO THE PUBLIC INSTITUTIONS OF HIGHER LEARNING AN AMOUNT EQUAL TO THE SUM OF THE FEES WHICH ARE CHARGEABLE TO AND DUE FROM THE VETERANS ADMINISTRATION FOR EDUCATIONAL SERVICES RENDERED UNDER CONTRACT DURING THE BIENNIUM ENDING JUNE 30, 1947; MAKING AN APPROPRIATION OF $107,300 THEREFOR, AND PROVIDING FOR THE MANNER AND TIME OF REPAYMENT TO THE GENERAL FUND.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 169 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 26, 1947

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. 186*, by Messrs. Gibbons, Midgley and Lamoreaux, entitled, "AN ACT APPROPRIATING $668,000 FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE AND BRANCH AGRICULTURAL COLLEGE TO COVER ANTICIPATED DEFICIENCIES IN THE DEPARTMENTAL COLLECTIONS OF SAID INSTITUTIONS FOR THE BIENNIUM ENDING JUNE 30, 1947, WHICH SHALL BE OCCASIONED BY UNAVOIDABLE DELAY IN COLLECTING FROM THE VETERANS' ADMINISTRATION CHARGES FOR EDUCATIONAL SERVICES RENDERED; AND PROVIDING FOR THE REIMBURSEMENT OF THE GENERAL FUND THROUGH LATER COLLECTIONS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 186 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 26, 1947

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. 50*, by Messrs. Elggren and Melich, entitled, "AN ACT AMENDING SECTIONS 93-1-1 AND 93-1-2, UTAH CODE ANNOTATED 1943, PERTAINING TO CIGARETTE (AND OLEOMARGARINE DEALERS') LICENSES AND DELETING THE PROVISION OF LICENSE AND LICENSE FEE FOR VENDORS OF OLEOMARGARINE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Midgley, the Senate concurred in the House amendments.

S. B. No. 50 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Fowles, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Farr, Gibbons, Holbrook, Lund, Vest and Ward.

S. B. No. 50 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 27, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 36*, by Messrs. Kerr, White, Bunce and Bennett, entitled, "AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, AND 49-1-16, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; AND FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 189*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 19-13-6, UTAH CODE ANNOTATED 1943, RELATING TO THE ELECTION OF COUNTY AND PRECINCT OFFICERS AND PROVIDING FOR THE ELECTION OF COUNTY ATTORNEYS IN NOVEMBER, 1950, AND EVERY FOUR YEARS THEREAFTER, PURSUANT TO THE PROVISIONS OF SECTION 10, ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF UTAH AS AMENDED BY THE LEGISLATURE OF THE STATE

OF UTAH, BY H. J. R. NO. 4, PAGE 321, LAWS OF UTAH 1945, AND APPROVED BY THE ELECTORS OF THE STATE AT THE GENERAL ELECTION NOVEMBER 5, 1946; AND PROVIDING THAT INCUMBENT COUNTY ATTORNEYS HOLD OFFICE UNTIL THE GENERAL ELECTION IN NOVEMBER, 1950.", and the same is transmited herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 189 was read the first time and referred to the Committee on Judiciary.

February 27, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT AMENDING SECTIONS 80-2-4, AND 80-2-5, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE EXEMPTION FROM TAXATION OF REAL AND PERSONAL TANGIBLE PROPERTY SITUATED IN THE STATE OF UTAH OWNED BY DISABLED PERSONS WHO SERVED IN ANY WAR IN THE MILITARY SERVICE OF THE UNITED STATES OR THE STATE OF UTAH AND BY THE UNMARRIED WIDOWS AND BY THE MINOR ORPHANS OF SUCH PERSONS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 74 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 27, 1947

Mr. President:

The Senate and House Joint Appropriations Committee to which has been referred *S. B. No. 203*, by Mr. Holbrook, has carefully con-

sidered said bill and reports the same out favorably and recommends that it be placed on the Second Reading Calendar in connection with H. B. No. 151, S. B. Nos. 86, 87, and 116, all of which pertain to public welfare.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 203 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *H. B. No. 150*, by Messrs. Murdock, Paxton, Lunt, Christensen, Gardner and Clark, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 150 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 220*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 220 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 234*, by Mr. Ward, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 234 was referred to the Sifting Committee.

February 26, 1947

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. J. M. No. 2*, by Messrs. Hopkin and Houston, has carefully considered said memorial and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. J. M. No. 2 was referred to the Sifting Committee.

February 21, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 100*, by Mrs. Pyne and Mr. Warner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 100 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 147*, by Mr. Lewis at the request of the Utah State Bar Association, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 147 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 212*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 212 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 223*, by Messrs. Day, Hirschi, and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 223 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 224*, by Messrs. Day, Hirschi, and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 224 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 232*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 232 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 109*, by Messrs. Hopkin, Farr and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT TO AMEND SECTION 80-12-5, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 86, LAWS OF UTAH 1943, RELATING TO TRANSFERS TAXABLE WHERE PROPERTY IS HELD IN THE JOINT NAMES OF TWO OR MORE PERSONS WITH THE RIGHT OF SURVIVORSHIP, BY PROVIDING THAT IN CASE PROPERTY IS HELD IN JOINT NAMES OF TWO OR MORE PERSONS ONE OF WHOM IS THE HUSBAND OR WIFE OR CHILDREN OF THE DECEDENT, ONE-HALF OF SAID PROPERTY SHALL BE EXEMPTED FROM TAX AND BE PRESUMED TO BE THE PROPER-

TY OF HUSBAND, WIFE OR CHILDREN AS THE CASE MAY BE", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 109 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 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 151*, by Messrs Warner, Mitchell, Stone, Christensen, Williams and Sperry, has carefully considered said bill and reports the same out favorably, with the recommendation that the bill be amended as per attached copy.

Respectfully,

SOL J. SELVIN,
Chairman.

Page 1, delete lines 1-3, and page 2, delete lines 1-12 and insert in lieu thereof the following: "Section 1. "Applicant" means any person who applies for assistance under the terms of this act.

"Recipient" means any person who is receiving assistance under the terms of this act.

"Assistance" means payments made to or in behalf of needy persons as defined in this act.

"Home owned and occupied" means the house and necessary improvements and appurtenances thereto actually occupied by the applicant or recipient and his immediate family, and the lot upon which such house, necessary improvements and appurtenances are located, but such lot shall not exceed in area the ordinary lot commonly apportioned for home building in the community and territory adjacent to such community in which the applicant or recipient lives. The county or district board or department of public welfare shall be primarily responsible for determining the size of the lot for the purpose of this act, and said board or department is authorized, with the approval of the State De-

partment of Public Welfare, to permit reasonable exceptions by allowing additional land contiguous to the home for use as a family garden, providing the products of such family garden are used exclusively for the benefit of the recipient. The county or district board or department of public welfare is further authorized, with the approval of the State Department of Public Welfare, to permit reasonable exceptions based upon unusual circumstances in each case when in its judgment such exception will be for the best interest of the state."

Page 2, delete lines 13-15.

Page 2, delete lines 16-21 and insert the following: "Section 2. Any transfer of property of a recipient without the knowldege and consent of the public welfare commission shall be deemed cause for suspension of assistance payments. The length of time of such suspension shall be determined on the basis of a fair and reasonable value of the transferred property, prorated on the basis of the monthly public assistance allowance established by the department of public welfare for such case. Transfer of property within five years prior to application for public assistance, with the intent to make himself eligible for such assistance, shall disqualify an applicant from receiving public assistance for a period of time determined as herein above set forth."

Page 2, line 22, delete the figure "4" and insert in lieu thereof the figure "3", as the number of the section.

Page 2, line 23, following the word "Utah", delete the words "not fully employed".

Page 2, line 24, following the word "person" delete the words "not fully employed".

Page 2, line 30, delete the figure "5" and insert in lieu thereof the figure "4" as the number of the section.

Page 2, line 31, following the word "individual" delete the words "not fully employed" and add the words "in the state", and following the word "resources" add the word "actually".

Page 3, line 15, following the word "state.", add the words "The provisions of this section shall apply to payments from the effective date of this act."

Page 3, line 16, delete the figure "6" and insert in lieu thereof the figure "5" as the number of the section.

Page 3, line 33, delete the figure "7" and insert in lieu thereof the figure "6" as the number of the section.

Page 4, line 2, following the word "assistance." add the words "No person who retires from employment at age 65 or older shall be deprived because of such retirement from the benefits of this act."

Page 4, line 3, delete the figure "8" and insert in lieu thereof the figure "7" as the number of the section.

Page 4, line 7, delete the figure "9" and insert in lieu thereof the figure "8" as the number of the section.

Page 4, line 12, delete the figure "10" and insert in lieu thereof the figure "9" as the number of the section.

Page 4, line 24, delete the figure "11" and insert in lieu thereof the figure "10" as the number of the section.

Page 4, line 25, following the word "Governor," add the words "and with the advice of county and district boards of public welfare,".

Page 4, after the word "recipients", change the period to a comma, and strike the balance of the line and all of lines 29, 30, 31, 32 and 33.

Page 5, delete lines 1-25 and insert in lieu thereof the following: "adjusted upward or downward whenever living costs in Utah change sufficiently to warrant such adjustment, and shall reflect significant differentials in standards of living and in cost that may exist in the various communities of the state; provided, that no payment to or in behalf of any one case shall exceed in any one month the following maximums: one-person case—$45, two-person case—$90, three-person case—$114; for each additional person in a case—$15, but the aggregate shall not exceed $175 in any case, except as hereinafter provided. The foregoing maximums shall be adjusted upward or downward in direct ratio to the increases or decreases in the cost of living in Utah as provided for in this section.

Permissible exceptions to the foregoing maximums for the purpose of meeting the following special costs are:

(a) Assistance as provided for in Section 9 of this act;

(b) Institutional and nursing home care;

(c) Boarding home care;

(d) Restaurant meals for those persons without housekeeping facilities. The county or district boards of public welfare may request grants in excess of the foregoing maximums, and the public welfare commission is authorized to grant such requests wherever and whenever investigation discloses that the recipient and his family, because of illness, lack of employment or other unusual circumstances, cannot provide for themselves sufficient in addition to the specified maximum grant to meet its minimum need for food, clothing, shelter, and fuel.

Nothing in this act shall prevent a recipient from earning or receiving such other income as will tend to make himself supporting and enable him to live in a manner compatible with health and well-being;

provided that all income and resources shall be taken into consideration in determining the amount of the grant and that proper deductions shall be made in all instances where total income exceeds budgetary needs."

Page 5, between line 25 and line 26, insert "Section 11. The amount of assistance which any recipient shall receive shall be determined with due regard to his requirements and the condition existing in his situation, and to the income and resources available to him from whatever source, and shall be sufficient, when added to the income and resources determined to be actually available to him, to provide him with a minimum subsistence compatible with health and well-being."

Page 6, line 28, following the word "statistical" delete the words "or other".

Page 6, line 29, following the word "published" insert a period and strike the balance of the line and all of line 30.

Page 7, line 1, following the period after word "hearing." add "The state department may also upon its own motion-review any decision of a local department and may consider and determine any application upon which a decision has not been made by any such department within a reasonable time. All decisions of the state department shall be final and shall be binding upon and shall be complied with by the local departments."

Page 7, strike the House amendment adding a new Section 19 on lines 21 to 26 inclusive, and insert the following in lieu of said House amendment: "Section 19. The Public Welfare Department shall have a preferred claim against the estate of a recipient where such estate has an assessed valuation of $1500 or more. Upon the death of the recipient when said recipient is the sole owner of the property, or upon the death of the surviving spouse where the property is held in joint tenancy, the Department of Public Welfare or its authorized representatives shall present a verified claim for the total amount of all assistance made under this act to the executor or administrator of the estate of such decedent. The total amount recoverable under this subsection shall not exceed that sum by which the appraised value of the estate exceeds $3,000. The proceeds recovered through the provisions of this section shall be returned to the Federal Government and to the State welfare fund in proportion to the amount each had contributed to the payments to the decedent.

The provisions of this section shall apply to payments made from the effective date of this act."

Page 8, line 6, following the period after the word "imprisonment." add "Where fraud is disclosed in the obtaining of public assistance and

payments suspended, the State Department of Public Welfare shall take legal steps to recover all moneys fraudulently obtained."

Page 8, line 32, following the word "effect" delete the words "upon approval." and insert in lieu thereof "on July 1, 1947."

Report filed.

H. B. No. 151 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 104*, by Mrs. Jack, Messrs. Warner, Bonacci, Ingleby and Doty, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 104 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 102*, by Mrs. Jack and Messrs. Warner, Bonacci, Ingleby and Doty, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 102 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 101*, by Mrs. Forsberg and Messrs. Bayles and Nielson, has carefully considered said bill and reports the same out favorably.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 101 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. B. No. 107*, by Messrs. Warner and Johnson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. B. No. 107 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Welfare, to which was referred *S. B. No. 239*, by Mr. Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

S. B. No. 239 was referred to the Sifting Committee.

SPECIAL ORDER

S. B. No. 117, being a Special Order of Business, was before the Senate.

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

Page 2, line 5, strike the words "and other persons of low income".

Page 3, line 2, strike the words "as defined in".

Page 3, line 3, strike the words "Section 3(d)".

Page 3, line 21, strike the word "an" and insert in lieu thereof the word "any".

Page 6, following line 17 insert a new paragraph as follows: "(3) A city or county housing commission shall not commence the construction of any project authorized under this act after July 1, 1951."

Page 8, line 9, after the word "servicemen" strike the semi-colon and insert in lieu thereof a period and strike the balance of the line and all of lines 10, 11 and 12.

On motion of Senator Day, the Senate recessed.

The Senate reassembled.

S. B. No. 117, being a Special Order of Business (unfinished), was before the Senate.

S. B. No. 117 then failed of passage on the following roll call:

Ayes, 6; Nos, 17; Absent, 0.

Those voting in the affirmative were: Senators Cowles, Elggren, Knight, Lund, Melich and Selvin.

Those voting in the negative were: Senators Brockbank, Clegg, Day (explained vote), Farr, Fowles, Gibbons, Hirschi, Holbrook (explained vote), Houston, Jolley, Jones, Lamoreaux, McShane, Midgley, Vest, Ward (explained vote), and Mr. President.

S. B. No. 117 was filed.

COMMUNICATIONS FROM THE GOVERNOR

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day made the following appointments to the Board of Regents of the University of Utah for the terms indicated below, and I am herewith submitting them to you for your consent and advice.

For the four-year term beginning July 1, 1947, Sterling W. Sill of Salt Lake County; D. H. Christenson, Salt Lake County; Frank Browning, Weber County; Mrs. Roxey Romney, Washington County; Clarence Bamberger, Salt Lake County; and George S. Ballif, Utah County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to Committee on Appointments.

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 18* by Mr. Brockbank entitled, "AN ACT AMENDING SECTION 42-4-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 69, LAWS OF UTAH 1945, GRANTING OF SERVICE AND DISABILITY PENSIONS TO PAID AND VOLUNTEER FIREMEN, THE AMOUNTS AND PAYMENTS THEREOF, THE PROCEDURE IN APPLYING FOR AND GRANTING SAID PENSIONS.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 27, 1947

Mr. President:

I am directed to inform your Honorable Body that on the 27th day of February, 1947, on a roll call of Ayes 45, Nos 11, Absent 4, the House voted to over-ride the Governor's veto of *S. B. No. 88*, by Messrs. Holbrook, Clegg, and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION AND THE USE THEREOF.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 88 was referred to the Committee on Revision and Enrolling for preparation of supplemental affidavit, attesting the action of the Senate and House in overriding the Governor's Veto.

February 27, 1947

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. 181*, by Mr. Holbrook, entitled, "AN ACT PROVIDING FOR THE EQUITABLE DISTRIBUTION AMONG THE VARIOUS JUNIOR COLLEGES, THE UNIVERSITY OF UTAH, AND THE UTAH STATE AGRICULTURAL COLLEGE, OF THE MONIES FOR THE COMMON COSTS OF SUCH STATE SUPPORTED INSTITUTIONS OF HIGHER EDUCATION FOR INSTRUCTION, MAINTENANCE AND REPAIR OF PHYSICAL PLANTS AND GROUNDS, AND ADMINISTRATION; AND TO CREATE A HIGHER EDUCATION FUND.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook, the Senate concurred in the House amendments.

S. B. No. 181 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Knight, Melich and Midgley.

S. B. No. 181 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 26, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 201*, by Messrs. Hirschi and Hopkin on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 82C-3-1, 82C-3-2, AND 82C-3-9, UTAH CODE ANNOTATED 1943, RELATING TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT, MANNER OF APPOINTMENT,

TERM OF OFFICE, QUALIFICATIONS AND SALARY OF THE COMMISSIONER OF PUBLICITY AND INDUSTRIAL DEVELOPMENT AND THE FILLING OF VACANCIES THEREIN; REPEALING SECTIONS 82C-3-8, 82C-3-10, 82C-3-18, 82C-3-19, 82C-3-20, 82C-3-21, UTAH CODE ANNOTATED 1943 AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 82C-3-10 AND 82C-3-14 RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 201 was filed.

On motion of Senator Day, the Senate adjourned until February 28, 1947, at 10:00 a.m.

FORTY-SEVENTH DAY

MORNING SESSION

February 28, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 28, 1947

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,

VAL H. COWLES,

W. WALLACE HOUSTON.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 27, 1947

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. 121*, by Messrs. Melich, Ward, Jones and Vest, entitled, "AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER AND POWER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Lamoreaux, the Senate refused to concur in the House amendments and requested the House to recede from its amendments.

REPORTS OF STANDING COMMITTEES

February 27, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 149*, by Messrs. Paxton, Frost, Feltch and Bunce, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 149 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 227*, by Messrs. Gibbons, Hirschi, Houston and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 227 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 229*, by Messrs. Gibbons, Hirschi, Houston and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 229 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 233*, by Messrs. Hirschi and Gibbons, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 233 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 228*, by Messrs. Gibbons, Hirschi, Houston and Selvin, has carefully considered said bill and reports the same without recommendation.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 228 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 226*, by Messrs. Gibbons, Hirschi, Houston and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

S. B. No. 226 was referred to the Sifting Committee.

February 27, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 50*, by Messrs. Elggren and Melich, entitled "AN ACT AMENDING SECTIONS 93-1-1 AND 93-1-2, UTAH CODE ANNOTATED 1943, PERTAINING TO CIGARETTE (AND OLEOMARGARINE DEALERS') LICENSES AND DELETING THE PROVISION OF LICENSE AND LICENSE FEE FOR VENDORS OF OLEOMARGARINE", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 50 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 28, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled "AN ACT AMENDING SECTIONS 80-2-4, AND 80-2-5, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE EXEMPTION FROM TAXATION OF REAL AND PERSONAL TANGIBLE PROPERTY SITUATED IN THE STATE OF UTAH OWNED BY DISABLED PERSONS WHO SERVED IN ANY WAR IN THE MILITARY SERVICE OF THE UNITED STATES OR THE STATE OF UTAH AND BY THE UNMARRIED WIDOWS AND BY THE MINOR ORPHANS OF SUCH PERSONS", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 74 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.

On motion of Senator Ward, the Senate resolved itself into Executive session.

On motion of Senator Day, the Senate resolved itself into Regular Session.

Senator Ward moved that the Senate do advise and consent to the following appointment:

FOR COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE:

For the six year term beginning March 1, 1947:

Dr. Philo T. Farnsworth.....Salt Lake County

Motion carried.

Senator Ward moved that the Senate do not advise and consent to the following appointment:

FOR COMMISSIONER OF THE UTAH STATE TAX COMMISSION:

To fill the vacancy caused by the resignation of Arthur McFarlane, and to serve for the unexpired term ending March 1, 1949:

J. Lambert Gibson.....Salt Lake City

Motion carried.

On motion of Senator McShane the Senate decided to spend one day at the Old State Capitol at Fillmore with the House during the week of March 3.

On motion of Senator Melich, the President appointed a committee consisting of Senators McShane, Lund and Cowles to act with a like committee from the House to make arrangements for the trip to Fillmore.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE GOVERNOR

February 27, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day appointed the following persons as Tax Commissioners for the four-year period beginning March 1st, 1947, and I am submitting their names for your advice and consent.

Elisha Warner of Utah County and Roscoe E. Hammond of Salt Lake County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 28, 1947

Mr. President:

I am directed to inform your Honorabble Body that the Governor did on the 27th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 51*, by Mr. Browne entitled: "AN ACT TO BE KNOWN AS SEC. 71-1-1B, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR PENSIONS FOR POLICEMEN OF CITIES OF THE FIRST AND SECOND CLASS, AND PROVIDING FOR DEATH BENEFITS FOR THE WIDOWS AND DEPENDENT MINOR CHILDREN THEREOF."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

February 28, 1947

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. 109*, by Messrs. Hopkin, Farr and Hirschi On Behalf of the Tax Study Committee, entitled, "AN ACT TO AMEND SECTION 80-12-5, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 86, LAWS OF UTAH 1943, RELATING TO THE TRANSFERS TAXABLE WHERE PROPERTY IS HELD IN THE JOINT NAMES OF TWO OR MORE PERSONS WITH THE RIGHT OF SURVIVORSHIP, BY PROVIDING THAT IN CASE PROPERTY IS HELD IN JOINT NAMES OF TWO OR MORE PERSONS ONE OF WHOM IS THE HUSBAND OR WIFE OR CHILDREN OF THE DECEDENT, ONE-HALF OF SAID PROPERTY SHALL BE EXEMPTED FROM TAX AND BE PRESUMED TO BE THE PROPERTY OF HUSBAND, WIFE OR CHILDREN AS THE CASE MAY BE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 109 was transmitted to the Governor.

February 27, 1947

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. 36*, by Messrs. Kerr, White, Bunce and Bennett, as amended by the Senate, entitled. "AN ACT AMENDING SECTIONS 49-1-9, 49-1-10, 49-1-15, AND 49-1-16, UTAH CODE ANNOTATED 1943, RELATING TO THE UTAH LABOR RELATIONS ACT AND PROVIDING FOR A DECLARATION OF POLICY RECOGNIZING THE INTERESTS OF THE PUBLIC, THE EMPLOYEE AND THE EMPLOYER; ENCOURAGING LABOR PEACE; AND FOR THE PREVENTION OF SECONDARY BOYCOTTS AND OTHER UNFAIR LABOR PRACTICES; AND FOR THE DETERMINATION OF REPRESENTATIVES IN A COLLECTIVE BARGAINING UNIT", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 36 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 28, 1947

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 Messrs. Lunt and Holther, entitled, "AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

February 27, 1947

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. 275*, by Miss Williams, Messrs. Newey, Murch and Holther, entitled, "AN ACT AUTHORIZING THE GOVERNOR TO EXECUTE AND DELIVER TO THE UNITED STATES NAVY A LEASE ON A PORTION OF THE LANDS OF THE UTAH SCHOOL FOR THE DEAF FOR THE PURPOSE OF BUILDING A NAVAL RESERVE ARMORY BUILDING.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 275 was read the first time and referred to the Sifting Committee.

REPORTS OF STANDING COMMITTEES

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 184*, by Messrs. Jolley and Elggren, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 184 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 180*, by Appropriations Committee, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 180 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 185*, by Committee on State and Municipal Affairs, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 185 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 214*, by Mr. Knight, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 214 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 210*, by Messrs. Hopkin, Hirschi and Holbrook, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 210 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 169*, by Messrs. Hirschi, Jones, Cowles, Farr, and Lund, entitled "AN ACT MAKING AVAILABLE TO THE PUBLIC INSTITUTIONS OF HIGHER LEARNING AN AMOUNT EQUAL TO THE SUM OF THE FEES WHICH ARE CHARGEABLE TO AND DUE FROM THE VETERANS ADMINISTRATION FOR EDUCATIONAL SERVICES RENDERED UNDER CONTRACT DURING THE BIENNIUM ENDING JUNE 30, 1947; MAKING AN APPROPRIATION OF $107,300 THEREFOR, AND PROVIDING FOR THE MANNER AND TIME OF REPAYMENT TO THE GENERAL FUND", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 169 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 28, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 186*, by Messrs. Gibbons, Midgley, and Lamoreaux, entitled "AN ACT APPROPRIATING $668,000 FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE AND BRANCH AGRICULTURAL COLLEGE TO COVER ANTICIPATED DEFICIENCIES IN THE DEPARTMENTAL COLLECTIONS OF SAID INSTITUTIONS FOR THE BIENNIUM ENDING JUNE 30, 1947, WHICH SHALL BE OCCASIONED BY UNAVOIDABLE DELAY IN COLLECTING FROM THE VETERANS' ADMINISTRATION CHARGES FOR EDUCATIONAL SERVICES RENDERED; AND PROVIDING FOR THE REIMBURSEMENT OF THE GENERAL FUND THROUGH LATER COLLECTIONS," examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 186 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 28, 1947

Mr. President:

Your Committee on Education to which was referred *S. B. No. 243*, by Messrs. Jolley and Cowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 243 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Education to which was referred *S. B. No. 237*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 237 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Education to which was referred *S. B. No. 172*, by Mr. Vest, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

S. B. No. 172 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 48*, by Mr. Melich, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 48 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 62*, by Messrs. Hopkin and Holbrook, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 62 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 167*, by Messrs. Fowles and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 167 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 187*, by Mr. Cowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 187 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 198*, by Mr. Holbrook, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 198 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 218*, by Municipal Revenue Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 218 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 221*, by Messrs. Hirschi and Hopkin, On behalf of the Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 221 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 230*, by Messrs. Lund, Gibbons and Cowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 230 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 240*, by Messrs. McShane, Houston, Cowles, Day, Hirschi, Brockbank, Selvin and Vest, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

S. B. No. 240 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *S. B. No. 245*, by Mr. Lamoreaux, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

S. B. No. 245 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 93*, by Revenue and Taxation Committee, On behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 93 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 95*, by Revenue and Taxation Committee, On Behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 95 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 96*, by Revenue and Taxation Committee, On Behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 96 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 97*, by Revenue and Taxation Committee, On Behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 97 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 98*, by Revenue and Taxation Committee, On Behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 98 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Revenue and Taxation to which was referred *H. B. No. 92*, by Revenue and Taxation Committee, On Behalf of Tax Study Committee, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DEXTER FARR
Chairman.

Report filed.

H. B. No. 92 was referred to the Sifting Committee.

SPECIAL ORDER

S. B. No. 8, being a Special Order of Business, was before the Senate.

S. B. No. 8 was read the third time and placed on its final passage.

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

Page 4, line 12, after the word "offices" strike the balance of the line and all of lines 13, 14, 15 and the word "incumbent," on line 16.

Page 4, line 20, after the word "shall" strike the balance of the line and insert in lieu thereof the words "place the names of such candidates on the ballot in a separate column".

Page 4, lines 21 and 22, strike the words "entitled "Judicial Election Ballot" ".

Page 4, lines 22 and 23, correct the spelling of the word "appropriate" and strike the words "next under said title".

Page 5, strike all of lines 6 to 18, both inclusive, and all of line 19 to the word "If".

Page 5, following line 5, insert the following: "The names of the candidates shall be placed upon the ballot in alphabetical order".

S. B. No. 8 failed of passage on the following roll call:

Ayes, 11; Nos, 12; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Hirschi, Holbrook, Houston, Jones, McShane, Melich and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Gibbons (explained vote), Jolley, Knight, Lamoreaux, Lund, Midgley, Selvin, Vest and Ward.

S. B. No. 8 was filed.

On motion of Senator Holbrook, the Enacting Clause of *S. B. No. 4* was struck.

H. B. No. 91, being a Special Order of Business, was before the Senate.

H. B. No. 91 was read the third time and placed on its final passage.

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

Strike lines 3 to 16 both inclusive on page 1 and lines 1 to 5 both inclusive on page 2, including the amendment previously added by the Senate at the end of line 5, and insert the following:

"Section 80-7-13. Each year the state tax commission shall conduct an investigation throughout each county of the state to determine whether all property subject to taxation is on the assessment rolls, and whether such property is being assessed at 40 percent of its reasonable fair cash value. When, after any such investigation, it is found that any property which is subject to taxation is not assessed, then the state tax commission shall direct the county assessor, the county board of equalization or the county auditor, as it may determine, to enter the assessment of such escaped property. If it is found that any property in any county is not being assessed at 40 per cent of its reasonable fair cash value, the state tax commission shall, for the purpose of equalizing the value of property in the state, increase or decrease the assessed valuation of such property in order to enforce the assessment of all property subject to taxation upon the basis of 40 per cent of its reasonable fair cash value, and shall direct the county assessor, the county board of equalization or the county auditor, as it may determine, to correct the assessed valuation of such property in the manner which the state tax commission shall prescribe. The county assessors, county boards of equalization and county auditors shall make such increases or decreases as may be required by the state tax commission to make the assessment of all property within the county conform as nearly as may be to 40 per cent of the reasonable fair cash value."

On motion of Senator Day, the Senate recessed.

The Senate reassembled.

The President introduced former Senator Emil K. Nielsen, who addressed the Senate briefly.

UNFINISHED BUSINESS

H. B. No. 91 was before the Senate.

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

Page 2, change the number of Section 2 to "3" and insert a new section to be known as Section 2 as follows:

"Section 2. This act shall not be construed as a limitation upon the authority and power of the state tax commission to effect equalization as otherwise provided under the laws of this state, but shall be considered as an additional method that may be used to aid in such equalization."

H. B. No. 91 then passed on the following roll call:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Hirschi, Holbrook, Jones, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Gibbons, Jolley, Knight and Ward.

Absent and not voting: Senators Houston and Melich.

H. B. No. 91 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *H. B. No. 30* retained its place at the head of the Third Reading Calendar.

S. B. No. 34 was read the third time and placed on its final passage.

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

Page 252, strike the Senate amendment added at the end of line 12, and insert in lieu thereof the following:

43-32-18.

It shall be the duty of the Commissioner and he shall have full power, jurisdiction, and authority to administer the provisions of this chapter.

43-32-19.

The Commissioner or any deputy or examiner or other person appointed by him shall have the power of examination of the affairs of any such cooperative association and shall have free access to all of the books and records of said association and may summon and examine the officers, agents, employees or other persons with relation to the affairs, transactions, and conditions of the association.

43-32-20.

The Commissioner shall receive and hold on deposit all securities required to be deposited with him by the association organized under this chapter in the same manner and as provided in Chapter 16 of this Code.

It shall be the duty of the Commissioner upon receipt of securities from any association organized under this chapter to forthwith deposit the same, in the same manner and as provided in Chapter 16 of this code.

43-32-21.

No life insurance policy shall be issued or delivered in this state by any company organized under the provisions of this chapter, until the form of the same and agents' manual of instructions used in connection with the issuance of said policy have been filed with the Commissioner. The Commissioner shall have the right to disapprove any such forms, and after the Commissioner shall have notified any company of his disapproval of any forms, it shall be unlawful for such company to issue any policy in the form disapproved. The Commissioner's action shall be reviewable as provided in Chapter 4 of this code. A violation of this section is a misdemeanor; provided, however, that if after review it shall be found that such policy or such manual is in accordance with this chapter, it shall be approved. Failure of the Commissioner to act within fifteen days after the submission to him of any such policy or agents' manual shall constitute his approval.

43-32-22.

The associations organized under this chapter; their officers, directors, agents, and employees shall be subject to all the provisions of Chapter 27 of this code

43-32-23.

Except as in this chapter otherwise provided, the provisions of the other chapters of this code shall not be applicable to such cooperative associations doing business within this state."

Page 13, line 25: Delete the words "Commission of Business Regulation" and insert the word "Commissioner".

Page 14, line 2: Delete the words "Commission of Business Regulation", and insert "Commissioner".

Page 14, line 8: Delete the words "Commission of Business Regulattion" and insert "Commissioner".

Page 14, line 14: Delete the words "commission of business regulation" and insert the word "Commissioner".

Page 14, line 16: Delete the word "Commission" and insert the word "Commissioner."

Page 14, line 25: Delete the words "commission of business regulation" and substitute the word "Commissioner". After the word "make", delete the word "its" and substitute the word "his".

Page 15: Delete lines 2 to 19 and insert in lieu thereof: "any person aggrieved by any official or threatened action of the commissioner, or his failure to act, if such failure to act is deemed to constitute an act under any provision of this Code, may demand a hearing thereon as provided in Section 43-4-1, and may appeal from the commissioner's order made pursuant thereto. An appeal may be taken only to the District Court of Salt Lake County, and only from an order refusing a hearing, or an order on a hearing and the hearing before said court shall be de novo."

Page 15, line 22: Delete the word "Commission" and substitute the word "Commissioner".

Page 15, line 25: Delete the word "commission" and substitute the word "Commissioner".

Page 15, line 27: Delete the word "commission" and substitute the word "Commisioner".

Page 16, lines 6 and 7: Delete the words "The order appealed from shall be deemed by the court primae facie to be correct and proper".

43-14-15, line 11: Delete the word "commission" and substitute the word "Commissioner"

Renumber all sections.

Page 13: Strike 43-4-1 and insert in lieu thereof:

"43-4-1 (1) The commissioner may hold a hearing for any purpose he deems proper under this Code. He shall hold a hearing: (1) if required by any provision of this Code, or (2) upon written demand for a hearing made by any person aggrieved by any act or threatened

act or failure of the commissioner to act, if such failure is deemed an act under any provision of this code, or by any report, promulgation or order of the commissioner.

"(2) Any such demand for a hearing shall specify in what respects such person is so aggrieved, and the grounds to be relied upon as basis for the relief to be demanded at the hearing.

"(3) The commissioner shall hold such hearing demanded within 30 days after his receipt of the demand."

Delete 43-4-2.

Page 13: Amend lines 15 and 16 of 43-4-3 by deleting the words "commission of business regulation" and substituting the word "Commissioner"; Line 17 of 43-4-3, delete the words "under an order of the Insurance Commissioner", after the word "taken" and insert the words "by him."

Page 11, line 9. After the word "evidence", delete the words "and shall be presumptive evidence".

Page 12, line 24. Delete Section 43-3-8.

Page 50, line 30. After the period insert "Any person, government, or governmental agency, state or political subdivision thereof, public or private corporation, board, association, estate, trustee or fiduciary may purchase such policies".

Page 55, line 9. Strike the last three words, to-wit: "and disability insurance".

Page 61, line 7. Add at the end of the line the following: "Government or governmental agencies, state or political subdivisions thereof, boards, associations, estates, trustees or fiduciaries are authorized to exchange non-assessable reciprocal inter-insurance contracts with each other and with individuals, partnerships and corporations to the same extent that individuals, partnerships and corporations are herein authorized to exchange reciprocal inter-insurance contracts."

Page 65, line 7. Strike	$150,000.00	$50,000.00
and insert in lieu thereof	$100,000.00	$25,000.00
Page 65, line 10. Strike	$200,000.00	$50,000.00
and insert in lieu thereof	$100,000.00	$25,000.00

Page 71, line 21. Delete the words "insurers" and "mutual".

Page 125, line 5, of the amendment (Page 24, Journal 38th day) made to page 125 following line 29, change the word "or" to "and".

Page 127, line 5, in amendment heretofore made, as it appears on page 19 of the Senate Journal, 38th day, strike the word "shall" as it appears as the first word in the 6th line, and substitute therefore the word "may".

Page 163, line 27. After the word "examination", delete semi-colon and the balance of the line.

Page 163, line 28. Delete the word "examination".

Page 175, lines 5 and 6. Delete the statement "the Commissioner shall extend or revoke the certificate of authority of any insurer vio lating this provision".

Page 175, line 18. After the word "foreign", insert the word "mutual".

Page 175, line 26. Place a period after "business" and delete the balance of the page. Renumber subsections.

Page 184, line 9. Delete the word "foreign" and insert "alien". Correct spelling of "trusteed".

Page 175, Add new section to be inserted between lines 22 and 23 to be known as 43-26-10, "Any person, government, or governmental agency, state or political subdivision thereof, public or private corporation, board, association, estate, trustee or fiduciary may purchase a non-assessable policy or policies of insurance issued by a foreign mutual insurer otherwise qualified to write such insurance under the provisions of this code."

Page 244, lines 9 to 11. Strike the present language and insert the following: "Except as provided in this chapter, every such association shall not be subject to the other provisions of this code unless the context clearly indicates applicability to such association".

Page 151, reinsert lines 1 to 6 inclusive.

Page 152, strike the first six lines.

Page 60, line 13 after the word "basis" strike the period and add the following: ", provided that until December 31, 1949, the Commissioner shall with respect to any reciprocal insurer heretofore admitted, and now doing business in this State, charge as liabilities those reserves only as were heretofore required of such insurer under the provisions of section 43-10-8, Utah Code Annotated, 1943."

Page 125, line 11, strike the words "insurance against compensation and employer's liability" and insert in lieu thereof the words "Workmen's compensation and occupational disease insurance shall be subject to Section 43-19-13 and to all provisions of this chapter which are not inconsistent with the provisions of that section."

Page 128, line 3, after the figure "(4)" insert "or (5)".

Page 127, line 4, strike the word "ten" and insert in lieu thereof the word "fifteen".

Page 128, line 8, strike the word "five" and insert in lieu thereof the word "ten".

Page 129, line 6, strike all of line 6 and insert in lieu thereof the words "for such kinds of casualty insurance or subdivisions thereof, or for such kinds of property, marine and transportation insurance or subdivision or class of risk or a part or"

Page 129, line 7, strike the word "theerof" and insert in lieu thereof the word "thereof".

Page 132, before line 29, insert the figures "43-18-7.".

Page 135, line 6, strike the figures "43-18-12" and insert in lieu thereof the figures "43-18-11".

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

Page 152, line 32, after the word "Commission" strike the figure "1½" and insert in lieu thereof the following "½ of one".

Page 156, line 12, after the word "provisions" insert the words "which clearly indicate applicability to county mutual insurance companies,".

Page 156, line 13, strike the figure "18,".

Page 156, between lines 16 and 17, insert the following: "43-21-19 Such companies shall file with the Commissioner, rules and rates and every modification thereof which it proposes to use. If the Commissioner shall find that such rules and rates or any modification thereof are in violation of the provisions of this chapter, he shall take such steps as are necessary to require such companies to correct the same."

S. B. No. 34 then passed on the following roll call:

Ayes, 18; Nos, 1; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook (explained vote), Jolley, Jones, Knight, Lund, Melich (explained vote), Midgley, Selvin (explained vote), Vest and Mr. President.

Voting in the negative was: Senator Lamoreaux.

Absent and not voting: Senators Cowles, Houston, McShane and Ward.

S. B. No. 34 was transmitted to the House.

REPORTS OF STANDING COMMITTEES

February 28, 1947

Mr. President:

Your Joint Appropriations Committee to which was referred *S. B. No. 197*, by Mr. Holbrook, has carefully considered said bill and reports the same out favorably with the recommendation that the bill be amended as follows:

Strike $1,400,000 in the title, insert $1,940,000.

Line 6, strike $350,000, insert $485,000.

Line 7, strike $350,000, insert $485,000 in both instances.

Line 8, strike $350,000, insert $485,000, also strike "5%" and insert "6%".

Line 9, put a period after the word "administration", strike the balance of the line and all of line 10, place in lieu thereof, "There shall be set aside and used for the purposes hereafter set forth, amounts not less than those here indicated:

Board of Health—Monthly

General Health	$20,000.00
Maternal & Child Health	100,000.00
Crippled Children's Service	45,000.00
Venereal Disease Control	25,000.00
Nursing	100,000.00

Veterans Rehabilitation Dept. for the month of March only 6,000.00".

Before line 11, add a new section to read: "Section 2. The unexpended balance remaining in the Welfare Department and Health Department welfare funds as of March 1, 1947, shall be closed out to the Emergency Relief fund.

Line 11, renumber Section 2 to read: "Section 3".

Because of the effect of the passage of *S. B. 88*, we recommend the immediate passage of this measure.

Respectfully submitted,

WARD C. HOLBROOK,
Chairman.

Report filed.

On motion of Senator Fowles, *S. B. No. 197* was lifted from the Sifting Committee and placed on the Second Reading Calendar.

S. B. No. 197 was read the second time.

Committee report read and adopted and on motion of Senator Holbrook, the Joint Appropriation Committee report was adopted and the bill amended accordingly.

On motion of Senator Vest the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Houston, Lamoreaux and Lund.

S. B. No. 197 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Melich the rules were suspended and *H. B. No. 140* was read the third time and placed on its final passage.

H. B. No. 140 then passed on the following roll call:

Ayes, 20; Nos 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook. Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Houston and Lamoreaux.

H. B. No. 140 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 68 was read the second time.

Committee report read and adopted.

On motion of Senator Melich the rules were suspended and *H. B. No. 68* was read the third time and placed on its final passage.

H. B. No. 68 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Ward and Mr. President.

Absent and not voting: Senators Cowles, Holbrook, Selvin and Vest.

H. B. No. 68 was returned to the House.

H. B. No. 67 was read the second time.

Committee report and adopted.

On motion of Senator Melich the rules were suspended and *H. B. No. 67* was read the third time and placed on its final passage.

H. B. No. 67 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Ward and Mr. President.

Absent and not voting: Senators Cowles, Houston, Midgley, Selvin and Vest.

H. B. No. 67 was returned to the House.

H. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of Senator Melich the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Cowles, Houston, Midgley and Vest.

H. B .No. 64 was returned to the House.

H. B. No. 49 was read the second time.

Committee report read and adopted.

On motion of Senator Melich the rules were suspended and *H. B. No. 49* was read the third time and placed on its final passage.

H. B. No. 49 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Cowles, Farr, Houston, Midgley and Vest.

H. B. No. 49 was returned to the House.

H. B. No. 54 was read the second time.

Committee report read and adopted.

On motion of Senator Melich the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Farr, Houston and Midgley.

H. B. No. 54 was returned to the House.

Senator Vest served notice that he may move for reconsideration of *S. B. No. 8* on the next legislative day.

On motion of Senator Holbrook, the Senate adjourned until March 1, 1947, at 10:00 a.m.

FORTY-EIGHTH DAY

MORNING SESSION

March 1, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present except Senators Farr and Houston excused.

Prayer by the Chaplain.

March 1, 1947

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,

VAL H. COWLES,

W. WALLACE HOUSTON.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 28, 1947

Mr. President:

I am directed to inform your Honorable Body that the House this day passed, as amended by the House, *H. B. No. 204*, by Messrs. Larson, Rees, Lunt and Cottrell, entitled, "AN ACT PROVIDING FOR THE CREATION BY COUNTY COMMISSIONERS OF SPECIAL IMPROVEMENT DISTRICTS WITHIN COUNTIES OUTSIDE OF INCORPORATED AREAS OF CITIES OR TOWNS FOR THE PURPOSE OF PURCHASE, CONSTRUCTION, OPERATION AND MAINTENANCE OF WATER AND SEWER SYSTEMS; PROVIDING FOR THE APPOINTMENT OF DISTRICT TRUSTEES, DEFINING THEIR POWERS AND AUTHORITY; PROVIDING MEANS OF FINANCING SAID PUBLIC IMPROVEMENTS BY REVENUE BONDS, THE HOLDING OF BOND ELECTIONS, THE RIGHT TO ENTER INTO CONTRACTS WITH OTHER PUBLIC ENTITIES AND DISTRICTS; PROVIDING FOR

RATES AND REGULATIONS FOR THE USE OF SAID IMPROVEMENTS BY COUNTY ORDINANCE FOR SAID DISTRICTS; AND PROVIDING FOR THE DISSOLUTION OF SAID DISTRICTS," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 204 was read the first time and referred to the Committee on State and Municipal Affairs.

February 28, 1947

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. 173*, by Messrs. Allred, Humphrey, Brinkerhoff and Frost, entitled, "AN ACT RELATING TO THE TIME FIXED BY THE STATE ENGINEER FOR CONSTRUCTING WORKS UPON APPLICATIONS FOR WATER RIGHTS AND EXTENSION OF TIME WITHIN WHICH TO COMPLETE SUCH WORKS." and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 173 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 28, 1947

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. 212*, by Mrs. Jack, Messrs. Cope, Doty, Ingleby, Larson and Anderson, entitled, "AN ACT AUTHORIZING A BOARD OF COUNTY COMMISSIONERS TO ENTER INTO COOPERATIVE CONTRACTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY THEREOF FOR THE CONSTRUCTION OF FLOOD CONTROL PROJECTS WITHIN SUCH COUNTY AND PROVIDING FOR THE FINANCIAL ASSISTANCE

OF THE PROJECTS FOR THE STATE OF UTAH AND PROVIDING FOR THE CARE, MAINTENANCE, AND PROTECTION FROM POLLUTION AND OBSTRUCTION IN NATURAL STREAMS, CANALS, AND LAKES IN THE STATE OF UTAH." and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 212 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 28, 1947

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. 33*, by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston and Day, entitled, "AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE COUNCIL; PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE; PROVIDING FOR THE COUNCIL'S OPERATION, FUNCTIONS, AND MAINTENANCE," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate concurred in the House amendments.

S. B. No. 33 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Fowles, Houston and Selvin.

S. B. No. 33 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 28, 1947

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 121*, by Messrs. Melich, Ward, Jones and Vest, entitled: "AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER AND POWER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF." and has appointed a conference committee consisting of Representatives Allred, R. E. Christensen and Rees, to act with a like committee from the Senate on this bill.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Lamoreaux, the President appointed a Conference Committee consisting of Senators Ward, Melich and Lamoreaux to act with a like committee from the House to consider the amendments to *S. B. No. 121*.

REPORTS OF SPECIAL COMMITTEES

February 28, 1947

Mr. President:

Your sifting committee begs leave to report the following bills for the calendar:

H. B. No. 274.

S. B. Nos. 20, 182, 105, 132, 118, 23, 202, 180, 204, 205, 206, 207, 208, 209, 134, 124, 19.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 1, 1947

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 241*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

S. B. No. 241 was referred to the Sifting Committee.

February 28, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 189*, by Mr. Lewis, has carefully considered said bill and reports the same out favorably.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 189 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 20 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi the rules were suspended and *S. B. No. 20* was read the third time and placed on its final passage.

S. B. No. 20 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Melich, Midgley, Selvin, Vest, Ward (explained vote) and Mr. President.

Absent and not voting: Senators Cowles, Farr, Houston, Lund and McShane.

S. B. No. 20 was transmitted to the House.

S. B. No. 182 was read the second time.

Committee report read and adopted.

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

Page 1, line 13, after the second word "be" insert the words "a combination of".

Page 1, line 14, after the word "vehicles" insert a period and strike the balance of the sentence.

On motion of Senator Midgley 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:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Lamoreaux, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Farr, Houston, Knight, Lund and McShane.

S. B. No. 182 was transmitted to the House.

On motion of Senator Midgley, the Committee on State and Municipal Affairs was discharged from further consideration of *S. B. No. 105* and the bill was placed on the Second Reading Calendar immediately preceeding *S. B. No. 124*.

On motion of Senator Midgley, *S. B. No. 202* was withdrawn from the Committee on State and Municipal Affairs and was placed at the head of the Second Reading Calendar.

The following report on *S. B. No. 202* by Joint Committee on Appropriations and Claims was received:

March 1, 1947

Mr. President:

Your Joint Committee on Appropriations and Claims, to which was referred *S. B. No. 202*, by Mr. Holbrook, has carefully considered said bill and reports the same out without recommendation, with the suggestion that the bill be amended as follows:

Page 1, line 20, strike "$1,000,000" and insert "$5,000,000.00." Strike "July" and insert "August".

Page 1, line 21, strike "$1,000,000" and insert "$5,000,000.00."

Page 1, line 22, strike "July " and insert "August".

Page 2, line 1, strike the word, "all".

Page 2, line 2, strike, "monies in" and insert, "from".

Page 2, line 2, strike, "in excess of $1,000,000 on July 1st, 1947" and insert, "the sum of $3,000,000.00 or so much thereof as may be raised by a state property tax levy of 2.4 mills in the years 1947 and 1948."

Page 2, line 3, add new Section 5, to read as follows:

Section 5. Appropriations made by this Act shall be expended, as provided by law, subject to the provisions of this act, for the following purposes:

Schedule:

Remodeling old Gymnasium at Snow College	$ 40,000
Building Repairs at the Deaf and Blind School	185,000
Building Repairs at State Industrial School	350,000
Building Repairs at Utah State Hospital	100,000
Building Repairs at Branch Agricultural College	50,700
Building Repairs at Dixie College	25,000
Building Repairs at Carbon College	10,000
Building Repairs at Weber College	30,000
Building Repairs at U. S. A. C.	90,000
Completing Garland Armory	3,000
State Prison Construction	880,000

The Governor may make available for repair or construction any portion of the amounts heretofore set forth for the purposes indicated at any time after the effective date of this Act.

Miscellaneous Building Projects Balance Remaining

Page 2, line 3, change figure "5" to "6".

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 202 was read the second time.

On motion of Senator Holbrook, the report of the Joint Committee on Appropriations and Claims was adopted and the bill amended accordingly.

S. B. No. 202 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 2; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren (explained vote), Fowles, Gibbons, Holbrook, Jolley, Jones, Knight (explained vote), Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles and Selvin (explained vote).

Absent and not voting: Senators Farr, Hirschi and Houston.

On motion of Senator Jolley, the President appointed a Committee consisting of Senators Selvin, Jolley and Elggren to investigate the closing order which has been placed on the boys camp at Tooele and report back to the Senate.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present except Senators Farr, Houston and Lamoreaux, excused.

COMMUNICATIONS FROM THE GOVERNOR

February 28, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. C. R. No. 3* by Mr. Holbrook entitled: A CONCURRENT RESOLUTION URGING THE INTERSTATE COMMERCE COMMISSION TO APPROVE THE FREIGHT RATES HERETOFORE AGREED UPON AND ANNOUNCED BY FOUR MAJOR WESTERN RAILROAD CARRIERS.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 28, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 108*, by Messrs. Hopkin, Farr and Hirschi, on behalf of the Tax Study Committee, entitled: AN ACT TO AMEND SECTION 80-12-2, UTAH CODE ANNOTATED 1943, WHICH RELATES TO THE AMOUNT OF TAX ON NET ESTATE OF DECEDENTS BY PROVIDING THAT THE TAX SHALL NOT BE CHARGED ON NET ESTATES UNDER $40,000.00 WHERE THE HUSBAND, WIFE AND/OR CHILDREN OF THE DECEASED ARE DEVISEES, LEGATEES, HEIRS OR TRANSFEREES OF SAID ESTATE, WHETHER SAID PROPERTY IS TO BE HELD IN TRUST FOR SUCH HUSBAND, WIFE OR CHILDREN OR OTHERWISE.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 28, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 27* by Messrs. Holbrook and Melich entitled: AN ACT AMENDING SECTIONS 105-19-1, 105-19-9, and 105-19-10, UTAH CODE ANNOTATED 1943, RELATING TO THE POWERS AND DUTIES OF A GRAND JURY; INDICATING WHO MAY BE PRESENT AT SESSIONS OF THE GRAND JURY OR DELIBERATIONS; PROVIDING FOR THE STENOGRAPHIC REPORTING OF THE PROCEEDINGS, AND THE TRANSCRIPTION OF SAID EVIDENCE INCLUDING THE USE TO BE MADE OF SUCH EVIDENCE; REQUIRING PROCEEDING BEFORE THE GRAND JURY TO BE KEPT SECRET WITH CERTAIN EXCEPTIONS; AND REQUIRING THE COURT TO ADVISE THE GRAND JURY WHEN REQUESTED.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 1, 1947

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. 50*, by Messrs. Elggren and Melich, entitled, "AN ACT AMENDING SECTIONS 93-1-1 AND 93-1-2, UTAH CODE ANNOTATED 1943, PERTAINING TO CIGARETTE (AND OLEOMARGARINE DEALERS') LICENSES AND DELETING THE PROVISION OF LICENSE AND LICENSE FEE FOR VENDORS OF OLEOMARGARINE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 50 was transmitted to the Governor.

March 1, 1947

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. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT AMENDING SECTIONS 80-2-4, AND 80-2-5, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE EXEMPTION FROM TAXATION OF REAL AND PERSONAL TANGIBLE PROPERTY SITUATED IN THE STATE OF UTAH OWNED BY DISABLED PERSONS WHO SERVED IN ANY WAR IN THE MILITARY SERVICE OF THE UNITED STATES OR THE STATE OF UTAH AND BY THE UNMARRIED WIDOWS AND BY THE MINOR ORPHANS OF SUCH PERSONS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 74 was transmitted to the Governor.

March 1, 1947

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. 169*, by Messrs. Hirschi, Jones, Cowles, Farr, and Lund, entitled, "AN ACT MAKING AVAILABLE TO THE PUBLIC INSTITUTIONS OF HIGHER LEARNING AN AMOUNT EQUAL TO THE SUM OF THE FEES WHICH ARE CHARGEABLE TO AND DUE FROM THE VETERANS ADMINISTRATION FOR EDUCATIONAL SERVICES RENDERED UNDER CONTRACT DURING THE BIENNIUM ENDING JUNE 30, 1947; MAKING AN APPROPRIATION OF $107,300 THEREFOR, AND PROVIDING FOR THE MANNER AND THE TIME OF REPAYMENT TO THE GENERAL FUND.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 169 was transmitted to the Governor.

March 1, 1947

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. 186*, by Messrs. Gibbons, Midgley and Lamoreaux, entitled, "AN ACT APPROPRIATING $668,000 FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE AND BRANCH AGRICULTURAL COLLEGE TO COVER ANTICIPATED DEFICIENCIES IN THE DEPARTMENTAL COLLECTIONS OF SAID INSTITUTIONS FOR THE BIENNIUM ENDING JUNE 30, 1947, WHICH SHALL BE OCCASIONED BY UNAVOIDABLE DELAY IN COLLECTING FROM THE VETERANS' ADMINISTRATION CHARGES FOR EDUCATIONAL SERVICES RENDERED; AND PROVIDING FOR THE REIMBURSEMENT OF THE GENERAL FUND THROUGH LATER COLLECTIONS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 186 was transmitted to the Governor.

March 1, 1947

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. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUAL UPON WHOM SERVICE MAY BE HAD.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

March 1, 1947

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 Messrs. Bonacci and Olson, entitled, "AN ACT APPROPRIATING $25,000.00 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UNIFORM SCHOOL FUND FOR THE CONSTRUCTION OF AN ATHLETIC FIELD AT CARBON COLLEGE AT PRICE, UTAH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 3 was read the first time and referred to the Sifting Committee.

March 1, 1947

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. 186*, by Appropriations Committee, entitled, "AN ACT AMENDING SECTIONS 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AND AMENDING SECTION 30-0-3A, CHAPTER 43, LAWS OF UTAH 1943, RELATING TO THE CREATION OF THE FISH AND GAME FUND, THE EXPENDITURE OF SUCH FUND BY THE STATE FISH AND GAME COMMISSION FOR PURPOSES ENUMERATED IN THE MANNER SET FORTH AND POWERS AND DUTIES OF THE DIRECTOR AND COMMISSION OF FISH AND GAME.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 186 was read the first time and referred to the Committee on Fish and Game.

March 1, 1947

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. 127*, by Mr. Anderson, entitled, "AN ACT MAKING THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH, A STATE SCHOOL PLACING

THE SAME UNDER THE MANAGEMENT AND CONTROL OF THE STATE BOARD OF EDUCATION AND PROVIDING FOR AN ADVISORY BOARD; LIMITING AND PRESCRIBING THE COURSE OF STUDY, PRESCRIBING THE ENTRANCE REQUIREMENTS AND PROVIDING THAT MONIES COLLECTED BY SAID SCHOOL MAY BE USED FOR THE SUPPORT THEREOF AND PROVIDING A METHOD OF APPROVING CLAIMS AGAINST SAID SCHOOL AND APPROPRIATING $ ..... FOR SAID SCHOOL." and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 127 was read the first time and was referred to the Committee on Education.

March 1, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 233*, by Mr. Bunce, entitled, "AN ACT AMENDING SECTION 80-5-56, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF MINES AT 50% OF THEIR REASONABLE FAIR CASH VALUE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 233 was read the first time and referred to the Committee on Mining and Smelting.

REPORTS OF STANDING COMMITTEES

February 28, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 181*, by Mr. Holbrook, entitled "AN ACT PROVIDING FOR THE EQUITABLE DISTRIBUTION AMONG THE VARIOUS JUNIOR COLLEGES, THE UNIVERSITY OF UTAH, AND THE UTAH STATE AGRICULTURAL COLLEGE, OF THE MONIES FOR THE COMMON COSTS OF SUCH STATE-SUPPORTED INSTI-

TUTIONS OF HIGHER EDUCATION FOR INSTRUCTION, MAINTENANCE AND REPAIR OF PHYSICAL PLANTS AND GROUNDS, AND ADMINISTRATION; AND TO CREATE A HIGHER EDUCATION FUND.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman

Report filed.

S. B. No. 181 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 1, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 198*, by Messrs. Christensen, Nielson, and Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 198 was referred to the Sifting Committee.

March 1, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 199*, by Messrs. Hatch, Christensen, and Nielson, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 199 was referred to the Sifting Committee.

March 1, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 173*, by Messrs. Allred, Humphrey, Brinkerhoff and Frost, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 173 was referred to the Sifting Committee.

March 1, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 212*, by Mrs. Jack, Messrs. Cope, Doty, Ingleby, Larson and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 212 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 1, 1947

Mr. President:

I am directed to inform your Honorabble Body that the House has this day passed, as amended by the House, *H. B. No. 106*, by Mr. Nielson, entitled, "AN ACT RELATING TO SNOW JUNIOR COLLEGE AT EPHRAIM, UTAH, AND APPROPRIATING $25,000 FOR THE COMPLETION AND EQUIPMENT OF A GYMNASIUM THEREFOR.", and the same is transemitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 106 was read the first time and was referred to the Committee on Public Institutions.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 274 was read the second time.

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

Page 8, Line 4, delete "$100,000.00" and insert "$171,000.00"

Page 8, Line 6, delete "$42,000.00" and insert "$66,000.00"

Page 8, Line 7, delete "$58,000.00 and insert "$105,000.00"

Page 10, Line 20, delete the period and insert a comma and the words "is hereby appropriated for the use of the Public Service Commission in addition to the appropriation contained in Item 54 of this section."

Page 12, Line 24, delete "$350,000.00" and insert "$550,000.00"

Page 13, between lines 8 and 9, insert the following: "It is hereby expressly provided that no part of this appropriation shall be used either directly or indirectly for the use of a Dental or Dental Science instruction."

Page 12, Line 15, delete "Vehicle Control Fund", and insert "Motor Vehicle Control Fund".

Page 12, Line 16, delete "Motor Vehicle Control Fund," and insert "Vehicle Control Fund".

Page 18, Line 24, delete "$296,000.00" and insert "$225,000.00"

Page 8, Line 28, delete "$400,000.00" and insert "$450,000.00"

Page 20, between lines 3 and 4, insert the following, "Gordon Taylor Hyde, Salt Lake City, $425.00".

Page 19, line 2, delete "$2,371.83." and insert "$2,796.83".

Page 21, between lines 16 and 17, insert the following two new items:

"Item 163. To Miscellaneous Claims — —

"From the Emergency Relief Fund $797.45

"Wyoming General Hospital, Rock Springs, Wyoming, $797.45.

"Item 164. To Publicity and Industrial Development Department.

From the Motor Vehicle Registration Fund $600,000.00

"Schedule

Administration $100,000.00
Special Projects $500,000.00

It is hereby expressly provided that no part of this appropriation shall be used either directly or indirectly for the purpose of constructing or maintaining Ports of Entry projects."

Page 5, line 5, after the word "fund" change the period to a comma and add the words "except as hereinabove provided."

Page 4, line 28, after the word "Committee" insert a comma and the words "Utah Museum of Natural History at Vernal, funds heretofore set up by transfer from educational and welfare institutions to the building board."

H. B. No. 274 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Farr, Houston, Lamoreaux and McShane.

S. B. No. 132 was read the second time.

Committee report read and adopted.

On motion of Senator Day 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:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Farr, Fowles, Houston, Lamoreaux and Selvin.

S. B. No. 132 was transmitted to the House.

S. B. No. 118 was read the second time.

Committee report read and adopted.

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

Page 1, line 1, strike the words "Between the 15th day of May and" and insert in lieu thereof the words "On or before".

Page 4, line 22, after the word "On" insert the words "or before".

Page 5, line 22, after the word "On" insert the words "or before".

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

Page 7, line 10, after the word "Committee" insert the words "of the party of which the candidate is a member".

Page 7, line 11, after the word "Committee" insert the words "of said party".

S. B. No. 118 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 1; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley (explained vote), Vest and Mr. President.

Voting in the negative was: Senator Elggren (explained vote).

Absent and not voting: Senators Cowles, Farr, Fowles, Gibbons, Houston, Lamoreaux, Selvin and Ward.

Senator Holbrook moved that *S. B. No. 23* retain its place at the head of the Second Reading Calendar and that the Senate do now consider *S. B. No. 180.*

Motion carried.

S. B. No. 180 was read the second time.

Committee report read and adopted.

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

Page 1, line 10, strike the words "at large." and insert in lieu thereof the words "of which shall be a planning expert."

On motion of Senator Day the rules were suspended and *S. B. No. 180* was read the third time and placed on its final passage.

S. B. No. 180 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Vest and Mr. President.

Absent and not voting: Senators Cowles, Farr, Fowles, Gibbons, Houston, Lamoreaux, Selvin and Ward.

S. B. No. 180 was transmitted to the House.

S. B. No. 204 was read the second time.

Committee report read and adopted.

S. B. No. 204 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 0; Absent, 9.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley and Mr. President.

Absent and not voting: Senators Cowles, Farr, Fowles, Gibbons, Houston, Lamoreaux, Selvin, Vest and Ward.

Senator Gibbons moved that the Enacting Clause of *S. B. No. 150* be struck and that the Senate give unanimous consent to the introduction and substitution of *S. B. No. 150* as rewritten, for the original printed bill.

Motion carried.

S. B. No. 150 (rewritten) By Messrs. Gibbons, Knight and Jones

AN ACT PROVIDING FOR THE PREVENTION OF DAMAGE TO CROPS ON CLEARED AND PLANTED LAND BY BIG GAME ANIMALS AND PROVIDING FOR THE PAYMENT OF DAMAGES OUT OF THE STATE FISH AND GAME FUND TO THE OWNERS OF SUCH LAND. was read the first time and referred to the Committee on Revision and Enrolling.

The President recognized former Senator J. W. Thornton who addressed the Senate briefly.

The President recognized President George Albert Smith of the Church of Jesus Christ of Latter-day Saints, who addressed the Senate briefly.

On motion of Senator Knight the Senate adjourned until Monday, March 3, 1947, at 10:00 a.m.

FIFTIETH DAY

MORNING SESSION

March 3, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

March 3, 1947

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,

VAL H. COWLES,

Report adopted and filed. W. WALLACE HOUSTON.

President Hopkin appointed Senators Lamoreaux and Hirschi to revise the Journal for the week beginning March 3, 1947.

REPORTS OF STANDING COMMITTEES

March 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 150*, (rewritten) by Messrs. Gibbons, Knight and Jones, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,

Report filed. Chairman.

S. B. No. 150 was ordered printed and referred to the Sifting Committee.

INTRODUCTION OF BILLS

With the unanimous consent of the Senate the following bill was introduced:

S. B. No. 247 By Committee on Appropriations and Claims

AN ACT PROVIDING REVENUE FOR THE SUPPORT OF THE GOVERNMENT OF THE STATE FOR THE FISCAL YEARS ENDING JUNE 30, 1948 and 1949, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 204 was read the third time and placed on its final passage.

S. B. No. 204 then passed on the following roll call:

Ayes, 17; Nos, 1, Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones (explained vote), Lund, McShane, Melich, Midgley, Vest and Mr. President.

Voting in the negative was: Senator Elggren.

Absent and not voting: Senators Cowles, Knight, Lamoreaux, Selvin and Ward.

S. B. No. 204 was transmitted to the House.

S. B. No. 202 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 13, after the word "institutions" insert the following words "and to authorize the preparation of plans and specifications for the same".

Page 1, after line 18, insert a new section as follows:

"Section 3. In the event grants-in-aid to State universities and colleges for permanent construction should be made available from the Federal government, the Legislative Council with the approval of the Governor, shall have authority to authorize the Building Commission

to cooperate with the Federal authorities in carrying out said building program and to appropriate monies from the Reserve Building Fund to implement this program.

Page 1, line 19, strike the number "3" and insert in lieu thereof the number "4".

Page 2, line 1, strike the number "4" and insert in lieu thereof the number "5".

Page 2, line 2, change the Senate amendment by striking the words "of 2.4 mills" and insert in lieu thereof the words "for general fund purposes".

S. B. No. 202 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Lamoreaux, Midgley and Selvin.

S. B. No. 202 was transmitted to the House.

H. B. No. 274 was read the third time and placed on its final passage.

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

Page 16, line 14, strike the figures "126." and insert in lieu thereof the figures "125."

H. B. No. 274 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Lamoreaux, Midgley and Selvin.

H. B. No. 274 was returned to the House.

Senator Holbrook served notice that he may move for reconsideration of *H. B. No. 274* on the next legislative day.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 205 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *S. B. No. 205* was read the third time and placed on its final passage.

S. B. No. 205 then passed on the following roll call:

Ayes, 19; Nos, 1; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Voting in the negative was: Senator Cowles.

Absent and not voting: Senators Knight, Lamoreaux and Selvin.

S. B. No. 205 was transmitted to the House.

S. B. No. 206 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Lamoreaux and Ward.

S. B. No. 206 was transmitted to the House.

S. B. No. 207 was read the second time.

Committee report read and adopted.

On motion of Senator Farr 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:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Lamoreaux, Melich and Vest.

S. B. No. 207 was transmitted to the House.

S. B. No. 208 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi 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:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Holbrook, Lamoreaux, Melich and Selvin.

S. B. No. 208 was transmitted to the House.

S. B. No. 209 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *S. B. No. 209* was read the third time and placed on its final passage.

S. B. No. 209 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Lamoreaux and Melich.

S. B. No. 209 was transmitted to the House.

S. B. No. 134 was read the second time.

Committee report read and adopted and on motion of Senator Holbrook the report of the Committee on Appropriations and Claims was adopted, and the bill was amended accordingly.

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

Line 5, after the word "UTAH" strike the comma and insert the word "AND". Insert a period after the word "SAME" and strike the balance of the title.

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

Page 1, beginning with line 9, strike the entire section 3.

On motion of Senator Day the rules were suspended and *S. B. No. 134* was read the third time and placed on its final passage.

S. B. No. 134 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Lamoreaux and Midgley.

S. B. No. 134 was transmitted to the House.

S. B. No. 105 was read the second time.

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

Page 1, line 2, after the word "for" insert the words "elective or".

Page 1, line 15, after the word "such" insert the words "elective or".

Page 1, line 17, after the word "that" insert the words "not more than".

Page 1, line 20, after the word "to" insert the words "elective or".

Page 2, line 5, after the word "resignation' insert the words "or election".

Page 2, line 9, after the word "of" insert the word "election,".

Page 2, line 11, after the word "all" insert the words "elective or".

On motion of Senator Knight the rules were suspended and *S. B. No. 105* was read the third time and placed on its final passage.

S. B. No. 105 then passed on the following roll call:

Ayes, 19; Nos, 1; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones (explained vote), Knight, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was: Senator McShane.

Absent and not voting: Senators Farr, Holbrook and Lamoreaux.

S. B. No. 105 was transmitted to the House.

S. B. No. 124 was read the second time.

Committee report read and adopted.

On motion of Senator Vest the rules were suspended and *S. B. No. 124* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 118* retained its place on the Third Reading Calendar.

On motion of Senator Day, the Senate receessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present except Senator Fowles.

COMMUNICATIONS FROM THE HOUSE

March 3, 1947

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. 91*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-7-13, UTAH CODE

ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO.", and requests the Senate to recede from its amendments.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook, the Senate refused to recede from its amendments to *H. B. No. 91* and the President was authorized to appoint a Conference Committee to meet with a like Committee from the House and consider the amendments.

The President appointed a Conference Committee consisting of Senators Holbrook, Hirschi and Ward to consider the amendments to *H. B. No. 91.*

March 3, 1947

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. 122*, by Mrs. Christenson and Miss Williams, entitled, "AN ACT DEFINING THE PRACTICE OF NURSING, PRESCRIBING THE METHOD OF APPOINTMENT OF AND THE POWERS AND DUTIES OF THE REPRESENTATIVE COMMITTEE FOR THE PRACTICE OF NURSING; PRESCRIBING THE QUALIFICATIONS OF APPLICANTS FOR LICENSES TO PRACTICE AS REGISTERED NURSES AND LICENSED PRACTICAL NURSES; PROVIDING FOR THE INSPECTION OF AND THE ACCREDITING OF SCHOOLS AND OTHER INSTITUTIONS FOR THE TRAINING OF NURSES; AMENDING SECTIONS 79-1-5, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 41, LAWS OF UTAH, 1945, AND REPEALING SECTIONS 79-10-1, 79-10-2, 79-10-3, 79-10-4, 79-10-7 AND 79-10-8, UTAH CODE ANNOTATED, 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 122 was read the first time and referred to the Committee on Health and Labor.

REPORTS OF SPECIAL COMMITTEES

March 3, 1947

Mr. President:

Your Sifting Committee recommends consideration of the following bills:

House Bill No. *186* and Senate Bills Nos. *154, 155, 156, 157, 94, 65, 92, 188.*

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

REPORTS OF STANDING COMMITTEES

March 3, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 247*, by Committee on Appropriations and Claims, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 247 was ordered printed and referred to the Sifting Committee.

March 3, 1947

Mr. President:

Your Committee on Mining and Smelting to which was referred *H. B. No. 233*, by Mr. Bunce, has carefully considered said bill and reports the same out favorably.

Respectfully,

MITCHELL MELICH,
Chairman

Report filed.

H. B. No. 233 was referred to the Sifting Committee.

March 1, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 33*, by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston and Day, entitled "AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE COUNCIL; PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE; PROVIDING FOR THE COUNCIL'S OPERATION, FUNCTIONS, AND MAINTENANCE.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 33 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

S. B. No. 124, being unfinished business, was before the Senate.

S. B. No. 124 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Holbrook, Jolley, Jones, Knight, Lameroux, Lund, Melich, Midgley, Selvin, Vest and Ward.

Those voting in the negative were: Senators Gibbons and McShane.

Absent and not voting: Senators Fowles, Hirschi, Houston and Mr. President.

S. B. No. 124 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 118 was read the third time and placed on its final passage.

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

Page 3, line 11, after the word "treasurer" strike the comma and insert the words "and at least".

Page 4, line 29, after the word "select" insert the words "presidential electors and".

Page 5, line 9, after the word "State" insert the words "and County".

Page 6, line 10, strike the word "contiguous" and insert in lieu thereof the word "identical".

Page 8, line 5, after the word "candidacy" insert the words "or to file his acceptance of designation of nomination within the time herein provided".

Page 8, line 8, after the word "candidacy" insert the words "or acceptance of designation of nomination as herein provided."

Page 8, line 15, after the word "candidacy" insert the words "or acceptance of designation".

Page 8, line 17, after "allowed" strike the period and insert the words "and no delegate shall be allowed to occupy a booth for a period longer than three minutes".

Page 8, line 19, strike the word "cast" and insert in lieu thereof the words "marked by the delegate".

Page 8, line 31, after the word "Convention" strike the word "in" and insert in lieu thereof the words "not exceeding".

Page 9, line 2, after the word "candidacy" insert the words "or acceptance of designation".

Page 13, line 6, after the figures "25-3-17", strike all of the line except the deletion marks and insert in lieu thereof the words "On or before April 1st". Strike the first three words of line 7.

Page 15, line 8, strike the word "Th" and insert in lieu thereof the word "The".

Page 15, line 9, add to the end of the line the words "needs of the the".

Page 7, Line 12, after the word "candidacy", add a period and insert the following: "Provided, however, that in the alternative, 25 or more qualified electors may file a designation of nomination designating any qualified elector as a candidate for the nomination for an elective office. When such designation shall have been filed it shall be the duty of the officer in whose office it is filed to notify immediately by registered

mail the elector named in such designation thereof. If the elector named in the designation shall, at least ten days before the date set for any State, District, County, or Precinct primary convention, file an acceptance of such nomination and pay the required fee, he shall be a candidate at the primary convention in like manner as if he had himself filed a declaration of candidacy. The signers of such designation of nomination shall all be of the same political party as the candidate so designated. The acceptance shall be in a form similar to that used by a candidate who files a declaration of candidacy."

Page 7, line 12, beginning with the word "which", strike the remainder of the line, begin a new paragraph and insert the following:

"The form of the declaration of candidacy shall be substantially as follows:"

On motion of Senator Jones, the Senate recessed.

The Senate reassembled.

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

Page 8, line 27, after the word "convention" insert the following: "Voting shall be by secret ballot, and adequate time and voting facilities shall be provided to enable all delegates to cast their ballots. Where provision is not otherwise made by law the state central committee shall formulate rules and regulations governing the selection of delegates to the convention primary elections and for the hours of voting at and the conduct of convention primary elections, provided that no person may vote at any such convention primary election by proxy."

Senator Lamoreaux moved that *S. B. No. 118* retain its place on the Third Reading Calendar and that the President be authorized to appoint a Committee of four, two from each political party, to go over the bill and amendments and report back to the Senate Tuesday afternoon, March 4, 1947.

Motion carried.

The President appointed Senators Clegg, Melich, Lamoreaux and Farr to study *S. B. No. 118*.

On motion of Senator Hirschi, *H. B. No. 151* was lifted from the Sifting Committee and placed on the Second Reading Calendar for immediate consideration.

H. B. No. 151 was read the second time.

Committee report read and adopted and the bill amended accordingly.

H. B. No. 151 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day (explained vote), Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, Selvin Vest and Ward.

Absent and not voting: Senators Cowles, Fowles, Knight, Lund and Mr. President.

On motion of Senator Selvin, *H. B. No. 151* was ordered reprinted, as amended.

Senator McShane reported on arrangements being made for the legislatve session to be held at Fillmore, Utah, on March 8, 1947.

On motion of Senator McShane, the Secretary was instructed to invite the Governor and his official family to attend the legislative session at Fillmore.

On motion of Senator McShane, the Secretary was instructed to extend a like invitation to the Presiding Authorities af the Church of Jesus Christ of Latter-day Saints, and a special invitation to Attorney General and Mrs. Grover A. Giles.

On motion of Senator Knight, *S. B. No. 76* was made a Special Order of Business for March 4, 1947, at 3:00 p.m.

On motion of Senator Day the Senate adjourned until March 4, 1947, at 10:00 a.m.

FIFTY-FIRST DAY

MORNING SESSION

March 4, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 4, 1947

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 amendments noted on the final copy.

Respectfully,

WARWICK C. LAMOREAUX,

CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 28, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 93* by Mr. Selvin entitled, "AN ACT AMENDING SECTION 76A-1-15, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF THE COUNTY AND DISTRICT BOARDS OF PUBLIC WELFARE, AND REPEALING SECTION 76A-1-16, UTAH CODE ANNOTATED 1943.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

February 28, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 43* by Committee on Fish and Game relating to fish and game, the expenditures in excess of $3000, and licenses to hunt, trap or fish, and illegal bait; and enacting a new section to be known as Section 30-0-54A relating to minimum fees for elk and antelope.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 3, 1947

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. 181*, by Mr. Holbrook, entitled, "AN ACT PROVIDING FOR THE EQUITABLE DISTRIBUTION AMONG THE VARIOUS JUNIOR COLLEGES, THE UNIVERSITY OF UTAH, AND THE UTAH STATE AGRICULTURAL COLLEGE, OF THE MONIES FOR THE COMMON COSTS OF SUCH STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION FOR INSTRUCTION, MAINTENANCE AND REPAIR OF PHYSICAL PLANTS AND GROUNDS, AND ADMINISTRATION; AND TO CREATE A HIGHER EDUCATION FUND.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 181 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 3, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 235*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 235 was referred to the Sifting Committee.

March 4, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *H. B. No. 122*, by Mrs. Christenson and Miss Williams, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

H. B. No. 122 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, *H. B. No. 3* was lifted from the Sifting Committee and placed on the Second Reading Calendar for consideration at this time.

H. B. No. 3 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 3* was read the third time and placed on its final passage.

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

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, Midgley, Vest, Ward, and Mr. President.

Absent and not voting: Senators Farr, Fowles, Knight, McShane, Melich and Selvin.

H. B. No. 3 was returned to the House.

S. B. No. 154 was read the second time.

On motion of Senator Cowles, the Enacting Clause of *S. B. No. 19* was struck.

On motion of Senator Day, *S. B. No. 23* retained its place at the head of the Second Reading Calendar.

On motion of Senator Holbrook, the Fish and Game Committee was requested to report out *H. B. No. 186* during the day.

Senator Holbrook moved that the House be requested to return *H. B. No. 274* to the Senate for reconsideration this afternoon.

Motion carried.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE GOVERNOR

March 3, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 109*, by Messrs. Hopkin, Farr and Hirschi on behalf of the Tax Study Committee, relating to transfers taxable where property is held in the joint names of two or more persons with the right of survivorship, etc.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 4, 1947

To the Senate
State Capitol Building

Gentlemen:

I have this day appointed the following men to the offices indicated below and am submitting them for the consent and advice of your honorable body.

As commissioner of the Utah State Liquor Control Commission for the six-year term beginning July 1st, 1947, Orlando Peterson of Box Elder County.

As commissioner of the Department of Publicity and Industrial Development for the six-year term beginning March 1st, 1947, Aaron W. Tracy of Weber County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 9*, by Messrs. McPolin and Doty, entitled, "AN ACT AMENDING SECTION 76A-1-7, UTAH CODE ANNOTATED 1943, RELATING TO THE COMBINING OF COUNTIES INTO WELFARE DISTRICTS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 10*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 21-0-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 32, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 37, LAWS OF UTAH 1945, RELATING TO COMPENSATION OF COURT REPORTERS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 33*, by Messrs. Robson and Brinkerhoff, entitled, "AN ACT AMENDING SECTIONS 3-8a-2, 3-8a-4, 3-8a-5, 3-8a-8, 3-8a-9, 3-8a-11, 3-8a-13, 3-8a-14, 3-8a-21, 3-8a-22, AND 3-8a-24, UTAH CODE ANNOTATED 1943, RELATING TO THE SALE AND ANALYSIS OF COMMERCIAL FERTILIZER; PRESCRIBING THEIR MINIMUM FOOD CONTENT AND METHOD OF DETERMINATION THEREOF, AND PROHIBITING SALE OF COMMERCIAL FERTILIZER WHICH DOES NOT CONFORM THERETO; REQUIRING STATE BOARD OF AGRICULTURE TO PUBLISH ANNUAL STATEMENT OF REGISTERED FERTILIZERS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 56*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 86-1-29, UTAH CODE ANNOTATED 1943, RELATING TO SALES OF STATE LAND—METHOD—AMOUNTS—PRICE —NOTICE OF SALES."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 62*, by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr and McPolin, entitled, "AN ACT AMENDING SECTION 46-0-68, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAP-

TER 76, LAWS OF UTAH 1945, RELATING TO THE DISPOSITION OF MONIES IN THE LIQUOR CONTROL FUND, ALLOCATING PART THEREOF TO THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 66*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 24A-0-39, UTAH CODE ANNOTATED 1943, RELATIVE TO THE POWERS AND DUTIES OF THE BOARD OF SUPERVISORS OF DRAINAGE DISTRICTS, TO ENTER INTO CONTRACTS, TO ISSUE BONDS, AND THE LIMITATIONS THEREON; AND PROVIDING FOR PROCEDURE FOR BOND ELECTIONS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State *H. B. No. 85* by Messrs. Lunt, Cottrell, Larson, Anderson, Kerr, McPolin, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 80-9-13, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING FOR THE CREATION OF THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND, DEFINING ITS PURPOSES AND THE MANNER OF DISTRIBUTION OF MONIES IN SAID FUND.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1947, approve and transmit to the Secretary of State, *H. B. No. 119*, by Mrs. Christenson and Messrs Humphrey and Cope, entitled, "AN ACT AMENDING SECTION 85-7-6, UTAH CODE ANNOTATED 1943 AS AMENDED BY CHAPTER 121 LAWS OF UTAH 1945 RELATING TO THE UTAH STATE HOSPITAL, ITS POWERS AND DUTIES AND FINANCIAL RESPONSIBILITY OF RELATIVES AND GUARDIAN FOR EXPENSES OF PATIENTS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 4, 1947

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. 33*, by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston, and Day, entitled, "AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE COUNCIL; PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE; PROVIDING FOR THE COUNCIL'S OPERATION, FUNCTIONS, AND MAINTENANCE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 33 was transmitted to the Governor.

March 4, 1947

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. 197*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING $1,940,000.00 TO THE PUBLIC WELFARE COMMISSION.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 197 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

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. 140*, by Messrs. Browne, Davis, Clark, Cannon and Anderson, entitled, "AN ACT CREATING A JOINT LEGISLATIVE BUDGET COMMITTEE COMPOSED OF FIVE MEMBERS OF THE STATE HOUSE OF REPRESENTATIVES AND FIVE MEMBERS OF THE STATE SENATE; TO STUDY FUND AND BUDGET REQUIREMENTS OF THE STATE OF UTAH AND ALL OF ITS DEPARTMENTS AND INSTITUTIONS; TO REPORT FINDINGS AND RECOMMENDATIONS TO ENSUING LEGISLATURE, WITH A VIEW OF REDUCING COST OF STATE GOVERNMENT AND SECURING GREATER EFFICIENCY; AND DEFINING THE DUTIES AND POWERS OF SAID COMMITTEE, AND APPROPRIATING $40,000 TO CARRY OUT THE PROVISIONS OF THIS ACT.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 140 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 4, 1947

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. 68*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-11-1, UTAH CODE ANNOTATED 1943, RELATING TO NOMINATION BY PRIMARY, METHOD OF ANNOUNCEMENT BY CANDIDATE, PETITION, REQUIREMENTS, AND PUBLICATION OF NOTICE THEREOF, BALLOTS, RETURNS AND CANVASS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 68 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 4, 1947

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. 67*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 36-2-11, UTAH CODE ANNOTATED 1943, RELATING TO IMPROVEMENT OF HIGHWAYS, MAKING OF PLANS, MANNER AND TIME OF ADVERTISING FOR BIDS AND AWARDING OF CONTRACTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 67 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 4, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 25-3-43, UTAH CODE ANNOTATED 1943, RELATING TO PARTY CONVENTIONS FIXING THE TIME AND PUBLICATION OF NOTICE THEREOF.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 4, 1947

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. Browne, entitled, "AN ACT AMENDING SECTION 19-11-1, UTAH CODE ANNOTATED 1943, RELATING TO ORDINANCES OF BOARDS OF COUNTY COMMISSIONERS; THEIR EFFECTIVE DATE — PUBLICATION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

March 4, 1947

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. 49*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-6-2, UTAH CODE ANNOTATED 1943, RELATING TO THE PREPARATION BY THE COUNTY CLERK OF SAMPLE BALLOTS, AND PROVIDING FOR THE PUBLICATION OF THE SAME.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 49 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 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 204*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SEC-

TION 42-2a-7, UTAH CODE ANNOTATED 1943, PROVIDING FOR EMPLOYER EXPERIENCE RATING.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 204 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 205*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-3, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1945, PROVIDING FOR A CHANGE IN THE BENEFIT FORMULAE TO RELATE BENEFITS TO THE INDIVIDUAL'S WORK HISTORY.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 205 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 28, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 216*, by Messrs. Midgley, Lamoreaux and Vest, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 216 was referred to the Sifting Committee.

March 4, 1947

Mr. President:

Your Committee on Public Institutions, to which was referred *H. B. No. 106*, by Mr. Nielson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LORENZO E. ELGGREN,
Chairman.

Report filed.

H. B. No. 106 was referred to the Sifting Committee.

On motion of Senator Holbrook, the Senate recessed.

The Senate reassembled.

On motion of Senator Vest, *S. B. No. 154* was made a Special Order of Business for Wednesday, March 5, 1947, at 2:30 p.m.

COMMUNICATIONS FROM THE HOUSE

March 4, 1947

Mr. President:

Conforming with the request of your Honorable Body, *H. B. No. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES.", is returned herewith.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

Senator Holbrook moved that the rules be suspended and that the Senate do now reconsider *H. B. No. 274*.

Motion carried.

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

Page 17, line 28, strike the figures "$4,000.00" and insert in lieu thereof the figures "$8,000.00".

Page 17, line 30, strike the figures "$20,000.00" and insert in lieu thereof the figures "$30,000.00".

Page 21, Item 164, as previously added by amendment, strike the following words:

"It is hereby expressly provided that no part of this appropriation shall be used either directly or indirectly for the purpose of constructing or maintaining Ports of Entry projects."

Page 21, between lines 19 and 20, add the following new section: "Section 14. Secs. 36-2-16 and 36-2-18, Utah Code Annotated 1943, are repealed."

Page 21, after item 164, previously inserted between lines 16 and 17, add a new item: "Item 165. To the State Road Commission—B and C Roads.

From the Motor Vehicle Registration Fund—$3,000,000.00, or so much thereof as may be available, to be expended on B and C Roads, as provided by law."

Page 21, line 20, delete "14" and insert, "15".

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

Line 3, change the period to a semi-colon and add the following: "REPEALING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED 1943, MAKING PROVISION FOR THE DISPOSITION OF MONEYS IN THE MOTOR VEHICLE REGISTRATION FUND."

H. B. No. 274 then passed on the following roll call:

Ayes, 18; Nos, 2; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Ward and Mr. President.

Those voting in the negative were: Senators Elggren and Midgley (explained vote).

Absent and not voting: Senators Cowles, Selvin and Vest.

H. B. No. 274 was returned to the House.

SPECIAL ORDER

S. B. No. 76, being a Special Order of Business for March 4, 1947, at 3:00 p.m., was before the Senate.

On motion of Senator Knight, unanimous consent was given to introduce *S. B. No. 76*, as rewritten, and the Senate ordered such rewritten bill substituted for the original printed bill.

INTRODUCTION OF BILLS

S. B. No. 76 (as rewritten) — By Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles

AN ACT APPROPRIATING MONEY TO THE STATE BOARD FOR VOCATIONAL EDUCATION FOR THE PURPOSE OF EXPANDING VOCATIONAL EDUCATION IN SCHOOL DISTRICTS OF 140,000 POPULATION OR MORE AND FOR THE ACQUIRING OF SUITABLE BUILDINGS AND EQUIPMENT FOR SUCH VOCATIONAL EDUCATION, was read the first time.

On motion of Senator Knight, the rules were suspended and *S. B. No. 76* was read the second time.

Senator Holbrook moved to amend the bill as follows:

In Section 5 of the substitute copy, strike the words: "There is hereby appropriated to the State Board of Education the sum of $175,000.00 or so much thereof as may be needed, to acquire suitable buildings and equipment for the operation of this program." In the next sentence, strike the word "said" and insert in lieu thereof the word "any", and after the word "equipment" insert the words "acquired for the operation of this program."

Senator Lamoreaux, with the aid of five Senators, requested a roll call.

The amendment to *S. B. No. 76* then failed on the following roll call:

Ayes, 11; Nos, 11; Absent, 1.

Those voting in the affirmative were: Senators Clegg, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Melich and Mr. President.

Those voting in the negative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Knight, Lamoreaux, Midgley, Selvin, Vest and Ward.

Absent and not voting: Senator Fowles.

S. B. No. 76 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 3; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Midgley, Selvin, Vest and Ward.

Those voting in the negative were: Senators McShane (explained vote), Melich and Mr. President.

Absent and not voting: Senator Fowles.

COMMUNICATIONS FROM THE GOVERNOR

March 4, 1947

To the Senate
Building

Gentlemen:

I have this day appointed the following people to the offices indicated below and am submitting their names herewith for the advice and consent of your honorable body.

AS A MEMBER OF THE BOARD OF TRUSTEES OF THE HOSPITAL FOR THE TREATMENT OF POLIOMYOLITIS AND OTHER CRIPPLING DISEASES OF CHILDREN:

For the seven-year term beginning March 1, 1947:

Dr. Allen C. Thurman.....Salt Lake County

AS A MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

For the six-year term beginning March 1, 1947:

E. G. Peterson .....Cache County

AS A MEMBER OF THE BOARD OF CONTROL OF THE STATE HISTORICAL SOCIETY:

For the four-year term beginning April 1, 1947:

Levi Edgar Young.....Salt Lake County

C. Henry Anderson .....Weber County

Charles R. Mabey .. ..Salt Lake County

William J. Snow ..... Utah County

A. B. Gibson ..... Utah County

AS A MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLIC WELFARE:

For the six-year term beginning March 1, 1946, to fill the vacancy resulting from the resignation of Mrs. Della Loveridge:

John M. Pederson ..... Weber County

For the six-year term beginning March 1, 1947:

Mrs. C. L. Jack ..... Salt Lake County

AS A MEMBER OF THE ADVISORY COUNCIL OF THE SCHOOL FOR THE DEAF AND BLIND:

For the five-year term beginning March 1, 1946, to fill the vacancy resulting from the resignation of Marion T. Read:

Mrs. Madge Little ..... Kane County

For the five-year term beginning March 1, 1947:

D. J. Thurman ..... Salt Lake County

AS A MEMBER OF THE COMMISSION FOR UNIFORMITY OF LEGISLATION:

For the two-year term beginning July 1, 1947:

Calvin W. Rawlings ..... Salt Lake County

George W. Worthen ..... Utah County

William Leary ..... Salt Lake County

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 4, 1947

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. 209*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled,

"AN ACT AMENDING SECTION 42-2a-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 51, LAWS OF UTAH 1943, DEFINING "WAGES.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Hirschi, the Senate concurred in the House amendments.

S. B. No. 209 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Jones, Lamoreaux and Lund.

S. B. No. 209 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 208*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 42-2a-11.10, UTAH CODE ANNOTATED 1943, AUTHORIZING THE INDUSTRIAL COMMISSION TO DESTROY OBSOLETE RECORDS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 208 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 207*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING 42-2a-8,

UTAH CODE ANNOTATED 1943, AUTHORIZING THE COMMISSION ON ITS OWN INITIATIVE TO TERMINATE EMPLOYER COVERAGE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 207 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 206*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-4, UTAH CODE ANNOTATED 1943, DEFINING QUALIFYING WAGES.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 206 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1947

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. 3*, by Mrs. Jack, entitled, "A HOUSE CONCURRENT MEMORIAL, MEMORIALIZING CONGRESS TO EXPAND THE FEDERAL OLD AGE AND SURVIVORS INSURANCE ACT TO INCLUDE ALL THOSE GAINFULLY EMPLOYED AND PERMITTING CONTRIBUTIONS TO THE FUND TO BE MADE BY THOSE NOT NOW INCLUDED IN AN AMOUNT SUFFICIENT TO GIVE THEM BENEFITS ACCRUING FROM THE ENACTMENT OF THE LAW.", and the same is transmitted herewith for your action .

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 3 was read the first time and referred to the Sifting Committee.

REPORTS OF STANDING COMMITTEES

March 4, 1947

Mr. President:

Your Committee on Fish and Game to which was referred *H. B. No. 186*, by Committee on Appropriations and Claims, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

VAL H. COWLES,
Chairman.

Report filed.

H. B. No. 186 was referred to the Sifting Committee.

March 4, 1947

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 121*, by Messrs. Melich, Ward, Jones, and Vest, begs leave to report as follows:

Page 3, line 5, delete the House Amendments.

Page 3, line 7, delete the House Amendments.

Page 3, line 8, delete the House Amendments.

Page 3, line 8, after the word, "Senate", insert, "one from each major political party,".

Page 3, line 8, after the word, "House", insert, "one from each major political party,".

Page 3, line 8, after the word, "Governor", insert, "five from each major political party,".

Page 3, line 9, delete the House Amendment.

Page 3, line 16, delete the House Amendment.

All other House amendments not herein specifically stated be accepted.

Page 4, line 26, strike the semicolon and insert in lieu thereof a period. Add the following: "All pending water applications heretofore

filed in behalf of the state or any agency thereof for the use and benefit of the state are hereby transferred to the Board, and it is authorized to take such action thereon as it may deem proper."

Respectfully,

J. WELTON WARD,
Chairman, Senate Committee.

H. L. ALLRED,
Chairman, House Committee.

Report filed.

On motion of Senator Melich, the report of the Joint Conference Committee with respect to *S. B. No. 121* was adopted, and the bill was amended accordingly.

S. B. No. 121 as amended then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley (explained vote), Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles and Farr.

S. B. No. 121 as amended was transmitted to the House for its further action.

March 4, 1947

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 28*, by Messrs. Holbrook and Melich, begs leave to report as follows:

Page 1 of the title of the bill, lines 4, 5, 6, and 7, delete the House Amendments.

Page 1 of the body of the bill, lines 13, 14, and 15, delete the House Amendments.

Respectfully,

MITCHELL MELICH,
Chairman, Senate Committee.

MERRILL K. DAVIS,
Chairman, House Committee.

Report filed.

On motion of Senator Melich, the report of the Joint Conference Committee with respect to *S. B. No. 28* was adopted, and the bill was amended accordingly.

S. B. No. 28 as amended then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Lamoreaux and Lund.

S. B. No. 28 as amended was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

Senator Holbrook moved that the reprinted copy of *H. B. No. 151* be substituted for the bill as originally printed and that the Senate do now consider the bill as reprinted.

Motion carried.

H. B. No. 151 was read the third time and placed on its final passage.

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

Strike all underlining in the bill.

Page 2, line 32, after the word "use" insert the words "within the limitations set forth in this act."

Page 3, line 1, beginning with the word "no" strike the balance of the line and all of line 2.

Page 3, line 6, after the word "money" insert the words "or other tangible property".

Page 3, line 16, strike the words "is not sufficient" and insert in lieu thereof the words "be insufficient".

Page 3, line 20, strike the word "stipulated" and insert in lieu thereof the word "designated".

Page 3, line 26, after the word "granted" strike the semicolon, insert the words "except as hereinafter" and after the word "provided" change the comma to a period.

Page 3, line 27, strike the word "that" and change the word "when" to "When".

Page 4, line 12, after the word "act" strike the period and insert a comma and the following words "provided he may otherwise qualify for assistance.".

Page 4, line 26, beginning with the word "nothing" strike the entire sentence ending on line 28.

Pages 5 and 6, strike Section 10 and insert the following:

Section 10. The Public Welfare Commission, with the advice of county and district boards of public welfare, shall establish maximum standards of assistance compatible with health and well-being within the limits herein set forth, based upon studies of current living standards and costs, said standards of assistance to be applied uniformly in the determination of the need of all applicants and recipients, adjusted upward or downward whenever cost of living index as determined by the U. S. Department of Labor shows change sufficient to warrant such adjustment, and shall reflect significant differentials in standards of living and in cost that may exist in the various communities of the state: provided, that budgetary needs for or in behalf of any one case in any one month shall be subject to the following maximums: one-person case —$45, two-person case—$90, three-person case—$114; for each additional person in a case—$15, but the aggregate shall not exceed $175 in any case. The foregoing maximums shall be adjusted July 1st and January 1st of each year, upward or downward in direct ratio to the increases or decreases in the cost of living as shown by the U. S. Department of Labor cost of living index in the U. S. The maximums heretofore set forth shall be considered standard as of January 1, 1947.

Permissible exceptions to the foregoing maximums for the purpose of meeting the following special costs are:

(a) Assistance as provided for in Section 9 of this act:

(b) Institutional and nursing home care:

(c) Boarding home care:

(d) Restaurant meals for those persons without housekeeping facilities;

(e) Persons temporarily subjected to extraordinarily difficult problems of living by reason of their particular, special situations.

The county or district boards of public welfare may request grants in excess of the foregoing maximums, and the Public Welfare Commission is authorized to grant such requests wherever and whenever investigation discloses that the recipient and his family, because of illness, lack of employment or other unusual circumstances, needs funds in addition to the specified maximum grant to meet its minimum need for food, clothing, shelter, and fuel. Such special grants shall be reviewed monthly by the Commission.

The District or County Board may require of any recipient the beneficial use of available potential resources.

At the end of Section 10, as set forth above, change the period to a comma and add the following: "and may deny assistance to an applicant other than an applicant for old age assistance who has total assets in excess of $500.".

Page 9, line 22, after the figure "3" insert "and Section 76A-1-25".

Page 9, after line 27, insert a new section to be known as Section 28, as follows: "Section 28. The Legislative Council shall serve as an Advisory Council to the Public Welfare Department".

Page 9, line 28, change Section 28 to Section 29.

Page 4, line 26, after the word "state" insert the word "as".

Page 6, at the end of line 8, change the period to a comma and insert the following words "within the limitations heretofor set forth, provided gifts of not more than $10.00 per month shall not be taken into consideration in computing old age assistance."

Strike all printed matter above the figures "1947" at the top of page 1.

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

Line 1, strike the words "TO PROMOTE" and insert in lieu thereof the word "PROMOTING".

Line 12, strike "TITLE 76A". After the figure 3, insert the following: "AND SECTION 76A-1-25, TITLE 76A,".

Line 14, after the word "AND" insert the following "CHAPTER 12,".

Line 15, strike "CHAPTER 12,".

Line 13, after the figure "1943," insert "AS AMENDED BY CHAPTERS 101 AND 103, LAWS OF UTAH 1945;".

Line 14, after "19-5-76" strike the comma and insert the word "AND". After "19-5-77," strike the word "AND" and insert "UTAH CODE ANNOTATED 1943;".

Line 16, after figure "79" strike the comma and insert the word "AND,". After figure "80" strike "AND 81,". After figures "1943" insert "CHAPTER 81, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 104, LAWS OF UTAH 1945;".

Line 18, after the word "SISTANCE" strike the comma and insert a period and strike the balance of the line and all of line 19.

On motion of Senator Clegg the bill was amended by striking all of Section 19 and inserting in lieu thereof a new Section 19 as follows:

"Section 19. (a) Every County Welfare Board shall require as a condition to granting assistance to any applicant for old age assistance that all real property or interests in real property belonging to the applicant, with total assessed valuation in excess of $1200, shall be pledged to the Board as a guarantee for the reimbursement of assistance received; provided, that in all cases there shall be an exemption from said pledge or lien to the amount of $1200 assessed valuation. Only those recipients with real property or interests in real property having a total assessed valuation in excess of the $1200 exemption shall be required to give such lien and the same shall apply only to the amounts in excess of said exemption. At the time said lien is satisfied the $1200 assessed valuation exemption shall represent or equal a cash exemption value of $3000.

To evidence such pledge the county board shall require each applicant to enter into agreement in form approved by the State Department duly acknowledged so as to entitle it to be filed of record in the office of the County Recorder by which the applicant shall acknowledge and agree that such property has been assigned as security for the reimbursement of all assistance thereafter received by him.

If the applicant is a married man his wife shall be required to become a party to such agreement for the purpose of releasing her statutory right in such property and such release and joinder shall be as valid and effectual to release such statutory right as if she had joined the applicant in the conveyance of the property to a third person; provided, that when it appears to the County Board that the applicant is living apart from his wife and her joinder cannot be obtained, the agreement signed by the applicant alone may be accepted under such regulations as the State Department may prescribe.

Upon making a grant of old age assistance the Board shall forthwith file with the County Recorder of the county in which the applicant resides and with the County Recorder of any other county in which the applicant owns real property, a verified copy of such agreement to reimburse and the filing of the same shall have the same effect as a lien by judgment on any real property in which the applicant has any title or interest. All such real property shall from the time of filing of such copy of agreement be and become charged with a lien for all assistance received by the applicant as herein provided, which lien shall have priority over all unrecorded encumbrances. All such instruments shall be recorded in a special lien book kept for such purposes and no fees or costs shall be paid for such filing or recording.

(b) Upon the request of a recipient the Board shall execute and file with the county recorder a certificate in form approved by the State Department certifying as to the amount of assistance given the recipient to the date of such certificate. The amount so certified shall constitute the entire claim as of the date of such certificate against the real property of the recipient and any person dealing with the recipient may rely upon such certificate as evidencing the amount of the existing lien against the real estate of the recipient.

The County Board shall seek foreclosure of the lien on a recipient's property when the property is transferred to a third party prior to the recipient's death.

Upon the death of any recipient the County Board shall present a verified claim for the total amount of all assistance given the recipient 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 or from the foreclosures of such lien shall be reported promptly by the Board 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 such 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 County Board shall be empowered to accept voluntary conveyance of real property in lieu of issuance of execution. All real property acquired by the Welfare Board under the provisions of this act may be disposed of by public or private sale under such rules and regulations as may be prescribed by the State Department. The County Board is authorized to execute and deliver any and all documents necessary to convey title to any and all such property as may have come into its possession to a purchaser of such property as though such board constituted a corporate entity.

Effective as of July 1, 1947, all old age recipients and all those subsequently applying for assistance who are not exempt as herein before provided, shall be required to enter into agreements to reimburse as hereinabove provided as a condition precedent to receiving any assistance under this act but such agreement shall constitute a charge and lien only for assistance subsequently rendered and not for assistance rendered

prior to the execution of such agreements. Revaluation shall be made at least once each year and if the property of the recipient at the time of the investigation is found to be assessed at more than $1200, he shall be ineligible for further assistance until he gives a lien as herein before provided.

(c) All records relating to the administration of public assistance shall be regarded as confidential and shall be protected against misuse by rules and regulations established by the Public Welfare Commission which shall have the same force and effect as law. Any person who violates the confidential nature of public assistance records as provided herein or by the rules and regulations of the Public Welfare Commission, or who assist anyone else in such violation, shall be judged guilty of a misdemeanor and shall be fined not more than $300 or shall be imprisoned for not more than sixty days, or both.

Neither the provisions of this Section or the rules and regulations of the Public Welfare Commission shall prohibit the State Department of Public Welfare or the County Department of Public Welfare from publishing or causing to be published such statistical material or other information of general character as Welfare Commission may consider to be of public interest. The applicant or recipient and his attorney shall at all times have the right to inspect his application or other personal records after they have been filed."

H. B. No. 151 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren (explained vote), Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin (explained vote), Vest, Ward and Mr. President.

Absent and not voting: Senator Cowles.

H. B. No. 151 was returned to the House.

Senator Lamoreaux served notice that he may move for reconsideration of *H. B. No. 274* on the next legislative day.

On motion of Senator Melich, *S. B. No. 118* was ordered reprinted with the amendments, previously adopted by the Senate and the additional amendments, recommended by the Special Committee, appointed to study this bill.

On motion of Senator Brockbank, the Senate adjourned until March 5, 1947, at 10:00 a.m.

FIFTY-SECOND DAY

MORNING SESSION

March 5, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 5, 1947

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,

WARWICK C. LAMOREAUX,

Report adopted and filed. CLAUD HIRSCHI.

COMMUNICATIONS FROM THE HOUSE

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that on the 4th day of March, 1947, on a roll call of Ayes 40, Nos 19, Absent 1, the House voted to over-ride the Governor's Veto of *H. B. No. 71*, by Highway and Aeronautics Committee on behalf of the Tax Study Committee, entitled, "AN ACT APPROPRIATING TO THE STATE ROAD COMMISSION MONIES IN THE MOTOR VEHICLE REGISTRATION FUND, AND AMENDING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED, 1943, THEREBY APPROPRIATING $300,000.00 FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; AND PROVIDING FOR CONTINGENCIES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,

Communication filed. Chief Clerk.

On motion of Senator Holbrook, *H. B. No. 71* was made a Special Order of Business for the 59th day at 2:30 p.m.

March 4, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES; REPEALING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED 1943, MAKING PROVISION FOR THE DISPOSITION OF MONEYS IN THE MOTOR VEHICLE REGISTRATION FUND."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES

March 4, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 88*, by Messrs. Holbrook, Clegg and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION AND THE USE THEREOF.", examined by this Committee, has carefully compared the bill as passed by the Senate on the 13th day of February 1947, and passed by the House on the 14th day of February 1947, vetoed by the Governor on February 26th, as per Governor's communication to the Senate dated February 26th, 1947, reconsidered by the Senate on February 27th, and passed over the Governor's veto on that date by more than two-thirds vote, reconsidered by the House on February 27th and passed over the Governor's veto by a more than two-thirds vote, and has found the Enrolled and Engrossed copy to be the

same as originally passed by the Senate and the House, and returns the same with a new affidavit showing the passing of *S. B. No. 88* on reconsideration over the Governor's veto on February 27th, 1947, and returns the same for the signature of the President to the second affidavit to *Senate Bill No. 88*.

Respectfully,

RAY P. LUND,
Chairman.

S. B. No. 88 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.

CONSIDERATION OF BILLS ON THIRD READING

Senator Day moved that the rules be suspended and that the Senate now consider *S. B. No. 76*.

Motion carried.

S. B. No. 76 was read the third time and placed on its final passage.

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

In the first line of Section 1, after the word "appropriated" insert the words "from the State General Fund".

In the first line of Section 5, after the word "appropriated" insert the words "from the State General Fund".

S. B. No. 76 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley (explained vote), Jones, Knight, Lamoreaux, Melich (explained vote), Midgley, Selvin (explained vote), Vest and Mr. President.

Absent and not voting: Senators Clegg, Hirschi, Lund, McShane and Ward.

S. B. No. 76 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 23 was read the second time.

Committee report read and adopted.

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

Page 4, line 26, after the word "members" change the comma to a period and strike the balance of the line.

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

Page 3, line 29, strike the word "officers" and insert in lieu thereof the word "offices".

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

Line 6 of the title, after the word "PRIMARY" change the comma to a period and strike the balance of the title.

On motion of Senator Holbrook, the rules were suspended and *S. B. No. 23* was read the third time and placed on its final passage.

On motion of Senator Lamoreaux, *S. B. Nos. 23* and *118* were made a Special Order of Business for today at 2:15 p.m.

H. B. No. 186 was read the second time.

Committee report read and adopted.

Senator Farr moved that the bill be amended by striking the entire Section 30-0-3A.

Senator Farr, with the aid of five Senators, requested a roll call.

The amendment then passed on the following roll call:

Ayes, 11; Nos, 10; Absent, 2.

Those voting in the affirmative were: Senators Cowles, Day, Farr, Fowles, Gibbons, Jolley, Knight, Lamoreaux, Selvin, Vest and Ward.

Those voting in the negative were: Senators Brockbank, Hirschi, Holbrook, Houston, Jones, Lund, McShane, Melich, Midgley and Mr. President.

Absent and not voting: Senators Clegg and Elggren.

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

Page 1, line 9, strike the House amendment and restore the original language of the bill.

On motion of Senator Lund, Section 30-0-3A was reinserted in the bill.

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

Page 2, line 14, after the word "end" change the period to a comma and insert the words "excepting as an emergency expenditure.".

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

Page 2, line 9, following the word "appoint" insert the words "with the approval of the State Fish and Game Commission".

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

Page 2, line 2, strike the words "project expenditures" and insert in lieu thereof the words "building plans".

On motion of Senator Melich, the rules were suspended and *H. B. No. 186* was read the third time and placed on its final passage.

H. B. No. 186 then failed of passage on the following roll call:

Ayes, 10; Nos, 9; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Midgley and Mr. President.

Those voting in the negative were: Senators Cowles, Day, Farr, Fowles, Gibbons, Melich, Selvin, Vest and Ward (explained vote).

Absent and not voting: Senators Clegg, Elggren, Knight and Lamoreaux.

On motion of Senator Hirschi, President Hopkin appointed a committee consisting of Senators Hirschi, Day and Elggren to confer immediately with a like committee from the House relative to the order of consideration of bills by both bodies for today and tomorrow.

The committee reported that it was the recommendation of the Joint Committee that the joint rules be suspended and that the order of consideration of bills for today and tomorrow be left to the dis-

cretion of each body, with the recommendation that the Senate give early consideration to *H. B. No. 187* and the House likewise give early consideration to *S. B. Nos. 118* and *23*, *H. B. No. 186* and *S. B. No. 76*.

Senator Day moved that the Senate adopt the committee report and proceed to act thereon accordingly.

Motion carried.

Senator Melich served notice that he may move for reconsideration of *H. B. No. 186* on the next legislative day.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE HOUSE

March 5, 1947

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. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES; REPEALING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED 1943, MAKING PROVISION FOR THE DISPOSITION OF MONIES IN THE MOTOR VEHICLE REGISTRATION FUND.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 274 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 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 151*, by Messrs. Warner, Mitchell, Stone, Christensen, Wiliams, and Sperry, entitled, "AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR THE PUBLIC ASSISTANCE TO PERSONS IN NEED, STATING A DECLARATION OF POLICY, DEFINING DUTIES AND POWERS OF THE PUBLIC WELFARE COMMISSION PROVIDING ELIGIBILITY REQUIREMENTS FOR PUBLIC ASSISTANCE, SETTING UP STANDARDS AND LIMITATIONS ON AMOUNT OF ASSISTANCE, LIMITING LIENS ON PROPERTY AS A PREREQUISITE TO ELIGIBILITY, DEFINING PUBLIC ASSISTANCE, PROVIDING FOR APPEALS, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING FRAUDULENT ACTS A MISDEMEANOR, PROHIBITING DISCRIMINATION; AND REPEALING TITLE 76A, CHAPTER 3, UTAH CODE ANNOTATED 1943, 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, 19-5-77, AND TITLE 19, CHAPTER 12, UTAH CODE ANNOTATED 1943, CHAPTERS 78, 79, 80 AND 81, LAWS OF UTAH 1943, AND CHAPTERS 102, 103, AND 104, LAWS OF UTAH 1945, RELATING TO PUBLIC ASSISTANCE, AND ALL OTHER ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 4*, by Mrs. Jack, entitled, "A HOUSE CONCURRENT MEMORIAL, MEMORIALIZING CONGRESS TO EXPAND THE FEDERAL SOCIAL SECURITY WELFARE ACT TO INCLUDE ALL PERSONS WHO ARE IN NEED OF FINANCIAL ASSISTANCE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 4 was read the first time and referred to the Committee on Welfare.

March 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 5*, by Mrs. Jack, entitled, "A HOUSE CONCURRENT MEMORIAL, MEMORIALIZING CONGRESS TO PLACE UNDER THE FEDERAL OLD AGE AND SURVIVOR INSURANCE ACT THE OLD AGE RECIPIENTS OF PUBLIC RELIEF UPON THE PAYMENT OF CONTRIBUTIONS TO THE FUND BY THE PARTICIPATING STATES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. C. M. No. 5 was read the first time and referred to the Committee on Welfare.

REPORTS OF STANDING COMMITTEES

March 5, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 197*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING $1,940,000 TO THE PUBLIC WELFARE COMMISSION.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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.

SPECIAL ORDER

S. B. Nos. 23 and *118*, being a Special Order of Business for today at 2:15 p.m., were before the Senate.

On motion of Senator Holbrook, *S. B. No. 118* was considered first.

S. B. No. 118 was read the third time and placed on its final passage.

On motion of Senator Melich, Senator Farr's name was placed on *S. B. No. 118* as one of the sponsors.

On motion of Senator Farr, *S. B. No. 118* was amended by striking all after the enacting clause and substituting therefor the body of the bill as reprinted.

On motion of Senator Midgley, *S. B. No. 118*, as amended, was further amended as follows:

Page 7, line 16, strike the word "ten" and insert in lieu thereof the word "fifteen".

S. B. No. 118 then passed on the following roll call:

Ayes, 19; Nos, 4; Absent, 0.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, McShane and Selvin (explained vote).

S. B. No. 118 was transmitted to the House.

On motion of Senator Day, *S. B. No. 23* was tabled.

S. B. No. 154, being a Special Order of Business for today at 2:30 p.m., was before the Senate.

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

On page 4, beginning with line 20, delete the balance of that page and on page 5, delete lines 1, 2, 3, and 4, inserting the following amendment: "the number of classroom units for each school district shall be determined as follows, based on data from the previous school year:

"One classroom unit shall be allowed for each 30 weighted pupils as determined by the following weightings:

"(a) The number of pupils in average daily attendance in grades one through six in schools other than those especially approved, including pupils in grades seven and eight when such grades are part of an elementary school, shall be counted as weighted pupils.

"(b) The number of pupils in average daily attendance in grades seven through twelve in schools other than those especially approved, including pupils in grades seven and eight only when such grades are part of a secondary school, shall be multiplied by 1.50 and the product shall be considered the number of weighted pupils.

"(c) The number of pupils in average daily attendance in kindergarten in school other than those especially approved shall be multiplied by 6/10 and the product shall be considered the number of weighted pupils.

In those school districts in which it is not feasible for kindergarten to be held for a full nine-month term, the local board of education may apply to the state board of education for approval of a shorter term kindergarten program. If approved by the state board of education, the average daily attendance at such kindergartens shall be counted for the purpose of determining the number of classroom units allowed to the district, in the same ratio as the number of days the short term kindergarten is held bears to the total number of days schools are held in the regular school year.

"One classroom unit shall be allowed for each one-room school approved by the state board of education and two classroom units shall be allowed for each two-room school so approved. Upon application by a district board of education submitted on or before June 1, the state board of education may allow additional classroom units to a school district for the next succeeding school year, one classroom unit for each teacher or teaching principal in schools in which further consolidation or combining of activities is impossible or inadvisable; provided that the number of classroom units thus allowed in any such school shall not exceed the number of teachers including teaching principals employed full-time or full-time equivalent at the school. The state board of education shall adopt such standards and regulations governing the approval of such schools as it sees fit.

"One classroom unit shall be allowed for one full-time certificated professional non-teaching person employed by a local board of education and one-half classroom unit shall be allowed for each additional such professional employee or part-time equivalent employed by the school district in addition to the one; provided that in case two or more

school districts jointly employ a supervisor; each shall be allowed the fractional part of the one-half unit represented by the proportionate part of such supervisor's salary paid by the district.

"One-third classroom unit shall be allowed for each vocational agriculture or vocational home economics teacher carrying on a program approved by the state board for vocational education for each fourteen weeks such teacher is employed beyond the regular school term. District boards of education employing such teachers for shorter or longer period beyond the regular school year shall be allowed such fractional part of one-third classroom unit as the period of employment bears to fourteen weeks."

On page 6, delete lines 14 to 22, inclusive and insert the following:

"(6) The state's contribution for transportation costs shall annually be apportioned and distributed from the Uniform School Fund to the several school districts according to the total average daily number of pupil-miles pupils are transported over routes approved by the state board of education, considering pupils in kindergarten through grade six who are transported one and one-half miles or more and pupils in grades seven through twelve who are transported two miles or more. Pupils living two miles or more from the nearest bus route, who are not transported by the school district to and from school shall be counted as though they were transported each day that such pupils attend school during the regular term. In counting such pupils the distance they actually travel on other than district provided carriers shall be reported or if such pupils do not travel daily but board away from home the distance from their home to the school shall be reported provided that the maximum distance reported shall not exceed 100 miles per day round trip.

"No district shall receive an amount for this purpose which exceeds the amounts actually expended for transportation by the district, exclusive of capital outlay, during the preceding fiscal year."

On page 6, line 24, following the word "per cent" insert "or 6 mills."

President Hopkin introduced former Senator George M. Miller from Carbon District who addressed the Senate briefly.

On motion of Senator Fowles, the Senate adjourned until March 6, 1947 at 10:00 a.m.

FIFTY-THIRD DAY

MORNING SESSION

March 6, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

March 6, 1947

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,

WARWICK C. LAMOREAUX,

CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 5, 1947

To the Senate
Building

Gentlemen:

I have this day appointed the following person as Tax Commissioner of the State of Utah to serve during the unexpired term of J. Lambert Gibson, William J. Eustice, Salt Lake County.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

March 5, 1947

To the Senate
Building

Gentlemen:

I have this day appointed the following people to the offices indicated below and am submitting their names herewith for the advice and consent of your honorable body.

AS MEMBER OF THE ADVISORY COUNCIL OF THE STATE DEPARTMENT OF BUSINESS REGULATIONS:

For the six-year period beginning March 1, 1946:

Junius R. Tribe ..... Weber County

For the six-year term beginning March 1, 1947:

E. B. Sorenson ..... Salt Lake County

AS A MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF ENGINEERING:

For the six-year term beginning March 1, 1947:

Edward T. Saunders ..... Weber County

AS MEMBERS OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF FINANCE:

For the six-year term beginning March 1, 1946:

Maude Leaver ..... Salt Lake County

For the six-year term beginning March 1, 1947:

W. W. Sylvester ..... Sevier County

AS MEMBER OF THE STATE BOARD OF HEALTH:

For the seven-year term beginning March 1, 1947:

Leonard A. Higgins ..... Salt Lake County

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Referred to the Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 5, 1947

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 4th, 1947, and passed *S. B. No. 28*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943, RELATING TO DELIBERATIONS OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY AND REPEALING SECTIONS 105-18-3, 105-18-4, 105-18-5, 105-18-6, 105-18-7, 105-18-8, 105-18-9, 105-18-10, AND 105-18-11, UTAH CODE ANNOTATED 1943.", and is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 28 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 5, 1947

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, the supplemental affidavit attesting the vote by which the House re-enacted and passed *S. B. No. No. 88*, overriding the Governor's veto of said *S. B. No. 88*, by Messrs. Holbrook, Clegg and Jolley, entitled, "AN ACT AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND REPEALING SECTION 80-15-23, UTAH CODE ANNOTATED 1943, RELATING TO THE DISPOSITION OF CERTAIN REVENUE COLLECTED BY THE STATE TAX COMMISSION, AND THE USE THEREOF.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 88 was transmitted to the Secretary of State.

March 5, 1947

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. 197*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING $1,940,000.00 TO THE PUBLIC WELFARE COMMISSION.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 197 was transmitted to the Governor.

March 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 224*, by Messrs. Bayles, and Christensen, entitled, "AN ACT AMENDING SECTION 40-0-61, UTAH CODE ANNOTATED 1943, LIMITING THE EXPENDITURES OF FUNDS FOR ADMINISTRATION BY THE UTAH LIQUOR CONTROL COMMISSION TO FUNDS APPROPRIATED BY THE LEGISLATURE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 224 was read the first time and was referred to the Committee on Judiciary.

March 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 240*, by Messrs. Lewis, Whiting and Murch, on behalf of the Tax Study Committee, entitled, "AN ACT PROVIDING FOR THE CONSTRUCTION, EQUIPPING AND FURNISHING OF BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS ON THE CAMPUSES OF THE UNIVERSITY OF UTAH AND THE

UTAH STATE AGRICULTURAL COLLEGE; PROVIDING FOR THE FINANCING OF THE COST THEREOF THROUGH THE ISSUANCE OF REVENUE BONDS; AUTHORIZING BOARD OF REGENTS AND THE BOARD OF TRUSTEES TO FIX RENTS, CHARGES AND FEES TO ASSURE PAYMENT OF PRINCIPAL AND INTEREST OF SUCH BONDS AND OPERATE AND MAINTAIN SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS; AUTHORIZING THE MAKING OF APPROPRIATE COVENANTS AND AGREEMENTS TO EFFECT THE PURPOSE OF THIS ACT; AUTHORIZING THE MAKING OF AGREEMENTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY OR INSTRUMENTALITY THEREOF; PROVIDING FOR APPROVAL OF SUCH BONDS BY THE ATTORNEY GENERAL; MAKING SUCH BONDS LAWFUL INVESTMENTS AND COLLATERAL SECURITY FOR CERTAIN FUNDS; PROVIDING FOR THE FINANCING OF THE COST OF BUILDINGS OR ADDITIONS TO OR REMODELING OF EXISTING BUILDINGS AND EQUIPMENT THROUGH LEASES AND AGREEMENTS TO BE MADE WITH NON-PROFIT CORPORATIONS; EXEMPTING SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS AND EQUIPMENT FROM TAXATION; VALIDATING BONDS HERETOFORE ISSUED BY THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; AND DECLARING AN EMERGENCY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 240 was read the first time and referred to the Sifting Committee.

March 5, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 252*, by Messrs. White and Major, entitled, "AN ACT APPROPRIATING $20,000 TO THE EXPERIMENT STATION OF THE UTAH STATE AGRICULTURAL COLLEGE FOR THE PURPOSE OF MAKING A COMPLETE STUDY OF THE VARIOUS VIRUS DISEASES OF STONE FRUIT TREES IN THE STATE

OF UTAH, AND FOR THE PURPOSE OF DEVISING CONTROL OF THE SAME.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 252 was read the first time and referred to the Committee on Agriculture and Irrigation.

REPORTS OF STANDING COMMITTEES

March 5, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 205*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1945, PROVIDING FOR A CHANGE IN THE BENEFIT FORMULAE TO RELATE BENEFITS TO THE INDIVIDUAL'S WORK HISTORY.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 205 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 5, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 206*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-4, UTAH CODE ANNOTATED 1943, DEFINING QUALIFYING

WAGES.", examined by this Committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 206 **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 6, 1947

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. 182*, by Committee on Highways, entitled, "AN ACT AMENDING SECTIONS 36-1-29, 36-1-30 AND 36-1-31, UTAH CODE ANNOTATED 1943, LIMITING THE MAXIMUM DIMENSIONS AND WEIGHTS OF VEHICLES AND COMBINATIONS OF VEHICLES DRIVEN OR MOVED ON ANY HIGHWAY.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN
Chief Clerk.

Communication filed.

S. B. No. 182 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 5, 1947

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*, as amended by the Senate, by Messrs. Warner, Stone, Christensen, Sperry, Mrs. Mitchell and Miss Williams, entitled, "AN ACT PROMOTING THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO PERSONS IN NEED, STATING A DECLARATION OF POLICY, DEFINING DUTIES AND POWERS OF THE PUBLIC WELFARE COMMISSION PROVIDING ELIGI-

BILITY REQUIREMENTS FOR PUBLIC ASSISTANCE, SETTING UP STANDARDS AND LIMITATIONS ON AMOUNT OF ASSISTANCE, LIMITING LIENS ON PROPERTY AS A PREREQUISITE TO ELIGIBILITY, DEFINING PUBLIC ASSISTANCE, PROVIDING FOR APPEALS, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING FRAUDULENT ACTS A MISDEMEANOR, PROHIBITING DISCRIMINATION; AND REPEALING CHAPTER 3, AND SECTION 76A-1-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 101 AND 103, LAWS OF UTAH 1945; 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, UTAH CODE ANNOTATED 1943; CHAPTER 12 TITLE 19, UTAH CODE ANNOTATED 1943, CHAPTERS 78, 79 AND 80, LAWS OF UTAH 1943; CHAPTER 81, LAWS OF UTAH 1943, AS AMENDED BY CHAPTER 104, LAWS OF UTAH 1945; AND CHAPTERS 102, 103, AND 104, LAWS OF UTAH 1945, RELATING TO PUBLIC ASSISTANCE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

UNFINISHED BUSINESS

S. B. No. 154 was before the Senate as unfinished business.

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

Page 4, line 15, strike the figures "$3,000" and insert in lieu thereof the figures "$3,300".

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

Page 4, line 16, strike the figures "$500.00" and insert in lieu thereof the figures "$675,000".

S. B. No. 154 was placed on the Third Reading Calendar on the following roll call:

Ayes, 15; Nos, 4; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Lamoreaux, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Jolley, Lund and Vest (explained vote).

Absent and not voting: Senators Clegg, Elggren, Jones and Knight.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 155 was read the second time.

Committee report read and adopted.

S. B. No. 155 was placed on the Third Reading Calendar on the following roll call:

Ayes, 12; Nos, 0; Absent, 11.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Elggren, Hirschi, Knight, Lamoreaux, Lund, McShane, Melich, Midgley and Selvin.

S. B. No. 156 was read the second time.

Committee report read and adopted.

S. B. No. 156 was placed on the Third Reading Calendar on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Elggren, Holbrook and Lamoreaux.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

COMMUNICATIONS FROM THE GOVERNOR

March 6, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 186*, by Messrs. Gibbons, Midgley, and Lamoreaux, being an act appropriating $668,000 from the general fund to the University of Utah and the Utah State Agricultural College and Branch Agricultural College to cover anticipated deficiencies in the departmental collections due to delay in collecting from the veterans' administration for educational services rendered; and providing for the reimbursement of the general fund through later collections.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 6, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 169*, by Messrs. Hirschi, Jones, Cowles, Farr, and Lund, entitled, "AN ACT MAKING AVAILABLE TO THE PUBLIC INSTITUTIONS OF HIGHER LEARNING AN AMOUNT EQUAL TO THE SUM OF THE FEES WHICH ARE CHARGEABLE TO AND DUE FROM THE VETERANS ADMINISTRATION FOR EDUCATIONAL SERVICES RENDERED UNDER CONTRACT DURING THE BIENNIUM ENDING JUNE 30, 1947, MAKING AN APPROPRIATION OF $107,300 THEREFOR, AND PROVIDING FOR THE MANNER AND TIME OF REPAYMENT TO THE GENERAL FUND."

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 6, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 74*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, providing for the exemption from taxation of real and personal tangible property situated in the state of Utah owned by disabled persons who served in any war in the military service of the United States or the state of Utah and by the unmarried widows and by the minor orphans of such persons.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 6, 1947

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. 3*, by Messrs. Bonacci and Olson, entitled, "AN ACT APPROPRIATING $25,000.00 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UNIFORM SCHOOL FUND FOR THE CONSTRUCTION OF AN ATHLETIC FIELD AT CARBON COLLEGE AT PRICE, UTAH", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. 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 Governor.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 59*, by Messrs. Robson, Major, and Hatch, entitled, "AN ACT PROVIDING FOR RECEIVING AS PRIMA FACIE EVIDENCE IN ANY COURT IN THIS STATE COOPERATIVE CERTIFICATES ISSUED UNDER THE AUTHORITY OF A FEDERAL STATUTE AND AN ACT OF THE LEGISLATURE OF ANY STATE OR CERTIFICATES ISSUED UNDER THE AUTHORITY OF A FEDERAL STATUTE, RELATING TO THE INSPECTION OF AGRICULTURAL PRODUCTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 59 was read the first time and was referred to the Committee on Agriculture and Irrigation.

March 6, 1947

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, 1947, and passed *S. B. No. 121*, by Messrs. Melich, Ward, Jones and Vest, entitled, "AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER AND POWER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF.", and is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 121 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 6, 1947

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. 205*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-3, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1945, PROVIDING FOR A CHANGE IN THE BENEFIT FORMULAE TO RELATE BENEFITS TO THE INDIVIDUAL'S WORK HISTORY.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 205 was transmitted to the Governor.

March 6, 1947

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. 206*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42--2a-4, UTAH CODE ANNOTATED 1943, DEFINING QUALIFYING WAGES.", and the same is transmitted herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication Filed.

S. B. No. 206 was transmitted to the Governor.

March 6, 1947

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. 38*, by Messrs. Bunce and Paxton, entitled, "AN ACT PROVIDING THAT THE STATE PAY A PORTION OF THE COST OF GENERAL ELEC-

TIONS TO THE VARIOUS COUNTIES, AND APPROPRIATING MONEY THEREFOR," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 38 was read the first time and was referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

March 6, 1947

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 224*, by Messrs. Bayles and Christensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 224 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 252*, by Messrs. White and Major, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 252 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 24*, by Mr. Bonacci, has carefully considered said bill and reports the same out without recommendation.

Respectfully.

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 24 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 53*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 53 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 103*, by Messrs. Bonacci, Warner, Ingleby, Doty and Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 103 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 109*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 109 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 111*, by Mr. Browne, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 111 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 124*, by Mr. Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 124 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 125*, by Mr. Doty, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 125 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 204*, by Messrs. Larson, Rees, Lunt and Cottrell, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

H. B. No. 204 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 176*, by Mr. Fowles, has considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 176 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 211*, by Mr. Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 211 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 219*, by Mr. Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 219 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 222*, by Messrs. Jolley, Melich and Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 222 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 225*, by Messrs .Day, Hirschi and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 225 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 231*, by Mr. Cowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 231 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 236*, by Mr. Jolley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 236 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 244*, by Mr. Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 244 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. J. R. No. 1*, by Messrs. Hopkin and Clegg, has carefully considered said resolution and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. J. R. No. 1 was referred to the Sifting Committee.

March 5, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 207*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee entitled, "AN ACT AMENDING 42-2a-8, UTAH CODE ANNOTATED 1943, AUTHORIZING THE COMMISSION ON ITS OWN INITIATIVE TO TERMINATE EMPLOYER COVERAGE.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 6, 1947

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 127*, by Mr. Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. GRANT VEST,
Chairman.

Report filed.

H. B. No. 127 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 157 was read the second time.

S. B. No. 157 was placed on the Third Reading Calendar on the following roll call:

Ayes, 19; Nos, 1; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Jones (explained vote).

Absent and not voting: Senators Elggren, Knight and McShane.

S. B. No. 94 was read the second time.

Committee report read and adopted.

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

Page 2, line 14, after the word "paid" insert the word "Five".

Page 2, line 15, after the word "attending" insert the word "one".

Page 2, line 16, strike the first word "meetings" and insert in lieu thereof the word "meeting", and after the word "meeting" strike the words "and any special meetings".

On motion of Senator Day, the rules were suspended and *S. B. No. 94* was read the third time and placed on its final passage.

S. B. No. 94 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Lund and Vest

S. B. No. 94 was transmitted to the House.

S. B. No. 65 was read the second time.

Committee report read and adopted.

On motion of Senator Brockbank, the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin,, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, McShane and Vest.

S. B. No. 65 was transmitted to the House.

S. B. No. 92 was read the second time.

Report of Committee on Public Institutions read and adopted.

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

Page 2, strike the entire Section 2.

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

Page 2, line 3, strike the word "povisions" and insert in lieu thereof the word "provisions".

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

Line 5, after the word "STATE" change the comma to a period and strike the balance of the title.

On motion of Senator Knight, 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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Vest and Ward.

S. B. No. 92 was transmitted to the House.

On motion of Senator Selvin, *S. B. No. 188* was tabled.

On motion of Senator Holbrook, *S. B. No. 23* was lifted from the table.

S. B. No. 23 then passed on the following roll call:

Ayes, 16; Nos, 2; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich and Mr. President.

Those voting in the negative were: Senators Cowles and Midgley.

Absent and not voting: Senators Clegg, Elggren, Selvin, Vest and Ward.

S. B. No. 23 was transmitted to the House.

Senator Melich moved that the Senate reconsider the vote by which *H. B. No. 186* failed of passage.

Motion carried.

On motion of Senator Fowles, *H. B. No. 186* was made a Special Order of Business for Monday, March 10, 1947, at 10:30 a.m.

REPORTS OF SPECIAL COMMITTEES

March 6, 1947

Mr. President:

The Sifting Committee reports for the consideration of the Senate the following Senate Bills:

243, 104, 135, 151, 152, 102, 173, 159, 165, 150, 148, 164, 68, 9, and 160.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

On motion of Senator Melich, the Senate recessed.

The Senate reassembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 243 was read the second time.

Committee report read and adopted.

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

Page 6, line 10, strike the word "sercvice" and insert in lieu thereof the word "service".

On motion of Senator Day, the rules were suspended and *S. B. No. 243* was read the third time and placed on its final passage.

S. B. No. 243 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin and Mr. President.

Absent and not voting: Senators Elggren, Gibbons, Midgley, Vest and Ward.

Senator Hirschi moved that the Senate reconsider the vote by which *S. B. No. 243* passed.

Motion carried.

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

Page 3, line 17, after the word "employee," insert the following words: "and to each teacher who is or who becomes a member during the school year 1946-47 and who has been in a status requisite for membership in the Utah State Teachers' Retirement System during any three of the first six school years immediately following the school year 1937-38,".

S. B. No. 243 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Knight, Lamoreaux, McShane, Midgley and Vest.

S. B. No. 243 was transmitted to the House.

S. B. No. 104 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux, the rules were suspended and *S. B. No. 104* was read the third time and placed on its final passage.

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

Page 1, line 9, after the word "persons" change the comma to a period and strike the balance of the sentence.

Page 3, line 26, after the word "welfare", add the following: "Nothing in this Act shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents in any home or institution conducted for those who rely upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well recognized church or religious denomination."

S. B. No. 104 then passed on the following roll call:

Ayes, 18; Nos, 1; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Lund.

Absent and not voting: Senators Cowles, Elggren, Melich and Midgley.

S. B. No. 104 was transmitted to the House.

S. B. No. 135 was read the second time.

Committee report read and adopted.

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

Page 1, line 1, insert at the beginning of the line, the words "Section 1.".

On motion of Senator Day, the rules were suspended and *S. B. No. 135* was read the third time and placed on its final passage.

S. B. No. 135 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Knight, McShane, Melich and Midgley.

S. B. No. 135 was transmitted to the House.

S. B. No. 151 was read the second time.

Committee report read and adopted.

On motion of Senator Brockbank, the rules were suspended and *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:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Clegg, Cowles, Elggren, Knight, McShane, Midgley and Ward.

S. B. No. 151 was transmitted to the House.

S. B. No. 152 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, after the word "appropriated" insert the words "from the emergency relief fund".

Page 1, after line 5, insert new sections as follows: "Section 2. There is appropriated to the State Board of Health of the State of Utah

from the Emergency Relief Fund not otherwise appropriated, the sum of $375,000 or so much thereof as may be necessary to match funds contributed by the United States Government and by the various political subdivisions of the State of Utah for the purpose of constructing, improving, and operating hospitals within the State of Utah in accordance with the acts of Congress relating thereto. No state funds shall be used for such purpose unless the Federal Government contributes an equal amount, and the said political subdivision where the hospital is located also contributes an equal amount.

"Section 3. This act shall take effect upon approval."

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

Line 3 of the title, after the word "OF" insert "$375,000.00 AND OF".

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

Line 6 of the title, after the word "PURPOSES" change the period to a comma and add the following: "AND FOR THE CONSTRUCTION, IMPROVEMENT, AND OPERATION OF HOSPITALS."

On motion of Senator Day, the rules were suspended and *S. B. No. 152* was read the third time and placed on its final passage.

S. B. No. 152 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren, McShane and Midgley.

S. B. No. 152 was transmitted to the House.

S. B. No. 102 was read the second time.

Committee report read and adopted.

S. B. No. 102 then failed of passage on the following roll call:

Ayes, 10; Nos, 11; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Cowles, Fowles, Hirschi, Knight, Lamoreaux, Lund, McShane, Melich and Selvin (explained vote).

Those voting in the negative were: Senators Brockbank, Day, Farr, Gibbons, Holbrook, Houston, Jolley, Jones, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren and Midgley.

S. B. No. 102 was filed.

The President recognized the presence of former Senator Dan B. Shields who addressed the Senate briefly.

The President recognized the presence of former Senator Lawrence E. Nelson who addressed the Senate briefly.

On motion of Senator Cowles, the Enacting Clause of *S. B. No. 142* was struck.

On motion of Senator Day, the Senate adjourned until March 7, 1947, at 10:00 a.m.

FIFTY-FOURTH DAY

MORNING SESSION

March 7, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call--All Senators present, except Senator Elggren, excused.

Prayer by the Chaplain.

March 7, 1947

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the 53rd day and find it correct with minor amendments noted on the final copy.

Respectfully,

WARWICK C. LAMOREAUX,
CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day appointed a Conference Committee consisting of Representatives Bunce, Murdock, and Robinson, to act with a like committee from the Senate to consider *H. B. No. 91*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-13, UTAH CODE ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 143*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 104-30-14, UTAH CODE ANNOTATED 1943, RELATING TO THE JUDGMENT ROLL, DESIGNATING PAPERS CONSTITUTING JUDGMENT ROLL AND ELIMINATING THE AFFIDAVIT FOR PUBLICATION OF SUMMONS THEREFROM.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 143 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 144*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION

102-13-41, UTAH CODE ANNOTATED 1943, RELATING TO THE SALES, MORTGAGES AND LEASES OF THE PROPERTY OF A WARD IN GUARDIANSHIP PROCEEDINGS, PROVIDING THE MANNER IN WHICH SUCH SALES, MORTGAGES AND LEASES SHALL BE MADE AND VALIDATING CERTAIN SALES OF REAL PROPERTY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 144 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 146*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 38-0-10, UTAH CODE ANNOTATED 1943, RELATING TO HOMESTEADS AND PROVIDING FOR THE SELECTION AND CLAIMING THEREOF BY DECLARATION OF HOMESTEAD BEFORE EXECUTION OR JUDICIAL SALE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 146 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

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. 145*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 78-1-6, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 106, LAWS OF UTAH 1945, RELATING TO NOTICE IMPARTED TO THIRD PERSONS BY INSTRUMENTS RECORDED IN OFFICE OF COUNTY RECORDER AND DEFINING WHAT ACTS AND PROOF SHALL OPERATE

AS SUCH; EFFECT OF ACKNOWLEDGMENT, RECORDING, CERTIFICATION, RECITATION OF NOMINAL CONSIDERATION AND APPEARANCE OF TRUST RELATIONSHIP IN INSTRUMENT; ACT TO APPLY TO ALL FUTURE AND PRIOR RECORD INSTRUMENTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 145 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the sixth day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 54*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 19-11-1, UTAH CODE ANNOTATED 1943, RELATING TO ORDINANCES OF BOARDS OF COUNTY COMMISSIONERS; THEIR EFFECTIVE DATE—PUBLICATION."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the sixth day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 12*, by Mr. Holther, entitled, "AN ACT AUTHORIZING THE SERVICE OF SUMMONS UPON A NON-RESIDENT PERSON DOING BUSINESS IN THE STATE OF UTAH AND REQUIRING THE FILING OF CERTIFICATE SETTING FORTH THE INDIVIDUALS UPON WHOM SERVICE MAY BE HAD."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 6, 1947

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. 171*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 49-11-8, UTAH CODE ANNOTATED 1943, RELATIVE TO THE NUMBER OF HOURS CONSTITUTING A WORK WEEK ON ALL WORKS AND UNDERTAKINGS BY THE STATE, COUNTY OR MUNICIPAL GOVERNMENTS AND PROVIDING PENALTIES FOR REQUIRING OR CONTRACTING WITH AN INDIVIDUAL TO WORK MORE THAN FORTY HOURS ON SUCH WORKS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 171 was read the first time and referred to the Committee on Health and Labor.

March 6, 1947

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. 248*, by Messrs. Paxton and Christensen, entitled, "AN ACT AMENDING SECTION 24A-0-31, UTAH CODE ANNOTATED 1943, RELATING TO ERRORS AND TO EQUALIZATION OF BENEFITS IN DRAINAGE DISTRICTS; ENACTING TWO NEW SECTIONS TO BE KNOWN AS SECTIONS 24A-0-56.10, AND 24A-0-56.20, UTAH CODE ANNOTATED 1943, RELATING TO ANNEXATION OF LANDS TO DRAINAGE DISTRICTS, AND PROVIDING FOR THE ASSESSMENT OF BENEFITS UPON LANDS ANNEXED TO DRAINAGE DISTRICTS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 248 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

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. 108*, by Mr. Erekson, entitled, "AN ACT AMENDING SECTION 57-3a-64, UTAH CODE ANNOTATED 1943, RELATING TO THE SECURING BY NEW OWNER OF REGISTRATION AND NEW CERTIFICATE OF TITLE, PROVIDING THAT BEFORE SECURING SUCH CERTIFICATE OF TITLE AND REGISTRATION, SUCH OWNER MUST PRESENT EVIDENCE OF CERTIFICATE OF INSPECTION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 108 was read the first time and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

March 6, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 59*, by Messrs. Robson, Major and Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

H. B. No. 59 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 208*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 42-2a-11.10, UTAH CODE ANNOTATED 1943, AUTHORIZING THE INDUSTRIAL COMMISSION TO DES-

TROY OBSOLETE RECORDS", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 208 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 28*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943, RELATING TO DELIBERATIONS OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY AND REPEALING SECTIONS 105-18-3, 105-18-4, 105-18-5, 105-18-6, 105-18-7, 105-18-8, 105-18-9, 105-18-10, AND 105-18-11, UTAH CODE ANNOTATED 1943.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 28 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

March 7, 1947

Mr. President:
Mr. Speaker:

Your Joint Conference Committee consisting of Senators Hirschi, Ward, Holbrook, and Representatives Bunce, Robinson and Murdoch,

have met, and recommend that the Senate amendments to *H. B. No. 91* be adopted.

Respectfully submitted,

WARD C. HOLBROOK,

WINFORD BUNCE.

Committee report read and adopted.

H. B. No. 91 then passed on the following roll call:

Ayes, 17; Nos, 1; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Voting in the negative was Senator Farr.

Absent and not voting: Senators Cowles, Elggren, Gibbons, Knight and Selvin.

H. B. No. 91 was returned to the House.

Senator Day moved that when the Senate adjourns, it adjourn until March 10, 1947 at 10:00 a.m.

Motion carried.

On motion of Senator Holbrook, the Senate voted to hold evening sessions on March 10 and 11, 1947.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Holbrook, the rules were suspended and the Senate proceeded to consider bills on the second reading calendar.

S. B. No. 173 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the title was amended as follows:

Line 4, after the word "MUNICIPALITY" insert the words "OR DISTRICT".

Line 5, change the period to a comma and add the words "AND DEFINING A DISTRICT."

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

Page 1, line 2, after the word "municipality" add the words "or district".

Add the following new section:

"Section 2. The word "district", as used in this Act, means any geographical area within a municipality, inhabited by not less than 4000 persons, all of whom live within a radius of one mile from said liquor store."

On motion of Senator Clegg, the bill was amended by adding the following new section:

"Section 3. Upon the removal of liquor stores or package agencies from a municipality as hereinabove provided the municipality in question shall automatically be excluded from sharing in any liquor profits as provided by Section 46-0-68, Utah Code Annotated 1943, as amended by Laws of Utah 1947".

S. B. No. 173 was placed on the Third Reading Calendar on the following roll call:

Ayes, 16; Nos, 5; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, McShane (explained vote), Melich, Vest (explained vote), and Mr. President.

Those voting in the negative were: Senators Farr, Fowles, Midgley, Selvin and Ward (explained vote).

Absent and not voting: Senators Elggren and Jolley.

S. B. No. 159 was read the second time.

Committee report read and adopted.

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

Page 1, line 9, change the word "held" to "hold".

Page 2, line 25, strike the word "added" and insert in lieu thereof the following: "issued to the establishment the official stamp of the Department of Agriculture bearing the words 'Utah Inspected and Passed'." Strike all of lines 26 and 27 and the word "passed" and the quotation marks on line 28.

Line 32, after the first quotation marks and before the word "Inspected" insert the word "Utah".

Page 3, line 5, strike word "supervisions" and insert word "supervision".

Line 16, capitalize the first letter of the word "board".

Line 19, strike the word "higher" and insert the word "lower".

Line 23, strike the comma.

Line 24, before the word "state" insert the word "or"; insert a period after the words "state inspection" and strike the words "or approved municipal inspection."

Line 28, after the words "federal inspection" insert the word "or"; insert a period after the words "state inspection", and strike the balance of line 28 and line 29.

Line 33, strike the words "and paid for" and insert in lieu thereof the following: "if such fees as are provided for in this Act are paid by the requesting parties".

Page 4, line 1, strike the word "or" and insert the word "of" in lieu thereof.

Line 6, after the word "for" insert the words "his own".

Strike all of lines 7 to 19, both inclusive.

Line 20, change subsection "(4)" to "(2)".

Page 5, line 12, strike the words "When it is deemed necessary.". Capitalize the first letter of the word "in".

Line 17, starting with the word "If" strike the balance of the line and all of lines 18 to 33, both inclusive.

Page 6, strike all of lines 1 to 10, both inclusive.

Line 11, change "Section 13" to "Section 12".

Line 17, after the word "stamp" insert the words "of federal or state inspection" and strike the words "brand, mark, or label".

Strike all of lines 21 and 22 and the words "of this chapter;" in line 23.

Line 23, after the word "for" insert the words "his own".

Line 24, change "Section 14" to "Section 13".

Page 7, line 3, strike the words "or local".

Line 4, strike the words "health authority".

Line 10, strike the word "fifteen" and insert in lieu thereof the word "twenty". Change the period to a comma and before the word

"Such" insert the following: "excepting in establishments where in the opinion of the Board volume is not sufficient to require full time inspection, the Board may establish minimum fees for such part-time inspection services".

Line 14, change the period to a comma and before the word "Each" insert the following: "excepting in cities where there is maintained an adequate meat inspection service approved by the Department of Agriculture, the inspection fee shall be paid to said city treasurer, providing all costs of meat inspection are borne by the city furnishing the inspection".

Line 20, change "Section 15" to "Section 14.".

Line 23, change the comma to a period and strike the balance of the line and strike all of lines 24 and 25.

Line 26, change "Section 16" to "Section 15".

Line 28, strike the word "a" and insert in lieu thereof the words "any approved".

Line 30, change "carcess" to "carcass". Change "arts" to "parts".

Page 8, line 1, change "Bord" to "Board", and after the word "any" insert the word "approved".

Line 2, change "marketing" to "marking".

Line 4, change "Section 17" to "Section 16".

Line 6, strike the words "so far as possible".

Line 8, change "Section 18" to "Section 17".

Line 13, strike the word "may" and insert the word "shall".

Line 14, strike the words "and revoke the license".

Line 15, strike the words "or municipal inspection".

Line 16, change "Section 19" to "Section 18".

Line 30, change "Section 20" to "Section 19".

Page 9, line 8, change "Section 21" to "Section 20".

Line 12, strike "Insepcted" and insert "Inspected".

Line 13, before "state inspection" insert the word "or". Change the comma to a period after the words "state inspection", and strike the balance of the line, all of lines 14 and 15 and the words "cooking or drying" on line 16.

Line 23 before the word "state" insert the word "or" and strike the words "or approved municipal insection".

Line 24, change "Section 22" to "Section 21".

After line 27, add the following: "Section 22. Each establishment as defined in Section 1 (5) of this Chapter shall submit to the Department of Agriculture such information with respect to its operations as the Department may from time to time require for the purpose of aiding the Department in the enforcement or administration of the provisions hereof.".

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

Page 9, line 25, strike the words "thirty-five" and insert in lieu thereof the word "twenty".

S. B. No. 159 was placed on the Third Reading Calendar on the following roll call:

Ayes, 14; Nos, 6; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg (explained vote), Farr, Fowles, Gibbons, Hirschi (explained vote), Holbrook, Jolley (explained vote), Knight, McShane (explained vote), Midgley (explained vote), Selvin, Ward (explained vote), and Mr. President.

Those voting in the negative were: Senators Day, Houston, Jones, Lund, Melich and Vest.

Absent and not voting: Senators Cowles, Elggren and Lamoreaux.

COMMUNICATIONS FROM THE HOUSE

March 6, 1947

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. 34*, by Messrs. Midgley and Fowles, entitled, "AN ACT CREATING AN INSURANCE CODE FOR THE STATE OF UTAH TO BE ADMINISTERED BY THE INSURANCE DEPARTMENT OF THE STATE OF UTAH PROVIDING FOR THE ORGANIZATION, LICENSING, EXAMINATION, REGULATION, AND SUPERVISION OF ALL STOCK, MUTUAL, RECIPROCAL, FRATERNAL, TITLE, COUNTY MUTUAL FIRE AND LIGHTNING, MUTUAL BENEFIT, COOPERATIVE, AND NON-PROFIT HOSPITAL SERVICE COMPANIES, OR ASSOCIATIONS DOING INSURANCE BUSINESS IN THE STATE OF UTAH; DEFINING AND PROVIDING FOR THE MEMBERSHIP, EMPLOYEES, QUALIFICATIONS, TERMS OF OFFICE, POWERS, DUTIES, AND FUNCTIONS OF THE INSURANCE DEPARTMENT OF THE STATE OF UTAH UNDER THE SUPERVISION AND CONTROL OF THE BUSINESS

REGULATION COMMISSION; PROVIDING FOR THE REGULATION, SUPERVISION, AND LICENSING OF AGENTS, SOLICITORS, BROKERS, ADJUSTORS, AND SURPLUS LINE ENGAGING IN DOING ANY INSURANCE BUSINESS IN UTAH; FOR THE REGULATION AND SUPERVISION OF RATING ORGANIZATIONS AND THE MAKING, FILING, AND APPROVAL OF INSURANCE RATES AND THE EXCEPTIONS THERETO; FOR THE PROCEDURE ON HEARINGS AND APPEALS BEFORE THE INSURANCE DEPARTMENT AND THE BUSINESS REGULATION COMMISSION AND THE COURTS OF THIS STATE ON INSURANCE MATTERS: FOR MERGER, REHABILITATION, AND LIQUIDATION OF INSURANCE COMPANIES AND ASSOCIATIONS; DECLARING UNFAIR, DISCRIMINATORY AND ILLEGAL METHODS AND PRACTICES OF COMPETITION AND DOING BUSINESS AND THE PENALTIES THEREFOR: AND REPEALING CHAPTERS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, AND 14 OF TITLE 43, UTAH CODE ANNOTATED 1943, CHAPTERS 52,53, 54, 55, AND 56, LAWS OF UTAH 1943, AND ALL ACTS OR PARTS THEREOF IN CONFLICT WITH THE PROVISIONS HEREOF.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Midgley, the Senate concurred in the House amendments to *S. B. No. 34*.

S. B. No. 34 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Holbrook, Knight and McShane.

S. B. No. 34 was referred to the Committee on Revision and Enrolling to be engrossed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 165 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, the title was amended as follows:

Line 2, strike figures "$35,000" and insert in lieu thereof the figures "$65,000".

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

Page 1, strike all of Section 2 and insert in lieu thereof the following: "Section 2. The Public Welfare Commission of the State of Utah shall carry out the provisions of said act and shall, in cooperation with said board, study the causes of alcoholism, provide for the education thereon, and shall cooperate with alcoholics anonymous for the treatment of alcoholics, and may also cooperate with the State Superintendent of Public Instruction in carrying out the provisions of this Act."

Line 11, strike the word "Said" and insert in lieu thereof the word "The". After the word "board" insert the words "and the Public Welfare Commission".

Add the following new section: "Section 4. To carry out the functions of this act, there is hereby appropriated to the Public Welfare Commission out of the emergency relief fund the sum of $65,000 or so much thereof as may be necessary."

On motion of Senator Day, the rules were suspended and *S. B. No. 165* was read the third time and placed on its final passage.

S. B. No. 165 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Holbrook and Ward.

S. B. No. 165 was transmitted to the House.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

COMMUNICATIONS FROM THE HOUSE

March 6, 1947

Mr. President:

I am directed to inform your Honorable Body that on the 6th day of March, 1947, the Governor did veto, *H. B. No. 20*, by Messrs. Lunt and Holther, entitled, "AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES.", and the House, after considering said veto message, ordered said bill tabled.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 7, 1947

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. 123*, by Mr. Christensen, entitled, "AN ACT AMENDING SECTION 13-0-17, UTAH CODE ANNOTATED 1943, AUTHORIZING COUNTY RECORDERS TO DISPOSE OF CHATTEL MORTGAGES ON FILE TEN YEARS OR MORE, WHETHER OR NOT THE DEBT SECURED THEREBY HAS BEEN DISCHARGED.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 123 was read the first time and referred to the Committee on Judiciary.

March 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 128*, by Mr. Foote, entitled, "AN ACT REPEALING CHAPTER 10a, TITLE 79, UTAH CODE ANNOTATED

1943, AND ENACTING A NEW CHAPTER 79-10a DEFINING AND RELATING TO NARCOTIC DRUGS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 128 was read the first time and referred to the Committee on Health and Labor.

March 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 141*, by Messrs. Larson and Johnson, entitled, "AN ACT AMENDING SECTIONS 57-7-212 AND 57-7-213, UTAH CODE ANNOTATED 1943, RELATING TO THE USE OF FLARES OR OTHER WARNING DEVICES WHEN CERTAIN TYPES OF VEHICLES ARE DISABLED ON THE HIGHWAYS: DEFINING STANDARDS OF WARNING DEVICES, WHERE THEY SHALL BE PLACED; WHAT CONSTITUTES COMPLIANCE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 141 was read the first time and referred to the Committee on Highways.

March 7, 1947

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. 279*, by Messrs. Lunt and Holther, entitled, "AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 279 was read the first time.

On motion of Senator Jolley, the rules were suspended and *H. B. No. 279* was read the second time.

On motion of Senator Holbrook, the rules were suspended and *H. B. No. 279* was read the third time and placed on its final passage.

H. B. No. 279 then passed on the following roll call:

Ayes, 13; Nos, 8; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Gibbons, Holbrook, Houston, Jolley (explained vote), Jones, Knight, Lund, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Brockbank, Cowles, Day (explained vote), Farr, Fowles, Hirschi, McShane and Selvin.

Absent and not voting: Senators Elggren and Lamoreaux.

H. B. No. 279 was returned to the House.

March 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 266*, by Mr. Rees, entitled , "AN ACT RELATING TO AND PROVIDING FOR THE VALIDATING OF PROCEEDINGS HAD BY BOARDS OF COUNTY COMMISSIONERS IN CREATING SANITARY DISTRICTS AND AUTHORIZING REVENUE BONDS FOR THE ACQUISITION OF SANITARY SEWER FACILITIES; PROVIDING THAT SUCH PROCEEDINGS AND THE PROVISIONS THEREOF SHALL BE VALID AND ENFORCEABLE: AUTHORIZING THE ISSUANCE OF BONDS PURSUANT TO SUCH PROCEEDINGS, AND VALIDATING SUCH BONDS AND MAKING THEM NEGOTIABLE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 266 was read the first time and referred to the Committee on Judiciary.

March 6, 1947

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. 190*, by Bushnell Investigation Committee, entitled, "AN ACT AUTHORIZING THE STATE BOARD OF EXAMINERS TO ACCEPT CERTAIN PORTIONS OF BUSHNELL HOSPITAL FROM THE WAR ASSETS ADMINISTRATION OF THE UNITED STATES GOVERNMENT ON BEHALF OF THE STATE OF UTAH AND PRESCRIBING THE CONDITIONS THEREOF," and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Ward, the Senate concurred in the House amendments to *S. B. No. 190*.

S. B. No. 190 then passed on the following roll call:

Ayes, 20; Nos, 1; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Holbrook.

Absent and not voting: Senators Elggren and Lamoreaux.

S. B. No. 190 was referred to the Committee on Revision and Enrolling to be engrossed.

REPORTS OF SPECIAL COMMITTEES

March 5, 1947

Mr. A. F. Hopkin
President of the Senate
Capitol Building

Dear Sir:

Your Committee appointed to study building needs of the state and its institutions, together with a consideration of finances necessary

to provide for building needs, giving consideration to possible sources of revenue for building repairs and construction, begs to report as follows:

(1) Proposed sources of revenue.

(a) Surpluses available in the emergency relief fund and general fund, as proposed in pending legislation;

(b) Possible 2.4 mill property levy for general fund purposes;

(c) A possible increase in the sales tax from 2% to 3%;

(d) Possible loan from the Welfare Fund to the Building Fund, at a low interest rate, to be paid back over a period of 10 to 15 years;

(e) A possible bond issue, to be amortized over a 15-year period;

(f) Participation in federal programs in the case of educational institutions, possible under pending federal legislation, on approximately a 50-50 basis.

(g) A possible reduction in the working capital of the Liquor Control Commission of $1,000,000, providing merchandising is changed to bailment basis;

(h) Possible increase in the mine occupation tax;

(i) Possible increases in other general fund taxes.

It is felt that the legislature should consider the above sources with the view of determining the most readily accessible source and the one causing the least controversy in applying.

The following building repair and construction projects are listed, with the thought in mind of considering welfare projects financed from welfare funds, and other projects financed from other sources; therefore, the proposed schedule of building requirements are listed as follows:

1.	Building Repairs and Equipment State Industrial School	$ 350,000
2.	Building Repairs and Equipment State Hospital	100,000
3.	Building Repairs and Equipment Deaf and Blind School	185,000
4.	State Prison Building Construction	880,000

5. Welfare Institution Building Fund (Including Deaf and Blind and Adult Blind Schools) 1,485,000
or so much thereof as may be available from the Emergency Relief Fund transfers to the Reserve Building Fund after setting up amounts listed in Items 1 to 4, inclusive.

6. Building Repairs and Alterations

a.	University of Utah	105,000
b.	Snow College	40,000
c.	Branch Agricultural College	50,700
d.	Dixie College	25,000
e.	Carbon College	10,000
f.	Weber College	30,000
g.	U. S. A. C.	90,000
		$ 350,700

7. Building Construction, Garland Armory 3,000

8. Educational Institutions Building Fund 2,496,300
or so much thereof as may be available from the General Fund transfers to the Reserve Building Fund after setting up amounts listed in Items 6 and 7 above. Such amounts to be allocated according to the following schedule:

a.	University of Utah	$1,250,000
b.	U. S. A. C.	745,000
c.	Weber College	250,000
d.	Branch Agricultural College	121,000
e.	Carbon, Dixie, Snow Colleges	130,300

9. Pioneer Memorial Building ..... $ 150,000
providing the General Fund transfers to the Reserve Building Fund, equal $3,000,000.

In listing a lump sum for the welfare institutional fund, it is felt that the need or the determination of the project should be left to the discretion of the Building Board. In the case of the educational building projects, the allocation to each school has been based on the pro-

portion that each individual request bears to the total building request as submitted by the institutions. Any other allocation of the available building funds would appear to be without proper basis of allocation.

In view of the controversies surrounding the possibility of establishing a building fund and the determination of the amount available, your subcommittee presenting the above information does so with the hope that it will establish a working basis for final decision by the general committee.

Respectfully,

LORENZO ELGGREN,

H. GRANT VEST,

ORRICE C. McSHANE,

Committee for Buildings.

REPORTS OF STANDING COMMITTEES

March 6, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 204*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-7, UTAH CODE ANNOTATED 1943, PROVIDING FOR EMPLOYER EXPERIENCE RATING.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,

Chairman.

Report filed.

S. B. No. 204 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Senator Melich moved that *Senate Rule No. 100* be suspended.

A roll call on the vote being demanded the motion carried on the following vote:

Ayes, 14; Nos, 8; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Fowles, Gibbons, Hirschi Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich and Vest.

Those voting in the negative were: Senators Cowles, Day, Farr, Lamoreaux, Midgley, Selvin, Ward (explained vote) and Mr. President.

Absent and not voting: Senator Elggren.

INTRODUCTION OF BILLS

S. B. No. 248 By Messrs. Melich, Vest and Houston

AN ACT AMENDING SECTIONS 80-16-3 AND 80-16-25, UTAH CODE ANNOTATED 1943, PROVIDING FOR THE INCREASING OF THE USE TAX TO THREE PER CENT AND THE CREDITING OF ONE-THIRD OF THE REVENUE COLLECTED THEREUNDER TO THE UNIFORM SCHOOL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 249 By Messrs. Melich, Vest and Houston

AN ACT AMENDING SECTION 80-15-4, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 93, LAWS OF UTAH, 1943; AND AMENDING SECTION 80-15-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 111, LAWS OF UTAH 1945, AND BY SENATE BILL NO. 88 OF THE 1947 LEGISLATURE, PROVIDING FOR THE INCREASE OF THE SALES TAX TO THREE PER CENT AND THE CREDITING OF ONE-THIRD OF THE PROCEEDS THEREOF TO THE UNIFORM SCHOOL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Holbrook unanimous consent was given to the introduction of the following bills:

S. B. No. 250 By Messrs. Holbrook, Gibbons, Cowles and Jolley

AN ACT AMENDING SECTION 80-13-3, UTAH CODE ANNOTATED 1943, INCREASING THE RATE AND BASE OF CORPORATE FRANCHISE AND PRIVILEGE TAXES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 251 By Messrs. Holbrook, Gibbons, Cowles and Jolley

AN ACT AMENDING SECTION 80-14-2, UTAH CODE ANNOTATED 1943, INCREASING THE RATE OF INDIVIDUAL INCOME TAXES, was read the first time and referred to the Committee on Revision and Enrolling.

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 Vest, the bill was amended as follows:

Page 11, line 14, strike all after the word "all" and insert in lieu thereof the following: "employees required to hold certificates issued by the State Board of Education".

Strike all of lines 15 to 33, both inclusive.

Page 12, strike lines 1, 2 and 3.

S. B. No. 154 then passed on the following roll call:

Ayes, 19; Nos, 2; Absent, 2.

Those voting in the affirmative were: Senators Brockbank (explained vote), Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley (explained vote), Jones (explained vote), Knight, Lamoreaux, McShane (explained vote), Melich, Midgley, Selvin (explained vote), Ward and Mr. President (explained vote).

Those voting in the negative were: Senators Lund and Vest (explained vote).

Absent and not voting: Senators Elggren and Houston.

S. B. No. 154 was transmitted to the House.

S. B. No. 155 was read the third time and placed on its final passage.

S. B. No. 155 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Lund and Ward.

S. B. No. 155 was transmitted to the House.

S. B. No. 156 was read the third time and placed on its final passage.

S. B. No. 156 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Vest and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Lamoreaux, Lund, Selvin and Ward.

S. B. No. 156 was transmitted to the House.

S. B. No. 157 was read the third time and placed on its final passage.

S. B. No. 157 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward (explained vote), and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Holbrook, Knight and Lund.

S. B. No. 157 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 7, 1947

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 Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-8, UTAH CODE ANNOTATED 1943, AUTHORIZING THE COMMISSION ON ITS OWN INITIATIVE TO TERMINATE EMPLOYER COVERAGE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 207 was transmitted to the Governor.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 150 (rewritten) was read the second time.

On motion of Senator Day, the rules were suspended and *S. B. No. 150* was read the third time and placed on its final passage.

S. B. No. 150 (rewritten) then passed on the following roll call:

Ayes, 14; Nos, 1; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, McShane, Vest, Ward and Mr. President.

Voting in the negative was Senator Lund.

Absent and not voting: Senators Clegg, Cowles, Elggren, Fowles, Knight, Melich, Midgley and Selvin.

S. B. No. 150 (rewritten) was transmitted to the House.

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:

Ayes, 15; Nos, 5; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Cowles, Fowles, Gibbons, Hirschi (explained vote), Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin and Vest.

Those voting in the negative were: Senators Day, Farr, Holbrook, Midgley and Mr. President.

Absent and not voting: Senators Clegg, Elggren and Ward.

S. B. No. 164 was read the second time.

Committee report read and adopted.

On motion of Senator Vest, the rules were suspended and *S. B. No. 164* was read the third time and placed on its final passage.

S. B. No. 164 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Fowles, Midgley and Selvin.

S. B. No. 164 was transmitted to the House.

On motion of Senator Lamoreaux, the rules were suspended and *S. B. No. 148* was read the third time and placed on its final passage.

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

Page 2, line 7, change the semicolon to a period and before the word "except" insert the following: "In the event more than one race is held in a single county in a single year, there must be a minimum lapse of 20 days between such races. Not more than one meet may be held in any city or town or on any one track in one calendar year.".

S. B. No. 148 then passed on the following roll call:

Ayes, 15; Nos, 5; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin and Vest.

Those voting in the negative were: Senators Day, Farr, Holbrook, Lund and Mr. President.

Absent and not voting: Senators Elggren, Fowles and Ward.

S. B. No. 148 was transmitted to the House.

S. B. No. 9 was read the second time.

Committee report read and adopted.

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

Page 3, line 19, change "Covenor" to "Governor".

Page 4, line 8, strike the figures "$4,800.00" and in lieu thereof insert the figures "$4,500.00".

Page 5, line 13, after the word "fund" insert the words "of not to exceed $25,000".

Line 14, strike the figure "50" and insert the figure "25".

Line 23, strike the word "be".

S. B. No. 9 was placed on the Third Reading Calendar on the following roll call:

Ayes, 12; Nos, 5; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Hirschi, Houston (explained vote), Jolley (explained vote), Knight, Melich (explained vote), Midgley (explained vote), Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Gibbons, Holbrook, Jones and Selvin.

Absent and not voting: Senators Elggren, Fowles, Lamoreaux, Lund, McShane and Vest.

On motion of Senator Hirschi, *S. B. No. 9* was made a Special Order of Business for March 10, 1947, at 4:00 p.m.

S. B. No. 68 was read the second time.

Committee report read and adopted.

On motion of Senator Hirschi, the rules were suspended and *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:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest Ward and Mr. President.

Absent and not voting: Senators Elggren, Fowles, Lamoreaux, and Lund.

S. B. No. 68 was transmitted to the House.

S. B. No. 160 was read the second time.

Committee report read and adopted.

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

Page 2, line 5, change "Commissioin" to "Commission".

S. B. No. 160 was placed on the Third Reading Calendar on the following roll call:

Ayes, 15; Nos, 1; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg (explained vote) Cowles, Gibbons (explained vote), Hirschi (explained vote), Holbrook (explained vote), Houston, Jolley (explained vote), Knight (explained vote), Lund, Melich, Midgley, Selvin, Ward and Mr. President.

Voting in the negative was Senator Day.

Absent and not voting: Senators Elggren, Farr, Fowles, Jones, Lamoreaux, McShane and Vest.

COMMUNICATIONS FROM THE HOUSE

March 7, 1947

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. 28*, by Messrs. Holbrook and Melich, entitled, "AN ACT AMENDING SECTION 105-18-16, UTAH CODE ANNOTATED 1943, RELATING TO DELIBERATIONS OF THE GRAND JURY, THE APPOINTMENT OF A CLERK, THE TAKING OF MINUTES, AND THE FINAL DISCHARGE OF SAID GRAND JURY AND REPEALING SECTIONS 105-18-3, 105-18-4, 105-18-5, 105-18-6, 105-18-7, 105-18-8, 105-18-9, 105-18-10, AND 105-18-11, UTAH CODE ANNOTATED 1943.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 28 was transmitted to the Governor.

March 7, 1947

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. 204*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-7, UTAH CODE ANNOTATED 1943, PROVIDING FOR EMPLOYER EXPERIENCE RATING.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 204 was transmitted to the Governor.

March 7, 1947

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. 208*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 42-2a-11.10, UTAH CODE ANNOTATED 1943, AUTHORIZING THE INDUSTRIAL COMMISSION TO DESTROY OBSOLETE RECORDS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 208 was transmitted to the Governor.

The President of the Senate recognized former Senator David F. Smith who spoke briefly.

On motion of Senator Knight, the Senate adjourned until March 10, 1947, at 10:00 a.m.

FIFTY-SEVENTH DAY

MORNING SESSION

March 10, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

March 10, 1947

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,

WARWICK C. LAMOREAUX,
CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 7, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *Senate Bill No. 33* by Messrs. Hopkin, Holbrook, Hirschi, Melich, Farr, Fowles, Houston, and Day, entitled, "AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE COUNCIL; PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE: PROVIDING FOR THE COUNCIL'S OPERATION, FUNCTIONS, AND MAINTENANCE."

Yours very truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 8, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *S. B. No. 205* by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee providing for a change in the benefit formulae to relate benefits to the individual's work history.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 8, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *S. B. No. 206*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, defining qualifying wages.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 7, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State, *S. B. No. 50*, by Messrs. Elggren and Melich, entitled, "AN ACT AMENDING SECTIONS 93-1-1 and 93-1-2, UTAH CODE ANNOTATED 1943, PERTAINING TO CIGARETTE (AND OLEOMARGARINE DEALERS') LICENSES AND DELETING THE PROVISION OF LICENSE AND LICENSE FEE FOR VENDORS OF OLEOMARGARINE.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 245*, by Messrs. Browne, Olson, Warner, Holther, Clark, entitled, "AN ACT PROVIDING FOR THE METHOD OF APPOINTMENT OF MEMBERS OF BIPARTISAN BOARDS, COMMISSIONS AND ADVISORY COUNCILS; REPEALING ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 245 was read the first time and referred to the Sifting Committee.

March 7, 1947

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. 279*, by Messrs. Lunt and Holther, entitled, "AN ACT AMENDING SECTION 15-7-48, UTAH CODE ANNOTATED 1943, RELATING TO LIEN OF SPECIAL ASSESSMENTS AND MAKING IT EQUAL TO LIEN FOR GENERAL TAXES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 279 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 7, 1947

Mr. President:

I am directed to inform your Honorable Body that on the 7th day of March, 1947, the Governor did veto, *H. B. No. 140*, by Messrs. Browne, Davis, Clark, Cannon and Anderson, entitled, "AN ACT CREATING A JOINT LEGISLATIVE BUDGET COMMITTEE COM-

POSED OF FIVE MEMBERS OF THE STATE HOUSE OF REPRESENTATIVES AND FIVE MEMBERS OF THE STATE SENATE; TO STUDY FUND AND BUDGET REQUIREMENTS OF THE STATE OF UTAH AND ALL OF ITS DEPARTMENTS AND INSTITUTIONS; TO REPORT FINDINGS AND RECOMMENDATIONS TO ENSUING LEGISLATURE; WITH A VIEW OF REDUCING COST OF STATE GOVERNMENT AND SECURING GREATER EFFICIENCY; AND DEFINING THE DUTIES AND POWERS OF SAID COMMITTEE, AND APPROPRIATING $40,000 TO CARRY OUT THE PROVISIONS OF THIS ACT.", and the House, after considering said veto message, ordered said bill tabled.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 7, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 244*, by Messrs. Browne, Olson, Warner, Holther and Clark, entitled, "AN ACT AMENDING SECTION 76A-0-1, UTAH CODE ANNOTATED 1943, RELATING TO AND PROVIDING THE METHOD OF FILLING THE OFFICE OF GOVERNOR, WHERE PERSON DULY ELECTED DIES BEFORE BEING QUALIFIED; PROVIDING METHOD OF FILLING OFFICE OF GOVERNOR AND OTHER STATE OFFICES, WHERE PERSON ELECTED FAILS TO QUALIFY; PROVIDING FOR ELECTION OF SUCH OFFICERS AT THE NEXT GENERAL ELECTION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate ordered that bills received from the House be referred directly to the Sifting Committee for the balance of the session.

H. B. No. 244 was read the first time and referred to the Sifting Committee.

Senator Farr moved that all bills not reported by Standing Committees be lifted from them and referred to the Sifting Committee.

Motion passed.

REPORTS OF STANDING COMMITTEES

March 10, 1947

Mr. President:

Your Committee on Revision and Enrolling, reports back *S. B. No. 249*, by Messrs. Melich, Vest, and Houston, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 249 was ordered printed and referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 121*, by Messrs. Melich, Ward, Jones and Vest, entitled, "AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER AND POWER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 209*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 51, LAWS OF UTAH 1943, DEFINING 'WAGES'," examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 209 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 7, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 190*, by Bushnell Investigation Committee, entitled, "AN ACT AUTHORIZING THE STATE BOARD OF EXAMINERS TO ACCEPT CERTAIN PORTIONS OF BUSHNELL HOSPITAL FROM THE WAR ASSETS ADMINISTRATION OF THE UNITED STATES GOVERNMENT ON BEHALF OF THE STATE OF UTAH AND PRESCRIBING THE CONDITIONS THEREOF", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 6, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which was referred *S. B. No. 182*, by Committee on Highways, entitled, "AN ACT AMENDING SECTIONS 36-1-29, 36-1-30 AND 36-1-31, UTAH CODE ANNO-

TATED 1943, LIMITING THE MAXIMUM DIMENSIONS AND WEIGHTS OF VEHICLES AND COMBINATIONS OF VEHICLES DRIVEN OR MOVED ON ANY HIGHWAY.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
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 7, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *H. B. No. 128*, by Mr. Foote, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

H. B. No. 128 was referred to the Sifting Committee.

March 6, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 248*, by Messrs. Melich, Vest, and Houston, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 248 was ordered printed and referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Health and Labor to which was referred *H. B. No. 171*, by Mr. Browne, has carefully considered said bill and reports the same out favorably.

Respectfully,

TAYLOR P. BROCKBANK,
Chairman.

Report filed.

H. B. No. 171 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 266*, by Mr. Rees, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 266 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 123*, by Mr. Christensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 123 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 38*, by Messrs. Bunce and Paxton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 38 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 108*, by Mr. Erekson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 108 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 143*, by Mr. Lewis at the request of the Utah State Bar Association, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 143 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 144*, by Mr. Lewis at the request of the Utah State Bar Association, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 144 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 145*, by Mr. Lewis at the request of the Utah State Bar Association, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 145 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 146*, by Mr. Lewis at the request of the Utah State Bar Association, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 146 was referred to the Sifting Committee.

March 7, 1947

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 248*, by Messrs. Paxton and Christensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WARWICK C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 248 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 7, 1947

Mr. President:

Your Sifting Committee hereby reports the following bills for consideration of the Senate:

H. B. No. 150, S. J. R. No. 16, S. J. R. No. 17, S. J. R. No. 2, S. B. No. 83, S. B. No. 96, S. B. No. 77, S. B. No. 80, S. B. No. 248, and S. B. No. 90.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

SPECIAL ORDER

H. B. No. 186, being a Special Order of Business, was before the Senate.

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

Page 2, strike all of lines 5 to 16, both inclusive.

H. B. No. 186 then passed on the following roll call:

Ayes, 12; Nos, 9; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Hirschi, Holbrook, Houston, Jolley, Lund, McShane, Melich, Midgley, Vest and Mr. President.

Those voting in the negative were: Senators Day, Farr, Fowles, Gibbons, Jones, Knight, Lamoreaux, Selvin and Ward.

Absent and not voting: Senators Cowles and Elggren.

H. B. No. 186 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 173 was read the third time and placed on its final passage.

S. B. No. 173 then passed on the following roll call:

Ayes, 14; Nos, 5; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, McShane, Melich, Vest and Mr. President.

Those voting in the negative were: Senators Farr, Lund, Midgley, Selvin and Ward.

Absent and not voting:Senators Cowles, Elggren, Holbrook and Lamoreaux.

S. B. No. 173 was transmitted to the House.

S. B. No. 159 was read the third time and placed on its final passage.

On motion of Senator Fowles, the title was amended as follows:

Line 13, strike the figures "$35,000" and insert the figures "$20,000".

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

Page 7, line 16, after the word "State" insert the words "or city".

S. B. No. 159 then failed of passage on the following roll call:

Ayes, 9; Nos, 11; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Farr, Fowles, Gibbons, Knight, Lamoreaux, Lund, Midgley and Selvin.

Those voting in the negative were: Senators Clegg, Day, Hirschi, Holbrook, Houston, Jolley, Jones, McShane, Melich (explained vote), Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren and Vest.

S. B. No. 159 was filed.

On motion of Senator Holbrook, the Secretary was directed to communicate with the Governor requesting the return to the Senate of *S. B .No. 197* for further consideration.

S. B. No. 160 was read the third time and placed on its final passage.

S. B. No. 160 then failed of passage on the following roll call:

Ayes, 9; Nos, 8; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Gibbons, Jolley, Jones (explained vote), Knight, Midgley, Selvin and Mr. President.

Those voting in the negative were: Senators Day, Fowles, Hirschi, Holbrook, Houston, Lamoreaux (explained vote), Melich and Ward.

Absent and not voting: Senators Cowles, Elggren, Farr, Lund, McShane and Vest.

S. B. No. 160 was filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 150 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook, the rules were suspended and *H. B. No. 150* was read the third time and placed on its final passage.

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

Page 1, line 7, strike the words "any other domestic".

Page 2, line 26, strike the words "any other domestic".

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

Page 1, line 6, after the word "protect" insert the word "sheep".

Line 8, change the word "mained" to "maimed".

Page 2, line 5 after the word "owning" insert the word "sheep".

Line 13, after the word "graze" insert the word "sheep".

Line 17, before the word "mail" insert the words "registered return receipt".

Line 25, after the word "protect" insert the word "sheep".

Line 26, strike the words "any other domestic".

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

Page 2, line 14, strike the words "or other domestic animals".

H. B. No. 150 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Fowles, Lund and Selvin.

H. B. No. 150 was returned to the House.

On motion of Senator Melich, *S. J. R. No. 16* was temporarily passed and it held its place on the Second Reading Calendar.

On motion of Senator Midgley, *S. J. R. No. 17* was temporarily passed and it held its place on the Second Reading Calendar.

S. J. R. No. 2 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook, the rules were suspended and *S. J. R. No. 2* was read the third time and placed on its final passage.

S. J. R. No. 2 then passed on the following roll call, two-thirds of the members of the Senate voting in favor thereof.

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Farr.

Absent and not voting: Senator Elggren.

S. J. R. No. 2 was transmitted to the House.

Senator Lamoreaux moved that the Senate reconsider the vote by which *S. B. No. 160* failed of passage.

Motion carried.

Senator Hirschi moved that for the remainder of the day the Senate consider Senate Bills and that starting tomorrow morning at 10:00 a.m. the Senate consider House Bills.

Motion carried.

PRESENTATION OF RESOLUTIONS

With unanimous consent, the following Joint Resolution was presented.

S. J. R. No. 22 By Messrs. Holbrook and Day

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH AUTHORIZING THE LEGISLATIVE COUNCIL TO INVESTIGATE THE REQUIREMENTS FOR REVENUE AND THE SOURCES THEREOF FOR CITIES IN THE STATE OF UTAH AND TO PREPARE RECOMMENDATIONS FROM SAID STUDY AND PROPOSED LEGISLATIVE ENACTMENT, was read the first time and referred to the Committee on Revision and Enrolling.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

COMMUNICATONS FROM THE GOVERNOR

March 10, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 181*, by Mr. Holbrook, which is an act providing for the equit-

able distribution among the various junior colleges, the University of Utah, and the Utah State Agricultural College of the monies for the common costs of such state-supported institutions of higher education, etc.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 10, 1947

To the Senate
Building

Gentlemen:

I am returning for your consideration *S. B. No. 197*, by Mr. Holbrook, which is an act appropriating $1,940,000.00 to the Public Welfare Commission, and ask that you give consideration to the opinion from the Attorney General's office which is attached thereto.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

On motion of Senator Holbrook, *S. B. No. 197* was made a Special Order of Business for 7:00 p.m. this evening.

COMMUNICATIONS FROM THE HOUSE

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 3*, by Messrs. Bonacci and Olson, entitled, "AN ACT APPROPRIATING $25,000.00 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UNIFORM SCHOOL FUND FOR THE CONSTRUCTION OF AN ATHLETIC FIELD AT CARBON COLLEGE AT PRICE, UTAH".

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 49*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-6-2, UTAH CODE ANNOTATED 1943, RELATING TO THE PREPARATION BY THE COUNTY CLERK OF SAMPLE BALLOTS, AND PROVIDING FOR THE PUBLICATION OF THE SAME."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 64*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-3-43, UTAH CODE ANNOTATED 1943, RELATING TO PARTY CONVENTIONS FIXING THE TIME AND PUBLICATION OF NOTICE THEREOF."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 67*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 36-2-11, UTAH CODE ANNOTATED 1943, RELATING TO IMPROVEMENT OF HIGHWAYS, MAKING OF PLANS, MANNER AND TIME OF ADVERTISING FOR BIDS AND AWARDING OF CONTRACTS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1947, approve and transmit to the Secretary of State, *H. B. No. 68*, by Mr. Browne, entitled, "AN ACT AMENDING SECTION 25-11-1, UTAH CODE ANNOTATED 1943, RELATING TO NOMINATION BY PRIMARY, METHOD OF ANNOUNCEMENT BY CANDIDATE, PETITION, REQUIREMENTS, AND PUBLICATION OF NOTICE THEREOF, BALLOTS, RETURNS AND CANVASS."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 7, 1947

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. 99*, by Mr. Anderson, entitled, "AN ACT AUTHORIZING THE CONSTRUCTION OF NATIONAL GUARD ARMORIES AT ST. GEORGE, PAYSON, PLEASANT GROVE, LEHI, VERNAL, MURRAY, PROVO, SPRINGVILLE, AMERICAN FORK, OREM, BEAVER AND BOUNTIFUL, UTAH, AUTHORIZING THE SALE OF THE PRESENT EXISTING ARMORIES AT BOUNTIFUL AND PROVO AND APPROPRIATING THE FUNDS RECEIVED FROM SUCH SALE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 99 was read the first time and referred to the Sifting Committee.

March 10, 1947

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. 129*, by Messrs. Robson, Lee, Whiting and Brinkerhoff, entitled, "AN ACT RELATING TO THE STATE BOARD OF AGRICULTURE, AND ITS POWERS

AND DUTIES RELATIVE TO THE CONTROL AND ERADICATION OF TUBERCULOSIS AND BANG'S DISEASE AMONG THE LIVESTOCK AND DOMESTICATED ANIMALS OF THE STATE OF UTAH AND APPROPRIATING THEREFOR.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 129 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 195*, by Messrs. Allred, Holther, and Humphrey, entitled, "AN ACT REPEALING SECTION 82C-1-19, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF A DIVISION OF WATER AND IRRIGATION WITHIN THE DEPARTMENT OF ENGINEERING.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 195 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 203*, by Messrs. Cannon and Browne, entitled, "AN ACT AMENDING SECTION 18-7-8, UTAH CODE ANNOTATED 1943, AUTHORIZING CORPORATIONS SOLE TO DESIGNATE, BY CERTIFICATE TO BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, AGENTS WITH AUTHORITY TO SIGN DEEDS AND OTHER INSTRUMENTS OF WRITING FOR AND ON BE-

HALF OF SUCH CORPORATIONS AND PRESCRIBING THE MANNER BY WHICH SUCH DESIGNATIONS OF AUTHORITY SHALL BE MADE AND REVOKED.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 203 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 211*, by Mrs. Jack, entitled, "AN ACT AMENDING SECTION 35-2-20, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 53, LAWS OF UTAH 1945, RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS AND PROVIDING THAT THE STATE DEPARTMENT OF PUBLIC WELFARE SHALL HAVE ACCESS TO SUCH RECORDS TO INVESTIGATE VIOLATION OF THE LAWS FOR PLACEMENT AND ADOPTION OF CHILDREN.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 211 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 214*, by Mrs. Jack, entitled, "AN ACT RELATING TO BOARDNG AND/OR CONVALESCENT HOMES FOR THE AGED AND INFIRM; DEFINING 'BOARDING HOME FOR THE AGED AND INFIRM;' PROVIDING FOR THE LICENSING AND REGULATING OF SUCH HOMES BY THE PUBLIC WELFARE DEPARTMENT OF UTAH; PROVIDING FOR ESTABLISH-

ING SUCH RULES AS MAY BE NECESSARY TO CARRY OUT THE PROVISIONS OF THIS ACT; PROVIDING FOR A PRESCRIBED RECORD TO BE KEPT, ACCORDING TO THE PRESCRIBED FORM AND MANNER, BY THE OWNER OR MANAGER OF SUCH HOMES; PROVIDING FOR INSPECTION OF PREMISES UPON REQUEST AND REPORT BY THE STATE DEPARTMENT OF HEALTH; MAKING IT THE DUTY OF THE PUBLIC WELFARE COMMISSION TO GIVE INFORMATION CONCERNING MINIMUM REQUIREMENTS AND CONCERNING NEED FOR SUCH HOMES IN ANY GIVEN COMMUNITY; AND PROVIDING FOR A PENALTY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 214 was read the first time and referred to the Sifting Committee.

REPORTS OF STANDING COMMITTEES

March 10, 1947

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 238*, by Mr. Cowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT MIDGLEY,
Chairman.

Report filed.

S. B. No. 238 was referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. C. M. No. 4*, by Mrs. Jack, has carefully considered said memorial and reports the same out favorably with the recommendation that it be considered immediately by the Senate.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. C. M. No. 4 was referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Welfare, to which was referred *H. C. M. No. 5*, by Mrs. Jack, has carfeully considered said memorial and reports the same out favorably with the recommendation that it be considered immediately by the Senate.

Respectfully,

SOL J. SELVIN,
Chairman.

Report filed.

H. C. M. No. 5 was referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 178*, by Mr. Fowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

J. WELTON WARD,
Chairman.

Report filed.

S. B. No. 178 was referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 141*, by Messrs. Larson and Johnson, has considered said bill carefully and reports the same out favorably.

Respectfully,

CLAUD HIRSCHI,
Chairman.

Report filed.

H. B. No. 141 was referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 251*, by Messrs. Holbrook, Gibbons, Cowles, and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 251 was ordered printed and referred to the Sifting Committee.

March 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 250*, by Messrs. Holbrook, Gibbons, Cowles, and Jolley, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 250 was ordered printed and referred to the Sifting Committee.

PRESENTATION OF MEMORIALS

With unanimous consent, the following memorial was presented:

S. C. M. No. 4 By Mr. Selvin

A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEE OF THE CONGRESS OF THE UNITED STATES OF AMERICA AND TO THE SECRETARY OF WAR URGING THE USE OF CERTAIN LAND AND THE TRANSFER OF CERTAIN BUILDINGS AT THE TOOELE ORDNANCE DEPOT AT TOOELE, UTAH TO THE STATE DEPARTMENT OF PUBLIC WELFARE, was read the first time.

On motion of Senator Selvin, the rules were suspended and *S. C. M.*

No. 4 was read the second and third times and placed on its final passage.

S. C. M. No. 4 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Hirschi, Houston, Jolley, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Elggren, Fowles, Gibbons, Holbrook, Jones and Ward.

S. C. M. No. 4 was transmitted to the House.

UNFINISHED BUSINESS

S. B. No. 160 was before the Senate.

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

Page 1, line 16, after the word "authorized" insert the words "as provided by law".

S. B. No. 160 then passed on the following roll call:

Ayes, 16; Nos, 5; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Cowles, Farr, Fowles, Gibbons, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward (explained vote) and Mr. President.

Those voting in the negative were: Senators Clegg, Day, Hirschi, Holbrook and McShane.

Absent and not voting: Senators Elggren and Houston.

S. B. No. 160 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 16 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 16* was read the third time and placed on its final passage.

On motion of Senator Midgley the resolution was amended as follows:

Page 1, line 6, change comma to a period and strike the balance of the line. Strike all of lines 7 and 8 and to and including the period on line 9.

On motion of Senator Day, the resolution was amended as follows:

Page 1, line 15, strike "apoint" and insert in lieu thereof "appoint".

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

Page 2, line 4, strike the deletion marks.

Line 5, strike the first set of deletion marks and strike the underscoring under the word "or".

Line 11, strike the deletion marks and the underscoring under the word "monthly".

Line 12, strike the underscoring and deletion marks.

Line 13, strike both sets of deletion marks and the underscoring.

Line 19, strike the underscoring and deletion marks.

S. J. R. No. 16 then passed on the following roll call, two-thirds of the members of the Senate voting in favor thereof:

Ayes, 17; Nos, 5; Absent, 1.

Those voting in the affirmative were: Senators Brockbank (explained vote), Clegg, Cowles, Day, Farr, Fowles, Hirschi, Houston, Jolley, Jones, Lamoreaux, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Gibbons, Holbrook, Knight, Lund and McShane (explained vote).

Absent and not voting: Senator Elggren.

S. J. R. No. 16 was transmitted to the House.

S. J. R. No. 17 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 17* was read the third time and placed on its final passage.

S. J. R. No. 17 then passed on the following roll call, two-thirds of the members of the Senate voting in favor thereof:

Ayes, 18; Nos, 3; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Hirschi, Houston, Jolley, Jones, Knight (explained vote), Lamoreaux, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Gibbons, Holbrook and Lund.

Absent and not voting: Senators Elggren and McShane.

S. J. R. No. 17 was transmitted to the House.

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

Committee report read and adopted.

On motion of Senator Hirschi, the title was amended as follows:

Line 4, insert a period after the word "BURDEN" and strike the balance of the line and all of lines 5 and 6.

On motion of Senator Hirschi, the memorial was amended as follows:

Page 2, strike all of Section 2 and change "Section 3" to "Section 2".

On motion of Senator Hirschi, the rules were suspended and *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:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Cowles, Farr, Fowles, Hirschi, Holbrook, Jolley, Jones, Knight (explained vote), Lamoreaux, Midgley (explained vote), Selvin, Vest (explained vote) and Mr. President.

Those voting in the negative were: Senators Clegg, Day, Gibbons (explained vote), Houston, Lund, McShane and Melich.

Absent and not voting: Senators Elggren and Ward.

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

On motion of Senator Holbrook, the enacting clause of *S. B. No.* 83 was struck.

S. B. No. 96 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *S. B. No. 96* was read the third time and placed on its final passage.

S. B. No. 96 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg (explained vote), Cowles, Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Elggren, Farr, Hirschi, Lamoreaux, McShane, Midgley and Ward.

S. B. No. 96 was transmitted to the House.

S. B. No. 77 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, *S. B. No. 77* was passed and it retained its place on the Second Reading Calendar.

S. B. No. 80 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 80* was read the third time and placed on is final passage.

S. B. No. 80 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Farr, Midgley and Selvin.

S. B. No. 80 was transmitted to the House.

On motion of Senator Melich, *S. B. No. 248* was referred back to the Sifting Committee.

On motion of Senator Knight, *S. B. No. 90* was temporarily passed and it retained its place on the Second Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

March 10, 1947

Mr. President:

The Sifting Committee reports for the consideration of the Senate the following Senate Bills:

161, 162, 192, 193, 194, 175, 125, 126, 127, 128, 241, 119, and 120.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 161 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 161* was read the third time and placed on its final passage.

S. B. No. 161 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest and Mr. President.

Absent and not voting:Senators Elggren, Houston, Midgley and Ward.

S. B. No. 161 was transmitted to the House.

S. B. No. 162 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. 162* was read the third time and placed on its final passage.

S. B. No. 162 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Ward (explained vote) and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Houston, Midgley and Vest.

S. B. No. 162 was transmitted to the House.

S. B. No. 192 was read the second time.

On motion of Senator Day, the enacting clause of *S. B. No. 192* was struck.

S. B. No. 193 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 193* was read the third time and placed on its final passage.

S. B. No. 193 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Hirschi, Knight, Melich, Midgley, Selvin and Vest.

S. B. No. 193 was transmitted to the House.

S. B. No. 194 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 194* was read the third time and placed on its final passage.

S. B. No. 194 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Hirschi, Knight, Melich, Midgley and Selvin.

S. B. No. 194 was transmitted to the House.

SPECIAL ORDER

S. B. No. 9, being a Special Order of Business, was before the Senate on Third Reading.

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

Page 4, line 8, strike the figures "$4,500.00" and insert "$4,000.00".

S. B. No. 9 then passed on the following roll call:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Cowles, Farr, Holbrook, Houston, Knight, Lamoreaux, Lund, McShane (explained vote), Melich, Midgley, Selvin, Ward and Mr. President.

Those voting in the negative were: Senators Clegg, Day (explained vote), Fowles, Gibbons, Jolley, Jones and Vest.

Absent and not voting: Senators Elggren and Hirschi.

S. B. No. 9 was transmitted to the House.

On motion of Senator Holbrook, the enacting clause of *S. B. No. 77* was struck.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 175 was read the second time.

Committee report read and adopted.

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

Page 1, line 5, strike "seperate" and insert "separate".

On motion of Senator Holbrook, 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:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank (explained vote), Cowles, Day (explained vote), Farr, Fowles, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, Midgley, Selvin and Vest.

Those voting in the negative were: Senators Clegg, Gibbons, Hirschi, Jolley, McShane, Melich and Mr. President.

Absent and not voting: Senators Elggren and Ward.

S. B. No. 175 was transmitted to the House.

S. B. No. 125 was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Vest and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Lamoreaux, Selvin and Ward.

S. B. No. 125 was transmitted to the House.

S. B. No. 126 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the title was amended as follows:

Line 3, strike "CO-OPERTIVE" and insert "CO-OPERATIVE".

On motion of Senator Melich, the title was amended as follows:

Line 4, change the period to a comma and add the following "AND IN CONNECTION THEREWITH TO MODIFY THE TERM AND PROVISIONS OF STATE LEASES".

On motion of Senator Day, 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:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Hirschi, Lamoreaux and Ward.

S. B. No. 126 was transmitted to the House.

S. B. No. 127 was read the second time.

Committee report read and adopted.

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

Page 1, line 8, strike the deletion marks and underscoring.

Strike underscoring in lines 9, 10, 11 and 12.

Line 12, insert a comma after the word "instrument".

On motion of Senator Day, the rules were suspended and *S. B. No. 127* was read the third time and placed on its final passage.

On motion of Senator Melich, the title was amended as follows:

Line 3, strike the word "OF" and insert "ON".

Line 4, change the period to a comma and insert the following: "AND TO THE ACREAGE LIMITATION WITH RESPECT THERETO AND PROVIDING AN EXCEPTION AS TO LANDS WITHIN OIL AND GAS COOPERATIVE OR UNIT PLANS."

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

Page 1, line 4, after the word "State" insert a comma and the following: "not exceeding in the aggregate 15,360 acres to any one person,".

Line 20, after the period, add the following: "All State mineral leases heretofore or hereafter included in any cooperative or unit plans of oil and gas development or operation in which the State Land Board has joined or shall hereafter join on behalf of the State of Utah are and shall be excepted in determining the acreage leased to any one person under the acreage limitation now or heretofore provided by this section.

"Section 2. This Act shall take effect upon approval."

S. B. No. 127 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren and Lamoreaux.

S. B. No. 127 was transmitted to the House.

S. B. No. 128 was read the second time.

Committee report read and adopted.

On motion of Senator Melich, the rules were suspended and *S. B. No. 128* was read the third time and placed on its final passage.

S. B. No. 128 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lund, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Fowles, Jolley, Lamoreaux, McShane, Vest and Ward.

S. B. No. 128 was transmitted to the House.

On motion of Senator Day, the enacting clause on *S. B. No. 81* was struck.

COMMUNICATIONS FROM THE HOUSE

March 10, 1947

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 7, 1947, and passed *H. B. No. 91*, by Revenue and Taxation Committee, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-7-13, UTAH CODE ANNOTATED 1943, RELATIN TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESS-

MENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 10, 1947

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. 196*, by Messrs. Allred, Holther and Humphrey, entitled, "AN ACT AMENDING SECTIONS 100-2-4, 100-3-3 AND REPEALING 100-5-9, UTAH CODE ANNOTATED 1943, AND AMENDING SECTION 100-5-13, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 134, LAWS OF UTAH 1945, RELATING TO WATER AND WATER RIGHTS AND THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE TO THE APPROPRIATION, ADMINISTRATION AND DISTRIBUTION THEREOF; AND AMENDING CHAPTER 3, TITLE 100, UTAH CODE ANNOTATED 1943, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS 100-3-28, RELATING TO REPLACEMENT WELLS, AND AMENDING CHAPTER 5, TITLE 100, UTAH CODE ANNOTATED 1943, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTION 100-5-15, PERMITTING FILING AND RECORDING OF CLAIMS TO SURFACE WATER, SECTION 100-5-16, PERTAINING TO THE REPORTS TO THE STATE ENGINEER BY PUBLICLY OWNED UTILITIES, AND SECTION 100-5-17, PERMITTING THE STATE ENGINEER TO DETERMINE THE WATERSHED TO WHICH A PARTICULAR SOURCE IS TRIBUTARY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 196 was read the first time and referred to the Sifting Committee.

March 7, 1947

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. 187*, by Messrs. Bunce and Frost, entitled, "AN ACT AMENDING SECTIONS 25-6-5,

25-6-19, 25-6-20, 25-6-21, AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING AND THE METHOD OF COUNTING THE BALLOTS, AND REPEALING SECTION 25-8-1, UTAH CODE ANNOTATED, 1943," and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 187 was read the first time and referred to the Sifting Committee.

March 10, 1947

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. 258*, by Messrs. Whiting and Cannon, entitled, "AN ACT AUTHORIZING FINANCE COMPANIES TO WRITE MOTOR VEHICULAR INSURANCE SUBJECT TO CERTAIN RESTRICTIONS AND LIMITING TO TYPES OF INSURANCE TO BE SOLD; AUTHORIZING THE COMMISSIONER OF INSURANCE TO MAKE RULES AND REGULATIONS GOVERNING THE SAME; PROVIDING EXCEPTION TO THE GENERAL INSURANCE CODE AS APPLIED TO SUCH COMPANIES, AND REQUIRING THE APPROVAL OF RATES AND POLICIES BY INSURANCE COMMISSIONER PRIOR TO ISSUANCE OR SALE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 258 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 197*, by Messrs. Allred, Holther and Humphrey, entitled, "AN ACT AMENDING CHAPTER 142, SECTION 10, LAWS OF UTAH 1945, RELATING TO REVOLVING FUNDS AND THEIR REVERSION TO THE GENERAL FUND; AND EX-

EMPTING FROM THIS ACT THE FUND APPROPRIATED TO THE STATE ENGINEER UNDER SECTION 100-4-20, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 197 was read the first time and referred to the Sifting Committee.

March 10, 1947

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. 241*, by Messrs. Whiting, Kerr, Durham, Stone and Frost, entitled, "AN ACT PROHIBITING THE ORGANIZATION OF FRATERNITIES, SORORITIES OR OTHER SECRET OR EXCLUSIVE SOCIETIES IN UTAH WHOSE MEMBERSHIP COMPRISES IN WHOLE OR IN PART PUPILS ENROLLED IN PUBLIC ELEMENTARY, JUNIOR HIGH, HIGH SCHOOL OR SENIOR HIGH SCHOOLS; PROHIBITING SOLICITATION OF MEMBERSHIP TO, OR THE JOINING OF SAID SOCIETIES; PROVIDING DEFINITION OF FRATERNITIES, SORORTIES OR OTHER SECRET SOCIETIES; REQUIRING ENFORCEMENT OF THIS ACT BY AND THROUGH THE DISTRICT BOARDS OF EDUCATION; PENALTIES; AND REPEALING ALL ACTS IN CONFLICT THEREWITH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 241 was read the first time and referred to the Sifting Committee.

March 7, 1947

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 Messrs. Browne, Olson, Warner, Holther, and Clark, entitled, "AN ACT AMENDING SECTION 19-5-21, UTAH CODE ANNOTATED 1943, RELATING TO POWERS AND DUTIES OF COUNTY COMMIS-

SIONERS AND PROVIDING THE METHOD AND TIME FOR FILLING VACANCIES IN COUNTY, DISTRICT OR PRECINCT OFFICES AND DEFINING VACANCY IN OFFICE.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 243 was read the first time and referred to the Sifting Committee.

March 10, 1947

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. 280*, by Appropriations Committee, entitled, "AN ACT PROVIDING THAT THE APPROPRIATION PROVIDED BY SECTION 12, ITEM 164 OF THE APPROPRIATIONS ACT OF 1947 SHALL HAVE PRIORITY OVER THE APPROPRIATION PROVIDED FOR IN SECTION 12, ITEM 165 OF SAID APPROPRIATIONS ACT.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 280 was read the first time and referred to the Sifting Committee.

INTRODUCTION OF BILLS

With unanimous consent the following bill was introduced:

S. B. No. 252 By Mr. Farr

AN ACT AMENDING SECTIONS 80-14-16 and 80-14-53, UTAH CODE ANNOTATED 1943, RELATING TO THE FILING OF INCOME TAX RETURNS BY RESIDENTS OF THE STATE OF UTAH, AND ELIMINATING THE REQUIREMENTS THAT SUCH RETURNS BE SIGNED UNDER OATH, was read the first time.

On motion of Senator Farr, the rules were suspended and *S. B No. 252* was read the second and third times and placed on its final passage.

S. B. No. 252 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren, Lamoreaux, Lund and Melich.

S. B. No. 252 was transmitted to the House.

The President announced the appointment of Senators Midgley, Jolley and Brockbank as the committee to draft an appropriate statement relating to the trip of the Senate and House to Fillmore on March 8, 1947.

On motion of Senator Day, the enacting clause of *S. B. No. 241* was struck.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 119 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 119* was read the third time and placed on its final passage.

On motion of Senator Day, the title was amended as follows:

Line 4, strike "INDIGNANT" and insert "INDIGENT".

S. B. No. 119 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren Farr, Fowles and Lamoreaux.

S. B. No. 119 was transmitted to the House.

S. B. No. 120 was read the second time.

Committee report read and adopted.

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

Page 1, line 6, strike the words "indigent or for other reason is".

On motion of Senator Day, the rules were suspended and *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:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr (explained vote), Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin (explained vote), Vest, Ward and Mr. President.

Absent and not voting: Senator Elggren.

S. B. No. 120 was transmitted to the House.

On motion of Senator Day, the Senate decided to consider *S. B. No. 90* at this time.

S. B. No. 90 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No.* 90 was read the third time and placed on its final passage.

S. B. No. 90 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Gibbons, Holbrook, Jolley, Jones, Knight, Lund, McShane, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Fowles, Hirschi, Houston, Lamoreaux, Melich and Selvin.

S. B. No. 90 was transmitted to the House.

SPECIAL ORDER

S. B. No. 197, being a Special Order of Business, was before the Senate for further consideration.

On motion of Senator Holbrook, the title was amended as follows:

Line 1, strike the figures "$1,940,000.00" and insert $1,455,000".

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

Page 1, line 6, strike the words and figures "for the month of March, 1947, $485,000.00".

Line 13, strike the word "March".

Line 20, strike the word "March" and insert in lieu thereof the word "April".

Line 22, after the word "balance" add the words "of State funds".

Line 24, strike the word "March" and insert in lieu thereof the word "April".

Line 25, strike the word "plus" and insert in lieu thereof the words "except that".

Line 26, change the period to a comma and add the following: "shall not be closed out to the Emergency Relief Fund.".

S. B. No. 197 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Fowles, Hirschi, Lamoreaux, Melich and Selvin.

S. B. No. 197 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

Senator Day moved that *S. J. R. No. 14* be lifted from the Sifting Committee and considered at this time.

Motion carried.

S. J. R. No. 14 was read the second time.

Committee report read and adopted.

On motion of Senator Farr, the enacting clause was amended as follows:

Strike "Ligislature" and insert "Legislature".

On motion of Senator Day, the resolution was amended as follows:

Page 1, line 2, strike the word "of" and insert in lieu thereof the word "on".

On motion of Senator Cowles, the rules were suspended and *S. J. R. No. 14* was read the third time and placed on its final passage.

S. J. R. No. 14 then passed on the following roll call:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Gibbons, Holbrook, Jones, Knight, Lund, McShane, Midgley, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Fowles, Hirschi, Houston, Jolley, Lamoreaux, Melich, Selvin and Ward.

S. J. R. No. 14 was transmitted to the House.

Senator Holbrook moved that *S. B. No. 84* be lifted from the Sifting Committee and considered at this time.

Motion carried.

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

Page 1, lines 5 and 6, reduce to lower case the words "OR SOME OTHER BASIS AGREED UPON BY THE CONTRACTING UNITS".

On motion of Senator Day, 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:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank and Elggren.

S. B. No. 84 was transmitted to the House.

REPORTS OF SPECIAL COMMITTEES

March 10, 1947

Mr. President:

Your Sifting Committee reports out the following Senate Bills for your consideration:

S. B. Nos. 184, 69, 166, 56, 245, 191, 189, 244, 214, 222, 99, 52, and 199.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 184 was read the second time.

Committee report read and adopted.

S. B. No. 184 was placed on the Third Reading Calendar on the following roll call:

Ayes, 11; Nos, 10; Absent, 2.

Those voting in the affirmative were: Senators Clegg (explained vote), Cowles, Fowles, Hirschi, Holbrook, Jolley, Lamoreaux (explained vote), Midgley, Selvin, Vest (explained vote) and Ward.

Those voting in the negative were: Senators Brockbank, Day, Gibbons, Houston, Jones, Knight, Lund, McShane, Melich and Mr. President.

Absent and not voting: Senators Elggren and Farr.

S. B. No. 69 was read the second time.

Committee report read and adopted.

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

Page 1, line 2, before the first word in the line insert the figures: "15-1-2".

Line 4, strike the figures "7,000" and insert in lieu thereof the figures "10,000".

On motion of Senator Day, the rules were suspended and *S. B. No. 69* was read the third time and placed on its final passage.

S. B. No. 69 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Elggren and Lamoreaux.

S. B. No. 69 was transmitted to the House.

Senator Lamoreaux moved that *S. B. No. 236* be lifted from the Sifting Committee and considered at this time.

Motion carried.

S. B. No. 236 was read the second time.

Committee report read and adopted.

On motion of Senator Ward, the title was amended as follows:

Line 1, strike the figures "$1,750" and insert "$5,000".

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

Page 1, line 1, strike the figures "$1,750" and insert in lieu thereof the figures "$5,000".

Line 6, strike the figures "1947" where they appear second time and insert in lieu thereof the figures "1949".

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

Page 1, line 1, after the word "appropriated" insert the words "from the State Road fund".

On motion of Senator Day, the rules were suspended and *S. B. No. 236* was read the third time and placed on its final passage.

S. B. No. 236 then passed on the following roll call:

Ayes, 20; Nos, 1; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Jolley.

Absent and not voting: Senators Elggren and Farr.

S. B. No. 236 was transmitted to the House.

S. B. No. 166 was read the second time.

Committee report read and adopted.

On motion of Senator Knight, the rules were suspended and *S. B. No. 166* was read the third time and placed on its final passage.

S. B. No. 166 then passed on the following roll call:

Ayes, 14; Nos, 7; Absent, 2.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Holbrook, Houston, Jones, Lund, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Hirschi, Jolley, Knight, Lamoreaux, McShane and Melich.

Absent and not voting: Senators Elggren and Farr.

S. B. No. 166 was transmitted to the House.

S. B. No. 56 was read the second time.

Committee report read and adopted, and the bill was amended accordingly.

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

Page 1, after line 8, add the following new section: "Section 2. This Act shall take effect July 1, 1947.".

On motion of Senator Day, the rules were suspended and *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:

Ayes, 17; Nos, 5; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest and Ward.

Those voting in the negative were: Senators Holbrook, Houston, Jolley, McShane and Mr. President.

Absent and not voting: Senator Elggren.

S. B. No. 56 was transmitted to the House.

S. B. No. 245 was read the second time.

Committee report read and adopted.

S. B. No. 245 then failed of passage on the following roll call:

Ayes, 2; Nos, 19; Absent, 2.

Those voting in the affirmative were: Senators Cowles and Lamoreaux.

Those voting in the negative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren and Vest.

S. B. No. 245 was filed.

S. B. No. 191 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 191* was read the third time and placed on its final passage.

S. B. No. 191 was read the third time and placed on its final passage.

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

Page 1, line 3, strike the word "confirm" and insert in lieu thereof the word "conform".

S. B. No. 191 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley,

Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward (explained vote) and Mr. President.

Absent and not voting: Senator Elggren.

S. B. No. 191 was transmitted to the House.

S. B. No. 189 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 189* was read the third time and placed on its final passage.

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

Page 1, line 2, strike "deeeds" and insert in lieu thereof the word "deeds".

S. B. No. 189 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senator Elggren.

S. B. No. 189 was transmitted to the House.

On motion of Senator Melich, the Senate adjourned until March 11, 1947, at 9:00 a.m.

FIFTY-EIGHTH DAY

MORNING SESSION

March 11, 1947

The Senate was called to order at 9:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

March 11, 1947

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,

WARWICK C. LAMOREAUX,
CLAUD HIRSCHI.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Clegg, S. B. No. 244 was referred back to the Sifting Committee.

On motion of Senator Hirschi, *S. B. No. 214* was temporarily passed and it retained its place on the Second Reading Calendar.

S. B. No. 222 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *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:

Ayes, 14; Nos, 0; Absent, 9.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, McShane, Selvin, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Farr, Fowles, Knight, Lamoreaux, Melich, Midgley and Vest.

S. B. No. 222 was transmitted to the House.

S. B. No. 99 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 99* was read the third time and placed on its final passage.

S. B. No. 99 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Fowles, Knight, Midgley and Vest.

S. B. No. 99 was transmitted to the House.

S. B. No. 52 was read the second time.

Committee report read and adopted.

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

Page 1, line 6, strike the word "ten" and insert in lieu thereof the word "twelve".

On motion of Senator Day, the rules were suspended and *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:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Fowles, Holbrook, Knight, Midgley and Vest.

S. B. No. 52 was transmitted to the House.

S. B. No. 199 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles, the rules were suspended and *S. B. No. 199* was read the third time and placed on its final passage.

S. B. No. 199 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Farr, Fowles, Holbrook, Knight, Midgley and Vest.

S. B. No. 199 was transmitted to the House.

Senator Lamoreaux moved that *S. B. No. 239* be lifted from the Sifting Committee and considered at this time.

Motion carried.

S. B. No. 239 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux, the title was amended as follows:

Line 5, strike the figures "$7,000" and insert "$5,000".

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

Page 1, line 6, strike the figures "$7,000" and insert in lieu thereof the figures "$5,000".

On motion of Senator Lamoreaux, the rules were suspended and *S. B. No. 239* was read the third time and placed on its final passage.

S. B. No. 239 then failed of passage on the following roll call:

Ayes, 9; Nos, 7; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Houston, Jolley, Knight, Lamoreaux, Lund and Mr. President.

Those voting in the negative were: Senators Day, Gibbons, Hirschi, Jones, McShane, Melich and Selvin.

Absent and not voting: Senators Elggren, Farr, Fowles, Holbrook, Midgley, Vest and Ward.

S. B. No. 239 was filed.

S. B. No. 214 was read the second time.

Committee report read and adopted.

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

Page 1, line 5, strike the figures "$4,000" and insert in lieu thereof the figures "$3,600".

Line 6, strike the figures "$5,000" and insert in lieu thereof the figures "$4,500".

On motion of Senator Knight, the rules were suspended and *S. B. No. 214* was read the third time and placed on its final passage.

S. B. No. 214 then failed of passage on the following roll call:

Ayes, 11; Nos, 6; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Fowles, Houston, Jolley, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin and Ward.

Those voting in the negative were: Senators Clegg, Day, Gibbons, Holbrook, Jones and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Farr, Hirschi, McShane and Vest.

S. B. No. 214 was filed.

Senator Day moved that *S. C. M. No. 3* be lifted from the Sifting Committee and considered at this time.

Motion carried.

S. C. M. No. 3 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. C. M. No. 3* was read the third time and placed on its final passage.

S. C. M. No. 3 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Lund (explained vote) and Midgley.

Absent and not voting: Senators Cowles, Elggren, Knight and Lamoreaux.

S. C. M. No. 3 was transmitted to the House.

On motion of Senator Selvin, the enacting clause of *S. B. No. 188* was struck.

COMMUNICATIONS FROM THE GOVERNOR

March 10, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 204*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, providing for employer experience rating.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 10, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 207* by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, authorizing the commission on its own initiative to terminate employer coverage.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 10, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. 208* by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, authorizing the Industrial Commission to destroy obsolete records.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 7, 1947

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. 202*, by Mr. Holbrook, entitled, "AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM.", and the same is returned herewith for your further acton.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook, the Senate concurred in the House amendments to *S. B. No. 202*.

S. B. No. 202 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Cowles, Elggren, Farr, Hirschi, Knight, McShane and Vest.

S. B. No. 202 was referred to the Committee on Revision and Enrolling to be engrossed.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed. *H. B. No. 80*, by Mrs. Jack, entitled, "AN ACT AMENDING 98-3-1, UTAH CODE ANNOTATED 1943, PROVIDING AN ANNUAL FUND OF $1,500.00 FOR EXPENSES OF DEPARTMENT OF UTAH OF THE UNITED SPANISH-AMERICAN WAR VETERANS AND PROVIDING FUNDS FOR DEPARTMENT COMMAN-

DER TO ATTEND ANNUAL NATIONAL ENCAMPMENT AND FOR COMPENSATION FOR SERVICES OF ADJUTANT GENERAL OF THE DEPARTMENT OF UTAH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 80 was read the first time and referred to the Sifting Committee.

March 10, 1947

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. 278*, by Committee on Appropriations and Claims, entitled, "AN ACT RELATING TO THE USE OF PUBLIC WELFARE FUNDS, THE USE OF BUREAU OF LABOR COST OF LIVING INDICES BY THE PUBLIC WELFARE COMMISSION IN ADMINISTERING ASSISTANCE PURSUANT TO TITLE 76A, CHAPTERS 1 AND 3, UTAH CODE ANNOTATED 1943, AS AMENDED, IN PART, BY CHAPTERS 78, 79, 80, AND 81, LAWS OF UTAH 1943, AND AS FURTHER AMENDED, IN PART, BY CHAPTERS 101, 102, AND 103, LAWS OF UTAH 1945, OR PURSUANT TO THE PROVISIONS OF HOUSE BILL 151 OF THE 27th LEGISLATURE, AND PROVIDING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC WELFARE AND TO THE DEPARTMENT OF HEALTH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 278 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 9*, by Mesdames Mitchell, Christenson, Forsberg, Jack, Pyne and Williams, entitled, "A JOINT RESOLUTION

OF CONDOLENCE TO THE FAMILY OF CARRIE CHAPMAN CATT — IN MEMORIAM.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 9 was read the first time and referred to the Sifting Committee.

March 10, 1947

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 Highway and Aeronautics Committee, entitled, "AN ACT AMENDING SECTIONS 36-6-4, 36-6-5, 36-6-6, 36-6-7, 36-6-9, 36-6-10, 36-6-11, 36-6-13, 36-6-14, 36-6-16, 36-6-18, 36-6-19, 36-6-21, 36-6-22, 36-6-23 AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS, AS STATE ROADS, AND WITHDRAWING THE DESIGNATION OF ROUTES 23, 173, AND 194, AS STATE ROADS", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 251 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 268*, by Mr. Lewis, entitled, "AN ACT LIMITING THE LIABILITY OF A RADIO BROADCASTING STATION FOR LIBEL AND DEFAMATION FOR A BROADCAST OVER STATION; AND AUTHORIZING STATION TO REQUIRE COPY OF PROPOSED ADDRESS TO BE GIVEN PRIOR TO DELIVERY.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 268 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 276*, by Mr. Davis and Mr. Bunce, entitled, "AN ACT APPROPRIATING $100,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE HOSPITAL FOR TREATMENT OF POLIOMYELITIS AND OTHER CHILDREN'S CRIPPLING DISEASES, AND AMENDING SECTION 4, CHAPTER 59, LAWS OF UTAH 1945, RELATING TO THE POWERS AND DUTIES OF THE BOARD OF TRUSTEES OF SAID STATE HOSPITAL.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 276 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 120*, by Mr. Cannon, entitled, "AN ACT TO ESTABLISH DAYLIGHT SAVING TIME AT ONE HOUR EARLIER THAN MOUNTAIN STANDARD TIME FROM THE FIRST SUNDAY OF JUNE, 1947, AND THEREAFTER FROM THE FIRST SUNDAY OF APRIL OF EACH YEAR UNTIL THE FIRST SUNDAY OF OCTOBER OF EACH YEAR.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 120 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 259*, by Messrs. Murch and Gardner, entitled, "AN ACT APPROPRIATING $8,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BOARD OF EDUCATION FOR THE PURPOSE OF PAYING THE COSTS FOR THE VETERAN ON-THE-JOB TRAINING PROGRAM NOT REIMBURSED BY THE FEDERAL GOVERNMENT.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 259 was read the first time and referred to the Sifting Committee.

March 10, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 183*, by Messrs. Frost and Bunce, entitled, "AN ACT APPROPRIATING $10,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BOARD OF EDUCATION FOR THE PURPOSE OF SECURING AND DISTRIBUTING SURPLUS PROPERTY MADE AVAILABLE BY THE ARMY AND NAVY TO THE SCHOOLS OF UTAH.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 183 was read the first time and referred to the Sifting Committee.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *S. B. No. 197*, by Mr. Hol-

brook, entitled, "AN ACT APPROPRIATING $1,455,000.00 TO THE PUBLIC WELFARE COMMISSION.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES

March 10, 1947

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 22*, by Messrs. Holbrook and Day, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. J. R. No. 22 was ordered printed and referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 11, 1947

Mr. President:

We your Sifting Committee, beg leave to report the following House Bills for the Second Reading calendar: 100, 101, 102, 103, 104, 107, 189, 124, 127, 212, 108, 198, 199, 106, 204, 187, 147.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 30 was read the third time and placed on its final passage.

H. B. No. 30 then passed on the following roll call:

Ayes, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Fowles, Gibbons, Holbrook, Jolley, Jones, Lund, Melich, Midgley, Selvin, Ward and Mr. President.

Voting in the negative was: Senator McShane.

Absent and not voting: Senators Cowles, Elggren, Farr, Hirschi, Houston, Knight, Lamoreaux and Vest.

H. B. No. 30 was returned to the House.

On motion of Senator Day the enacting clause of *S. B. No. 24* was struck.

On motion of Senator Holbrook *S. B. No. 184* was passed and it retained its place on the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 100 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *H. B. No. 100* was read the third time and placed on its final passage.

H. B. No. 100 then passed on the following roll call:

Ayes, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Houston, Knight Midgley and Vest.

H. B. No. 100 was returned to the House.

H. B. No. 101 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *H. B. No. 101* was read the third time and placed on its final passage.

H. B. No. 101 then passed on the following roll call:

Ayes, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Selvin, Ward and Mr. President.

Absent and not voting: Senators Elggren, Fowles, Lamoreaux, Lund, Midgley and Vest.

H. B. No. 101 was returned to the House.

H. B. No. 102 was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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:

Ayes, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Hirschi, Houston, Jolley, Jones, Knight, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Farr, Fowles, Gibbons, Holbrook, Lamoreaux, Lund and Midgley.

H. B. No. 102 was returned to the House.

Senator McShane moved that *H. B. No. 248* was lifted from the Sifting Committee and placed on the Second Reading Calendar.

Motion carried.

H. B. No. 103 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 103* was read the third time and placed on its final passage.

H. B. No. 103 then passed on the following roll call:

Ayes, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Fowles, Gibbons, Holbrook, Houston, Jolley, Knight, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was: Senator Jones.

Absent and not voting: Senators Elggren, Farr, Hirschi, Lamoreaux and Melich.

H. B. No. 103 was returned to the House.

H. B. No. 104 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles the rules were suspended and *H. B. No. 104* was read the third time and placed on its final passage.

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

Page 2, line 26, change the period to a comma and add the following: "with the approval of the Finance Commission."

H. B. No. 104 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Farr, Houston and Melich.

H. B. No. 104 was returned to the House.

H. B. No. 107 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *H. B. No. 107* was read the third time and placed on its final passage.

H. B. No. 107 then passed on the following roll call:

Ayes, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Clegg, Elggren, Farr and Melich.

H. B. No. 107 was returned to the House.

H. B. No. 189 was read the second time.

Committee report read and adopted.

On motion of Senator Midgley *H. B. No. 189* retained its place on the Second Reading Calendar pending receipt of an opinion from the Attorney General.

H. B. No. 124 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles the rules were suspended and *H. B. No. 124* was read the third time and placed on its final passage.

H. B. No. 124 then passed on the following roll call:

Ayes, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Cowles, Day, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Midgley, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Elggren, Farr, Fowles, Hirschi, Lamoreaux, Melich, Selvin and Vest.

H. B. No. 124 was returned to the House.

H. B. No. 127 was read the second time.

Committee report read and adopted.

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

Page 2, line 1, strike the word "Committee" and insert in lieu thereof the word "Board".

Line 4, strike the word "Committee" and insert in lieu thereof the word "Board".

Line 6, strike the words "twice each year" and insert in lieu thereof the word "quarterly".

Line 7, strike the word "Committee" and insert in lieu thereof the word "Board".

Line 8, strike the word "Committee" and insert in lieu thereof the word "Board".

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

Strike all of Section 5.

Line 22, strike "Section 6" and insert "Section 5".

Line 25, strike "Section 7" and insert "Section 6".

On motion of Senator Midgley the title was amended as follows:

Line 11, insert a period after the word "SCHOOL" and strike the balance of the title.

On motion of Senator Day the rules were suspended and *H. B. No. 127* was read the third time and placed on its final passage.

H. B. No. 127 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest (explained vote) and Mr. President.

Voting in the negative was: Senator Ward (explained vote).

Absent and not voting: Senators Elggren and Brockbank.

H. B. No. 127 was returned to the House.

H. B. No. 212 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux the bill was amended by adding the following 2 new sections:

"Section 6. Counties are authorized to levy a tax on real and personal property therein, not to exceed one mill on the dollar, to defray the costs of the maintenance and construction of the projects herein provided for, which levy shall be in addition to other levies authorized for counties by law.

"Section 7. This act shall take effect upon approval."

On motion of Senator Lamoreaux the title was amended as follows:

Line 10, change the period to a comma and add the following "AND AUTHORIZING A ONE MILL COUNTY LEVY FOR SUCH PURPOSES."

On motion of Senator Lamoreaux the rules were suspended and *H. B. No. 212* was read the third time and placed on its final passage.

H. B. No. 212 then passed on the following roll call:

Ayes, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Day, Elggren, Hirschi and Melich.

H. B. No. 212 was returned to the House.

H. B. No. 108 was read the second time.

Committee report read and adopted.

On motion of Senator McShane the rules were suspended and *H. B. No. 108* was read the third time and placed on its final passage.

H. B. No. 108 then passed on the following roll call:

Ayes, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Day, Elggren, Hirschi, Knight and Melich.

H. B. No. 108 was returned to the House.

H. B. No. 198 was read the second time.

Committee report read and adopted.

On motion of Senator Jolley the rules were suspended and *H. B. No. 198* was read the third time and placed on its final passage.

H. B. No. 198 then passed on the following roll call:

Ayes, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Farr, Fowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Day, Elggren, Hirschi, Knight and Melich.

H. B. No. 198 was returned to the House.

H. B. No. 199 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles 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:

Ayes 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Cowles, Gibbons, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Day, Elggren, Farr, Fowles, Hirschi, Knight and Melich.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m. President Hopkin in the chair.

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

COMMUNICATIONS FROM THE GOVERNOR

March 11, 1947

To the Senate
State Capitol Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 28*, by Messrs. Holbrook and Melich, relating to deliberations of the grand jury, the appointment of a clerk, the taking of minutes, and the final discharge of said grand jury and repealing certain sections.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 11, 1947

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. 209*, by Messrs. Hopkin and Hirschi on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 42-2a-19, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 51, LAWS OF UTAH 1943, DEFINING "WAGES", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 209 was transmitted to the Governor.

March 11, 1947

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. 186*, by Appropriations Committee, entitled, "AN ACT AMENDING SECTIONS 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AND AMENDING SECTION 30-0-3A, CHAPTER 43, LAWS OF UTAH 1943, RELATING TO THE CREATION OF THE FISH AND GAME FUND, THE EXPENDITURE OF SUCH FUND BY THE STATE FISH AND GAME COMMISSION FOR PURPOSES ENUMERATED IN THE MANNER SET FORTH AND POWERS AND DUTIES OF THE DIRECTOR AND COMMISSION OF FISH AND GAME.", and requests the Senate to recede from its amendments.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate refused to recede from its amendments to *H. B. No. 186* and the President appointed Senators Farr, Lund and Knight to confer with a like committee from the House with reference to said amendments.

March 11, 1947

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. 121*, by Messrs. Melich, Ward, Jones and Vest, entitled, "AN ACT SETTING FORTH THE POLICY OF THE STATE OF UTAH PERTAINING TO THE DEVELOPMENT OF THE WATER AND POWER RESOURCES OF THE STATE; CREATING THE UTAH WATER AND POWER BOARD AND PRESCRIBING THE MANNER OF APPOINTMENT, POWERS, AND DUTIES AND THE COMPENSATION OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE MAKING OF INVESTIGATIONS, PLANS, AND STUDIES AND THE CONSTRUCTION OF PROJECTS FOR THE FULL DEVELOPMENT AND UTILIZATION OF THE WATER AND POWER RESOURCES OF THE STATE; AND DIRECTING THE APPROPRIATION OF MONEY FOR CARRYING INTO EFFECT THE PROVISIONS HEREOF.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 121 was transmitted to the Governor.

March 11, 1947

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 Committee on Highways, entitled, "AN ACT AMENDING SECTIONS 36-1-29, 36-1-30 AND 36-1-31, UTAH CODE ANNOTATED 1943, LIMITING THE MAXIMUM DIMENSIONS AND WEIGHTS OF VEHICLES AND COMBINATIONS OF VEHICLES DRIVEN OR MOVED ON ANY HIGHWAY.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 182 was transmitted to the Governor.

March 11, 1947

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. 190, by Bushnell Investigation Committee, entitled, "AN ACT AUTHORIZING THE STATE BOARD OF EXAMINERS TO ACCEPT CERTAIN PORTIONS OF BUSHNELL HOSPITAL FROM THE WAR ASSETS ADMINISTRATION OF THE UNITED STATES GOVERNMENT ON BEHALF OF THE STATE OF UTAH AND PRESCRIBING THE CONDITIONS THEREOF.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 190 was transmitted to the Governor.

March 11, 1947

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. 91, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-13, UTAH CODE ANNOTATED 1943, RELATING TO AND DEFINING THE DUTIES OF THE STATE TAX COMMISSION WITH RESPECT TO THE EQUALIZATION OF ASSESSMENT OF TAXABLE PROPERTY; DEFINING DUTIES OF COUNTY ASSESSORS AND BOARDS OF EQUALIZATION WITH RESPECT THERETO.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 91 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, 1947

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. 10*, by Mrs. Christenson and Mr. James R. Nielson, entitled, "A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH IN APPRECIATION TO THE CITIZENS OF THE CITY OF FILLMORE AND THE COUNTY OF MILLARD.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 10 was read the first time.

On motion of Senator Midgley, the rules were suspended and *H. J. R. No. 10* was read the second and third times and placed on its final passage.

H. J. R. No. 10 then passed on the following roll call:

Ayes, 20; Nos., 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren and Vest.

H. J. R. No. 10 was returned to the House.

March 11, 1947

Mr. President:

I am directed to request your Honorable Body to return to the House *H. B. No. 186*, by Appropriations Committee, entitled: "AN ACT AMENDING SECTIONS 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AND AMENDING SECTION 30-0-3A, CHAPTER 43, LAWS OF UTAH 1943, RELATING TO THE CREATION OF THE FISH AND GAME

FUND, THE EXPENDITURE OF SUCH FUND BY THE STATE FISH AND GAME COMMISSION FOR PURPOSES ENUMERATED IN THE MANNER SET FORTH AND POWERS AND DUTIES OF THE DIRECTOR AND COMMISSION OF FISH AND GAME."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook, the Senate rescinded its action in appointing a conference committee in connection with *H. B. No. 186* and the bill was ordered returned to the House in accordance with its request.

March 11, 1947

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. 122*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT REPEALING CHAPTER 85, LAWS OF UTAH 1943, BEING SECTIONS 78-6a-1, 78-6a-2, 78-6a-3, 78-6a-4, 78-6a-5, 78-6a-6, 78-6a-7, 78-6a-8, 78-6a-9, AND 78-6a-10, RELATING TO THE RIGHTS, POWERS, AND DISABILITIES OF ALIENS WITH RESPECT TO REAL ESTATE OWNERSHIP.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 122 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 106 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles the rules were suspended and *H. B. No. 106* was read the third time and placed on its final passage.

H. B. No. 106 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Gibbons, and Vest.

H. B. No. 106 was returned to the House.

H. B. No. 204 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles the rules were suspended and *H. B. No. 204* was read the third time and placed on its final passage.

H. B. No. 204 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Houston and Selvin.

H. B. No. 204 was returned to the House.

Senator Melich moved that the Senate now consider *H. B. No. 189*.

Motion carried.

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

Page 1, line 7, strike the figures "1950" and insert figures "1948."

Line 9, strike the figures "1950" and insert figures "1948."

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

Line 14, strike the figures "1950" and insert figures "1948."

On motion of Senator Day the rules were suspended and *H. B. No. 189* was read the third time and placed on its final passage.

H. B. No. 189 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles and Elggren.

H. B. No. 189 was returned to the House.

H. B. No. 187 was read the second time.

On motion of Senator Day the rules were suspended and *H. B. No. 187* was read the third time and placed on its final passage.

H. B. No. 187 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren and Lamoreaux.

H. B. No. 187 was returned to the House.

COMMUNICATIONS FROM THE GOVERNOR

March 11, 1947

To the Senate
Building

Gentlemen:

I am taking the liberty of calling to the attention of your honorable body the serious effects which increases in taxes at this time will have on the industrial expansion of our state. Representatives of manufacturing companies who come to Utah to investigate the feasibility of establishing branch plants in our area are most concerned about three factors—availability of labor, transportation, and taxation. Adverse reports on any one of them are often fatal to industrial expansion. In Utah we can meet the labor and transportation needs of industry. For your honorable body to increase taxes at this time could easily materially limit the industrial expansion of the state and thereby reduce employment opportunities for our people.

I realize that you are faced with the serious problem of school financing: It is my opinion that this need can be met if you will reconsider some of the measures you have passed during this session of the legislature.

During the present session you have:

(a) Made grants to cities and counties from the liquor control fund, which heretofore have gone into the general fund, in the sum of from $500,000 to $1, 000,000 per year.

(b) Made additional grants to cities and counties from the major vehicle registration fund in the sum of about $500,000 per year.

(c) Granted sales tax rebates to the 15,000 retail merchants of the state which will total from $300,000 to $500,000 per year.

(d) Appropriated to the several departments and institutions of the state $2,500,000 more than is needed to maintain services on the same high level that are being maintained during the present year of high costs, high salaries, and high operating expenses.

Though such grants, rebates and excessive appropriations as referred to above might be justifiable under circumstances when plenty of money is available in the state treasury, they become most objectionable to the average taxpayer, when extra taxes must be levied in order to make them.

The five or six million dollars of public funds which will be given away during the coming biennium or which will be appropriated for services that are not necessary at this time would pretty much take care of the extra needs of the public schools, if diverted to their use, without the imposition of greater taxation on an already overburdened public.

I, therefore, most respectfully urge that you reconsider the legislation passed by your honorable body making grants of public funds to cities, counties and retail merchants, and reexamine the appropriations bill, with the view of adequately financing the school program without increasing taxes.

Respectfully yours,

HERBERT B. MAW,

Governor,

Communication filed.

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

On motion of Senator Ward the Executive Session was dissolved.

Senator Ward moved that the Senate advise and consent to the following nominations:

FOR MEMBERS OF THE ADVISORY COUNCIL OF THE STATE DEPARTMENT OF BUSINESS REGULATION:

For the 6-year term beginning March 1, 1946:
Junius R. Tribe.....Weber County

For the 6-year term beginning March 1, 1947:
E. D. Sorensen.....Salt Lake County

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF ENGINEERING:

For the 6-year term beginning March 1, 1947:
Edward T. Saunders.....Weber County

FOR MEMBERS OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF FINANCE:

For the 6-year term beginning March 1, 1946:
Maude Leaver.....Salt Lake County

For the 6-year term beginning March 1, 1947:
W. W. Sylvester.....Sevier County

FOR MEMBER OF THE STATE BOARD OF HEALTH:

For the 7-year term beginning March 1, 1947:
Leonard A. Higgins.....Salt Lake County

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE HOSPITAL FOR THE TREATMENT OF POLIOMYELITIS AND OTHER CRIPPLING DISEASES OF CHILDREN:

For the 7-year term beginning March 1, 1947:
Dr. Allen C. Thurman.....Salt Lake County

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

For the 6-year term beginning March 1, 1947:
Dr. E. G. Peterson.....Cache County

FOR MEMBER OF THE BOARD OF CONTROL OF THE STATE HISTORICAL SOCIETY:

For 4-year terms beginning April 1, 1947:

Levi Edgar Young.....Salt Lake County
C. Henry Anderson.....Weber County
Charles R. Mabey.....Salt Lake County
William J. Snow.....Utah County
A. B. Gibson.....Utah County

FOR MEMBER OF THE COMMISSION ON UNIFORMITY OF LEGISLATION:

For 2-year terms beginning July 1, 1947:
Calvin W. Rawlings.....Salt Lake County
George W. Worthen.....Utah County
William Leary.....Salt Lake County

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nomination:

FOR COMMISSIONER OF THE UTAH STATE LIQUOR CONTROL COMMISSION:

For the 6-year term beginning July 1, 1947:
Orlando Peterson.....Box Elder County

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nominations:

FOR COMMISSIONERS OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

To serve for the unexpired term ending March 1, 1949:
(Vacancy caused by the death of Ora Bundy)
Rulon S. Howells.....Salt Lake City

To serve for the unexpired term ending March 1, 1951:
(Vacancy caused by the death of Joseph J. Cannon)
Arthur L. Crawford.....Salt Lake City

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nomination:

FOR COMMISSIONER OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

For the 6-year term beginning March 1, 1947:
Aaron W. Tracy ..... Weber County

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nomination:

FOR MEMBER OF THE ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLICITY AND INDUSTRIAL DEVELOPMENT:

For the term ending March 1, 1952:
W. R. Wallace ..... Salt Lake City

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nominations:

TO THE HIGHWAY PATROL CIVIL SERVICE COMMISSION:

To serve for the term ending January 1, 1949:
Al Warden ..... Weber County

To serve for the term ending January 1, 1950:
William J. Fitzpatrick ..... Salt Lake County

To serve for the term ending January 1, 1951:
Elias J. Strong ..... Salt Lake County

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nomination:

FOR COMMISSIONER IN THE DEPARTMENT OF AGRICULTURE TO FILL THE VACANCY RESULTING FROM THE RESIGNATION OF DON E. KENNEY:

For the term ending March 1, 1951:
R. Harvey Dastrup.....Sevier County

Motion carried.

Senator Ward moved that the Senate advise and consent to the following nominations:

FOR COMMISSIONERS OF THE STATE TAX COMMISSION:

For 4-year terms beginning March 1, 1947:
Elisha Warner .....Utah County
Roscoe E. Hammond.....Salt Lake County

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 147 was read the second time.

Committee report read and adopted.

On motion of Senator Knight the rules were suspended and *H. B. No. 147* was read the third time and placed on its final passage.

H. B. No. 147 then passed on the following roll call:

Ayes, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Elggren, Holbrook, Houston, Lamoreaux and Ward.

H. B. No. 147 was returned to the House.

H. B. No. 248 was read the second time.

Committee report read and adopted.

On motion of Senator Day the rules were suspended and *H. B. No. 248* was read the third time and placed on its final passage.

H. B. No. 248 then passed on the following roll call:

Ayes, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Gibbons, Houston, Jolley, Jones, Lund, McShane, Midgley, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Elggren, Fowles, Hirschi, Holbrook, Knight, Lamoreaux, Melich and Selvin.

H. B. No. 248 was returned to the House.

Senator Day moved that *H. B. No. 266* be lifted from the Sifting Committee and considered at this time.

Motion carried.

H. B. No. 266 was read the second time.

Committee report read and adopted.

On motion of Senator Cowles the rules were suspended and *H. B. No. 266* was read the third time and placed on its final passage.

H. B. No. 266 then passed on the following roll call:

Ayes, 15; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Fowles, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Selvin, Vest and Mr. President.

Those voting in the negative were: Senators Farr, Gibbons and Midgley.

Absent and not voting:Senators Brockbank, Elggren, Holbrook, Lund and Ward.

H. B. No. 266 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 11, 1947

Mr. President:

Your Sifting Committee reports out the following House Bills:

183, 275, 203, 123, 149, 143, 144, 146, 145, 122, 120, 173, 196, and the following House Concurrent Memorials: 4 and 3.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, the rules were suspended and *H. B. No. 183* was read the second and third times and placed on its final passage.

H. B. No. 183 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Midgley, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Holbrook, Knight, Melich, Selvin and Ward.

H. B. No. 183 was returned to the House.

H. B. No. 275 was read the second time.

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

Strike the next to the last sentence of Section 1 of the bill and insert in lieu thereof the following: "Upon the termination of said lease said lessee may at its option remove all improvements, and restore said property to the condition that existed immediately prior to said lease, or in lieu thereof, the lessee may abandon said property as improved."

On motion of Senator Cowles, the rules were suspended and *H. B. No. 275* was read the third time and placed on its final passage.

H. B. No. 275 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Holbrook, Lamoreaux and Ward.

H. B. No. 275 was returned to the House.

H. B. No. 203 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 203* was read the third time and placed on its final passage.

H. B. No. 203 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Gibbons, Hirschi, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Fowles, Holbrook, Lamoreaux and Ward.

H. B. No. 203 was returned to the House.

H. B. No. 123 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 123* was read the third time and placed on its final passage.

H. B. No. 123 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Hirschi, Holbrook and Lamoreaux.

H. B. No. 123 was returned to the House.

H. B. No. 149 was read the second time.

Committee report read and adopted.

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

Page 3, line 5, strike the period and insert the following: "if such project application contemplates, involves or commits the expenditure of state funds."

On motion of Senator Day, 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:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones (explained vote),

Knight, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Farr and Fowles.

Absent and not voting: Senators Brockbank, Elggren, Lamoreaux and Midgley.

H. B. No. 149 was returned to the House.

H. B. No. 143 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 143* was read the third time and placed on its final passage.

H. B. No. 143 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley (explained vote), Jones, Knight, Lund, McShane, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Elggren, Houston, Lamoreaux, Midgley and Ward.

H. B. No. 143 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 20*, by Messrs. Midgley, Lamoreaux, Elggren and Day, entitled, "AN ACT DESIGNATING THE OLD UTAH STATE PRISON SITE AS A STATE PARK AND REPEALING CHAPTER 161, LAWS OF UTAH 1937.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 20 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 186*, by Appropriations Committee, entitled, "AN ACT AMENDING SECTIONS 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AND AMENDING SECTION 30-0-3A, CHAPTER 43, LAWS OF UTAH 1943, RELATING TO THE CREATION OF THE FISH AND GAME FUND, THE EXPENDITURE OF SUCH FUND BY THE STATE FISH AND GAME COMMISSION FOR PURPOSES ENUMERATED IN THE MANNER SET FORTH AND POWERS AND DUTIES OF THE DIRECTOR AND COMMISSION OF FISH AND GAME."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 11, 1947

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. 180*, by Appropriations Committee, entitled, "AN ACT CREATING A STATE ART COMMISSION AND DEFINING ITS POWERS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate concurred in the House amendments.

S. B. No. 180 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Gibbons, Hirschi, Midgley and Ward.

S. B. No. 180 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

Senator Lund moved that the Senate request the return of *H. B. No. 189* from the House.

Motion carried.

March 11, 1947

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. 124*, by Messrs. Vest, Melich, Knight, Elggren and Jolley, entitled, "AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR OFFICERS AND EMPLOYEES OF THE STATE OF UTAH AND MAKING AN APPROPRIATION.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Vest, the Senate concurred in the House amendments to *S. B. No. 124*.

S. B. No. 124 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Houston, Midgley and Ward.

S. B. No. 124 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1947

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 Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT RELATING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF

HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate refused to concur in the House amendments to *S. B. No. 72* and directed the Secretary to communicate with the House asking that it recede from its amendments.

REPORTS OF STANDING COMMITTEES

March 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 197*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING $1,455,000 TO THE PUBLIC WELFARE COMMISSION.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 197 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 202*, by Mr. Holbrook, entitled, "AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM", exam-

ined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 202 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

On motion of Senator Houston, the Senate adjourned until March 12, 1947, at 10:00 a.m.

FIFTY-NINTH DAY

MORNING SESSION

March 12, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 12, 1947

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,

WARWICK C. LAMOREAUX,
CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 11, 1947

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. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT TO CREATE AND ESTABLISH A STATE DEPARTMENT OF VETERANS' AFFAIRS: FOR THE PURPOSE OF AIDING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; TO DEFINE THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS AFFAIRS; TO PROVIDE FOR A VETERANS COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR, DEFINING POWERS, DUTIES, FIXING SALARY, PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSES, AND OPERATING EXPENSES IN CONNECTION THEREWITH; TO PROVIDE FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; TO REQUIRE THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND TO PROVIDE FOR A TRANSFER OF RECORDS NOW HELD FOR THE STATE VETERANS SERVICE TO THE STATE DEPARTMENT OF VETERAN'S AFFAIRS, AND MAKING AN APPROPRIATION THEREFOR.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the Senate refused to concur in the House amendments to *S. B. No. 78* and the Secretary was directed to return the bill to the House with a request that the House rescind its action in amending the bill.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has ths day passed, as amended by the Senate and House, *S. B. No. 105*, by Messrs. Knight, Jolley and Vest, entitled, "AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR APPOINTIVE OFFICERS

AND EMPLOYEES OF THE VARIOUS COUNTIES OF THE STATE OF UTAH AND PROVIDING FOR RETIREMENT BENEFITS AND FOR THE PAYMENT OF SICKNESS, DISABILITY, AND DEATH BENEFITS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Knight, the Senate concurred in the House amendments to *S. B. No. 105.*

S. B. No. 105 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Elggren, Farr, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Cowles, Fowles, Gibbons, Lamoreaux, Lund and Vest.

S. B. No. 105 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

Senator Jones moved that the Legislative Council be requested to study the matter of equalizing retirement benefits and make recommendations at the next session of the legislature.

Motion carried.

Senator Midgley moved that the Legislative Council be requested to either study or cause a study to be made of the tax structure of the State in relation to the tax structures of surrounding states to determine in what respects the tax laws of Utah are favorable and in what respects unfavorable to prospective new industries, and to make recommendations at the next session of the legislature.

Motion carried.

Senator Lamoreaux moved that the Legislative Council be requested to study the labor problem in Utah particularly in the light of the recently passed labor bill, and to make recommendations at the next session of the legislature.

Motion carried.

On motion of Senator Fowles, *H. B. No. 280* was lifted from the Sifting Committee and placed at the head of the Second Reading Calendar.

March 11, 1947

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. 134*, by Messrs. Farr, Fowles, Ward and Hopkin, entitled, "AN ACT AUTHORIZING, EMPOWERING, AND DIRECTING THE STATE BOARD OF EDUCATION OF THE STATE OF UTAH TO PURCHASE OR OTHERWISE ACQUIRE A SUITABLE CAMPUS FOR WEBER COLLEGE, CONSTRUCT SUITABLE BUILDINGS THEREON AT OGDEN, UTAH, MAINTAIN THE SAME.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 134 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1947

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. 165*, by Messrs. McShane, Clegg, Hirschi and Melich, entitled, "AN ACT AUTHORIZING AND DIRECTING THE EXPENDITURE OF $50,000 OF THE FUNDS OF THE PUBLIC WELFARE COMMISSION OF THE STATE OF UTAH IN COOPERATION WITH A BOARD OF FIVE MEMBERS WHOSE DUTIES SHALL BE TO INVESTIGATE THE CAUSES OF ALCOHOLICS AND ALCOHOLISM AND PROVIDE FOR EDUCATION THEREON AND TREATMENT OF ALCOHOLICS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Melich, the Senate concurred in the House amendments to *S. B. No. 165.*

S. B. No. 165 then passed on the following roll call:

Ayes, 22; Nos, 0; Absent, 1.

Those voting in the affirmative were: Senators Brockbank, Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senator Lund.

S. B. No. 165 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. C. M. No. 4*, by Mr. Selvin, entitled, "A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEE OF THE CONGRESS OF THE UNITED STATES OF AMERICA AND TO THE SECRETARY OF WAR URGING THE USE OF CERTAIN LAND AND THE TRANSFER OF CERTAIN BUILDINGS AT THE TOOELE ORDNANCE DEPOT AT TOOELE, UTAH TO THE STATE DEPARTMENT OF PUBLIC WELFARE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. C. M. No. 4 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 138*, by Messrs. Robson and Lee, entitled, "AN ACT REGULATING THE LABELING, TESTING, SALE, AND OFFERING OR EXPOSING FOR SALE, OF AGRICULTURAL AND VEGETABLE SEEDS: PREVENTING MISREPRESENTATION

THEREOF; REGULATING THE PRODUCTION, INSPECTION, TESTING, LABELING, SEALING AND SALE OF FOUNDATION, REGISTERED, AND CERTIFIED SEED; AND REPEALING CHAPTER 2, TITLE 3, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 135 was read the first time and referred to the Sifting Committee.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 223*, by Messrs. Major, Warner, Robson, Lee, and White, entitled, "AN ACT PROHIBITING THE PACKAGING OF FLOUR IN USED SACKS AND CONTAINERS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 223 was read the first time and referred to the Sifting Committee.

March 11, 1947

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. 254*, by Mr. Cannon, entitled, "AN ACT APPROPRIATING $100,000.00 FROM THE GENERAL FUND TO THE UTAH MUSEUM OF ART, FOR THE PURPOSE OF RECEIVING, HOUSING AND EXHIBITING THE WINIFRED KIMBALL HUDNUT COLLECTION OF FINE ARTS, AND OTHER OBJECTS OF ART, SKILLS AND TREASURES; PROVIDING FOR A COMMISSION TO BE APPOINTED BY THE GOVERNOR TO APPROVE PLANS, DESIGN AND PROPOSED LO-

CATION OF SUITABLE HOUSING FOR SAID COLLECTIONS; AND PROVIDING THAT SAID FUND SHALL BE A CONTINUING ONE, AND THAT UNEXPENDED FUNDS AT THE END OF ANY BIENNIUM SHALL NOT REVERT TO THE GENERAL FUND; AND PROVIDING FOR AUDITING OF SAID FUND.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 254 was read the first time and referred to the Sifting Committee.

March 11, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. M. No. 7*, by Miss Williams, entitled, "A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEES OF THE CONGRESS OF THE UNITED STATES OF AMERICA URGING THE TRANSFER OF CERTAIN LAND AND BUILDINGS ON THE MILITARY RESERVATION OF FORT DOUGLAS, UTAH, TO THE FEDERAL ADMINISTRATOR OF THE VETERANS ADMINISTRATION.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. M. No. 7 was read the first time and referred to the Sifting Committee.

March 11, 1947

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. 118*, by Messrs. Melich, Holbrook and Farr, entitled, "AN ACT PROVIDING FOR CONVENTIONS TO SELECT OFFICERS OF POLITICAL

PARTIES, DELEGATES TO THE NATIONAL CONVENTIONS OF POLITICAL PARTIES AND PROVIDING FOR PRIMARY CONVENTIONS TO SELECT NOMINEES OF POLITICAL PARTIES FOR PUBLIC OFFICE TO RUN ON THE DIRECT PRIMARY BALLOT; PROVIDING FOR THE HOLDING OF MASS MEETINGS TO SELECT DELEGATES TO PRIMARY CONVENTIONS AND OUTLINING PROCEDURE FOR THE CONDUCT OF PRIMARY CONVENTIONS BY POLITICAL PARTIES FOR THE SELECTION OF CANDIDATES TO RUN ON THE PRIMARY BALLOT FOR PRECINCT, COUNTY, LEGISLATIVE DISTRICT, JUDICIAL DISTRICT, CONGRESSIONAL DISTRICT AND STATE OFFICES; AMENDING SECTIONS 25-3-8, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-10, UTAH CODE ANNOTATED 1943; 25-3-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-14, 25-3-15, 25-3-17, 25-3-27, 25-3-28, 25-3-32, AND 25-3-41, UTAH CODE ANNOTATED 1943; AND REPEALING SECTIONS 25-3-12, 25-3-18, 25-3-19, 25-3-20, UTAH CODE ANNOTATED 1943; AND 25-3-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; AND SECTIONS 25-3-22, 25-3-23, 25-3-43, AND 25-3-44, UTAH CODE ANNOTATED 1943.", and the same is returned herewith for your further action .

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Melich, the Senate concurred in the House amendments to *S. B. No. 118.*

S. B. No. 118 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Brockbank, Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Vest and Mr. President.

Those voting in the negative were: Senators Cowles and Selvin.

Absent and not voting: Senators Elggren, Lamoreaux, Lund and Ward.

S. B. No. 118 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 11, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 122*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT REPEALING CHAPTER 85, LAWS OF UTAH 1943, BEING SECTIONS 78-6a-1, 78-6a-2, 78-6a-3, 78-6a-4, 78-6a-5, 78-6a-6, 78-6a-7, 78-6a-8, 78-6a-9, AND 78-6a-10, RELATING TO THE RIGHTS, POWERS, AND DISABILITIES OF ALIENS WITH RESPECT TO REAL ESTATE OWNERSHIP", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 122 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 20*, by Messrs. Midgley, Lamoreaux, Elggren, and Day, entitled, "AN ACT DESIGNATING THE OLD UTAH STATE PRISON SITE AS A STATE PARK AND REPEALING CHAPTER 161, LAWS OF UTAH 1937.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 20 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 280 was read the second time.

On motion of Senator Holbrook, the rules were suspended and *H. B. No. 280* was read the third time and placed on its final passage.

H. B. No. 280 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Elggren and Ward.

H. B. No. 280 was returned to the House.

Senator Jolley moved that the rules be suspended and that the Senate consider *S. B. No. 184* at this time.

Motion carried.

S. B. No. 184 was read the third time.

On motion of Senator Jolley, the title was amended as follows:

Line 17, after the semi-colon insert the following: "THE MERIT SYSTEM DEPARTMENT,".

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

Page 2, line 12, strike the figures "$5,000" and insert in lieu thereof the figures "$3,250".

Line 14, after the word "defraying" insert the following: "the Highway Patrol's share of".

Line 24, change the period to a comma and add the following: "All of which shall be deposited in and be known as the State Merit System Fund."

Page 3, line 1, after the word "appointed" insert the following: "on a non-partisan basis".

Line 4, strike the word "one" where it appears for the third time in the line and insert the word "two".

Line 5, strike the word "one" and insert the word "two".

Line 15, after the comma insert the following: "up to a maximum of thirty days per calendar year".

Page 5, line 3, after the word "in" insert the following: "the Merit System Department,".

Line 13, strike the words "principal assistant or deputy and one private".

Line 15, strike the word "positions" and insert in lieu thereof the word "position".

Line 16, change the period to a comma and add the following: "or the Utah Highway Patrol".

Line 22, strike the word "inquired" and insert in lieu thereof the word "inquiry".

After line 24, add the following new subsection: "(6) Employees of state institutions and judges of Juvenile Courts."

Page 6, line 19, after the word "establishment" insert the words: "and maintenance".

Line 20, after the word "examinations" insert the words "for the Highway Patrol".

Line 28, after the second semi-colon insert the following: "for prohibiting political activity;".

Page 8, line 5, after the word "System" strike the balance of the line and insert in lieu thereof the following: "on the effective date of this act".

Line 6, strike "ments".

Line 7, after the word "Employees" strike the balance of the line and insert in lieu thereof the following: "in the Highway Patrol who have held their".

Line 8, strike the words: "in the classified service herein".

Page 10, after line 21 insert the following new section: "Section 18. Nothing in this act shall be construed to limit or prohibit any employee or discharged employee from the right of appeal to the Merit System Board."

Line 22, change "18" to "19".

Line 25, change "19" to "20".

Line 26, change "20" to "21".

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

Page 2, line 25, after the subsection number "(1)" strike the balance of the line.

Line 26, strike the entire line.

Page 5, line 28, strike the words "except that".

Strike all of lines 29 and 30.

S. B. No. 184 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Farr, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Gibbons and McShane.

Absent and not voting: Senators Brockbank, Cowles, Fowles, and Lamoreaux.

S. B. No. 184 was transmitted to the House.

H. B. No. 144 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 144* was read the third time and placed on its final passage.

H. B. No. 144 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Lamoreaux, Lund and McShane.

H. B. No. 144 was returned to the House.

H. B. No. 146 was read the second time.

Committee report was read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 146* was read the third time and placed on its final passage.

H. B. No. 146 then passed on the following roll call:

Ayes, 14; Nos, 1; Absent, 8.

Those voting in the affirmative were: Senators Day, Elggren, Farr, Fowles, Hirschi, Holbrook, Jolley, Jones (explained vote), Knight, Lamoreaux, McShane, Midgley, Vest and Mr. President.

Voting in the negative was Senator Ward.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Gibbons, Houston, Lund, Melich and Selvin.

H. B. No. 146 was returned to the House.

Senator Fowles moved that the rules be suspended and that the Senate now consider *H. B. No. 122.*

Motion carried.

H. B. No. 122 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 122* was read the third time and placed on its final passage.

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

Page 7, line 26, after the word "sick" insert the following: "; Nor shall it be construed as prohibiting any nursing service with or without compensation or personal profit by a person or persons who serve by assignment of any established and functioning religious organization or its auxiliary."

H. B. No. 122 then passed on the following roll call:

Ayes, 15; Nos, 4; Absent, 4.

Those voting in the affirmative were: Senators Elggren, Farr, Fowles, Hirschi, Holbrook, Houston, Jolley, Knight (explained vote), Lamoreaux, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Day (explained vote), Gibbons (explained vote), Jones (explained vote) and Lund.

Absent and not voting: Senators Brockbank, Clegg, Cowles, and Selvin.

H. B. No. 122 was returned to the House.

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

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m.

Roll Call—All Senators present.

On motion of Senator Lund, *H. B. No. 189*, which had been returned to the Senate pursuant to its request, was returned to the House without further consideration by the Senate.

COMMUNICATIONS FROM THE GOVERNOR

March 11, 1947

To the Senate
Building

Gentlemen:

On request of Mr. William J. Eustice, I am this day withdrawing my nomination of him for Tax Commissioner.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 104*, by Mrs. Jack, Messrs. Warner, Bonacci, Ingleby, Doty, entitled, "AN ACT AMENDING SECTIONS 76A-5-16, 76A-5-17, 76A-5-18, AND 76A-5-19, UTAH CODE ANNOTATED 1943, RELATING TO THE MEDICAL SUPERINTENDENT OF THE UTAH STATE TUBERCULOSIS SANATORIUM, HIS POWERS, DUTIES AND SALARY."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 127*, by Mr. Anderson, entitled, "AN ACT MAKING THE GENERAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH, A STATE SCHOOL PLACING THE SAME UNDER THE MANAGEMENT AND CONTROL OF THE STATE BOARD OF EDUCATION AND PROVIDING FOR AN ADVISORY BOARD; LIMITING AND PRESCRIBING THE COURSE OF STUDY, PRESCRIBING THE ENTRANCE REQUIREMENTS AND PROVIDING THAT MONIES COLLECTED BY SAID SCHOOL MAY BE USED FOR THE SUPPORT THEREOF AND PROVIDING A METHOD OF APPROVING CLAIMS AGAINST SAID SCHOOL."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 212*, by Mrs. Jack, Messrs. Cope, Doty, Ingleby, Larson and Anderson, entitled, "AN ACT AUTHORIZING A BOARD OF COUNTY COMMISSIONERS TO ENTER INTO COOPERATIVE CONTRACTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY THEREOF FOR THE CONSTRUCTION OF FLOOD CONTROL PROJECTS WITHIN SUCH COUNTY AND PROVIDING FOR THE FINANCIAL ASSISTANCE OF THE PROJECTS FOR THE STATE OF UTAH AND PROVIDING FOR THE CARE, MAINTENANCE, AND PROTECTION FROM POLLUTION AND OBSTRUCTION IN NATURAL STREAMS, CANALS, AND LAKES IN THE STATE OF UTAH, AND AUTHORIZING A ONE MILL COUNTY LEVY FOR SUCH PURPOSES."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 150*, by Messrs. Murdock, Paxton, Lunt, Christensen, Gardner and Clark, entitled, "AN ACT CONFERRING JURISDICTION ON THE PUBLIC SERVICE COMMISSION TO REQUIRE FENCES, ALONG RAILROADS UNDER CIRCUMSTANCES PRESCRIBED IN THIS ACT, WITH OPENINGS, GATES, CROSSINGS AND CATTLE GUARDS, AND PRESCRIBING THE PROCEDURE FOR THE EXERCISE OF SUCH JURISDICTION AND AUTHORIZING SUCH COMMISSION TO MODIFY OR REVOKE ITS ORDERS REQUIRING FENCES; AND RELIEVING NON-COMPLYING RAILROAD COMPANIES AND CORPORATIONS AND THEIR OFFICERS, AGENTS AND EMPLOYEES FROM CERTAIN PENALTIES PRESCRIBED BY SECTIONS 76-6-25 AND 76-6-26, UTAH CODE ANNOTATED 1943, BUT SUBJECTING SUCH COMPANIES AND CORPORATIONS TO LIABILITY PRESCRIBED UNDER SECTION 77-0-13, UTAH CODE ANNOTATED 1943."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

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. 100*, by Mrs. Pyne and Mr. Warner, entitled, "AN ACT AMENDING SECTION 76A-1-4, UTAH CODE ANNOTATED 1943, RELATIVE TO THE POWERS AND DUTIES OF THE PUBLIC WELFARE COMMISSION AND AUTHORIZING THE SALE OF REAL PROPERTY BY THE PUBLIC WELFARE COMMISSION, WITH THE APPROVAL OF THE BOARD OF EXAMINERS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 100 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 12, 1947

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. 101*, by Mrs. Forsberg, Messrs. Bayles and Nielson, entitled, "AN ACT AUTHORIZING THE PUBLIC WELFARE COMMISSION TO RECEIVE GIFTS AND DESIGNATING THE USE THEREOF.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 101 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 12, 1947

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 Mrs. Jack, Messrs. Warner, Bonacci, Ingleby and Doty, entitled, "AN ACT AMENDING SECTION 76A-5-22, UTAH CODE ANNOTATED 1943, RELATING TO THE ELIGIBILITY OF PERSONS FOR ADMITTANCE TO THE TUBERCULOSIS SANATORIUM AND PROVIDING FOR THE WAIVER OF SUCH REQUIREMENTS BY THE PUBLIC WELFARE COMMISSION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 12, 1947

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 Messrs. Bonacci, Warner, Ingleby, Doty and

Mrs. Jack, entitled, "AN ACT AMENDING CHAPTER 126 LAWS OF UTAH 1945 RELATING TO AND FIXING THE SALARIES OF THE BUILDING COMMISSION SUPERINTENDENT OF CONSTRUCTION; STATE FISH AND GAME DIRECTOR; MEMBERS OF THE INDUSTRIAL COMMISSION; STATE ENGINEER; MEMBERS OF THE COMMISSION OF FINANCE; ASSISTANT LIBRARIAN, STATE LIBRARY; CLERK OF THE SUPREME COURT; MEMBERS OF THE STATE TAX COMMISSION; MEMBERS OF THE PUBLIC WELFARE COMMISSION; MEMBERS OF THE COMMISSION OF BUSINESS REGULATION; STATE HEALTH COMMISSIONER; MEMBERS OF THE LIQUOR CONTROL COMMISSION; MEMBERS OF THE STATE BOARD OF AGRICULTURE; MEMBERS OF THE COMMISSION OF PUBLICITY AND INDUSTRIAL DEVELOPMENT; MEMBERS OF THE ENGINEERING COMMISSION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

SPECIAL ORDER

On motion of Senator Holbrook, the Senate deferred action on *H. B. No. 71.*

REPORTS OF SPECIAL COMMITTEES

March 11, 1947

Mr. President:

Your Sifting Committee reports out the following bills for the consideration of the Senate:

H. J. M. No. 7, H. B. Nos. 5, 145, 240, 258, 259, 138, 141, 89, 90, 92, 93, 95, 96, 97, 98, 268.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

H. J. M. No. 7 was read the second time.

On motion of Senator Knight, the rules were suspended and *H. J. M. No. 7* was read the third time and placed on its final passage.

H. J. M. No. 7 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Farr, Fowles, Hirschi, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Elggren, Gibbons, Holbrook, McShane, Vest and Ward.

H. J. M. No. 7 was returned to the House.

H. B. No. 5 was read the second time.

Committee report read and adopted.

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

Page 1, line 1, after the figure "7" insert the following: "of chapter 113,".

On motion of Senator Day, the rules were suspended and *H. B. No. 5* was read the third time and placed on its final passage.

H. B. No. 5 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Houston, McShane, Melich, Vest and Ward.

H. B. No. 5 was returned to the House.

H. B. No. 145 was read the second time.

Committee report read and adopted.

On motion of Senator Midgley, the rules were suspended and *H. B. No. 145* was read the third time and placed on its final passage.

H. B. No. 145 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, McShane, Vest and Ward.

H. B. No. 145 was returned to the House.

Senator Selvin moved that the rules be suspended and that the Senate at this time reconsider the vote by which *S. B. No. 239* failed of passage.

Motion carried.

S. B. No. 239 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Elggren, Farr, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin and Mr. President.

Those voting in the negative were: Senators Day and Gibbons.

Absent and not voting: Senators Brockbank, Fowles, Vest and Ward.

S. B. No. 239 was transmitted to the House.

H. B. No. 240 was read the second time.

On motion of Senator Hirschi, the rules were suspended and *H. B. No. 240* was read the third time and placed on its final passage.

H. B. No. 240 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Fowles, Lund, Vest and Ward.

H. B. No. 240 was returned to the House.

H. B. No. 258 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 258* was read the third time and placed on its final passage.

H. B. No. 258 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Farr, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Fowles, Vest and Ward.

H. B. No. 258 was returned to the House.

H. B. No. 259 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 259* was read the third time and placed on its final passage.

H. B. No. 259 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jolley, Jones (explained vote), Lamoreaux, Lund, McShane (explained vote), Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Holbrook, Knight, Vest and Ward.

H. B. No. 259 was returned to the House.

On motion of Senator Day, the rules were suspended and *H. B. No. 138* was read the second and third times and placed on its final passage.

H. B. No. 138 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Houston, Jones, Knight, Lund, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Holbrook, Jolley, Lamoreaux, McShane and Vest.

H. B. No. 138 was returned to the House.

H. B. No. 141 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 141* was read the third time and placed on its final passage.

H. B. No. 141 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Knight and Vest.

H. B. No. 141 was returned to the House.

H. B. No. 89 was read the second time.

Committee report read and adopted.

H. B. No. 89 was placed on the Third Reading Calendar on the following roll call:

Ayes, 13; Nos, 0; Absent, 10.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Hirschi, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Fowles, Gibbons, Holbrook, Houston, Lamoreaux, Lund, Vest and Ward.

H. B. No. 90 was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jones, Knight, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Fowles, Jolley, Lamoreaux, Lund, McShane and Midgley.

H. B. No. 90 was returned to the House.

H. B. No. 92 was read the second time.

Committee report read and adopted.

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

Page 1, line 7, strike the word "fifty" and insert in lieu thereof the word "forty".

On motion of Senator Day, 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:

Ayes, 14; Nos, 1; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, McShane, Melich, Selvin, Vest and Mr. President.

Voting in the negative was Senator Ward.

Absent and and not voting: Senators Brockbank, Elggren, Farr, Fowles, Houston, Lamoreaux, Lund and Midgley.

H. B. No. 92 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendment to *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT RELATING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF HONORABLY DIS-

CHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT.", and has appointed a conference committee consisting of Represenatives Stevens, Toronto and Stone, to act with a like committee from the Senate on this bill.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

Senator Knight moved that the President appoint a Conference Committee to confer with the committee appointed by the House on amendments to *S. B. No. 72.*

Motion carried.

The President appointed Senators Knight, Houston and Fowles as the Conference Committee.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT TO CREATE AND ESTABLISH A STATE DEPARTMENT OF VETERANS' AFFAIRS: FOR THE PURPOSE OF AIDING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; TO DEFINE THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS AFFAIRS; TO PROVIDE FOR A VETERANS COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR, DEFINING, POWERS, DUTIES, FIXING SALARY, PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSES, AND OPERATING EXPENSES IN CONNECTION THEREWITH; TO PROVIDE FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; TO REQUIRE THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND TO PROVIDE FOR A TRANSFER OF RECORDS NOW HELD FOR THE STATE VETERANS SERVICE TO THE STATE DEPARTMENT OF VETERAN'S AFFAIRS, AND MAKING AN APPROPRIATION THEREFOR.", and has appointed a conference committee consisting of Representatives Lewis, Clark and Murch, to act with a like committee from the Senate on this bill.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

Senator Day moved that the President appoint a Conference Committee to confer with the committee appointed by the House on amendments to *S. B. No. 78.*

The President appointed Senators Knight, Houston and Fowles as the Conference Committee.

March 12, 1947

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. 122*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT REPEALING CHAPTER 85, LAWS OF UTAH 1943, BEING SECTIONS 78-6a-1, 78-6a-2, 78-6a-3, 78-6a-4, 78-6a-5, 78-6a-6, 78-6a-7, 78-6a-8, 78-6a-9, AND 78-6a-10, RELATING TO THE RIGHTS, POWERS, AND DISABILITIES OF ALIENS WITH RESPECTS TO REAL ESTATE OWNERSHIP.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 122 was transmitted to the Governor.

March 12, 1947

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. 197*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING $1,455,000 TO THE PUBLIC WELFARE COMMISSION.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. 197 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. C. M. No. 4*, by Mr. Selvin, entitled, "A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEE OF THE CONGRESS OF THE UNITED STATES OF AMERICA AND TO THE SECRETARY OF WAR URGING THE USE OF CERTAIN LAND AND THE TRANSFER OF CERTAIN BUILDINGS AT THE TOOELE ORDNANCE DEPOT AT TOOELE, UTAH, TO THE STATE DEPARTMENT OF PUBLIC WELFARE," examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. C. M. No. 4 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 165*, by Messrs. McShane, Clegg, Hirschi, and Melich, entitled, "AN ACT AUTHORIZING AND DIRECTING THE EXPENDITURE OF $50,000 OF THE FUNDS OF THE PUBLIC WELFARE COMMISSION OF THE STATE OF UTAH IN COOPERATION WITH A BOARD OF FIVE MEMBERS WHOSE DUTIES SHALL BE TO INVESTIGATE THE CAUSES OF ALCOHOLICS AND ALCOHOLISM AND PROVIDE FOR EDUCATION THEREON AND TREATMENT OF ALCOHOLICS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 165 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 93 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 93* was read the third time and placed on its final passage.

H. B. No. 93 then passed on the following roll call:

Ayes, 14; Nos, 1; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jones, Lund, Melich, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator Jolley.

Absent and not voting: Senators Brockbank, Cowles, Farr, Fowles, Knight, Lamoreaux, McShane and Midgley.

H. B. No. 93 was returned to the House.

H. B. No. 95 was read the second time.

Committee report read and adopted.

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

Page 1, line 6, strike the word "fifty" and insert in lieu thereof the word "forty".

On motion of Senator Day, 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:

Ayes, 18; Nos, 1; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Voting in the negative was Senator Ward.

Absent and not voting: Senators Brockbank, Cowles, Farr and Lamoreaux.

H. B. No. 95 was returned to the House.

H. B. No. 96 was read the second time.

Committee report read and adopted.

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

Page 1, line 3, strike the word "fifty" and insert in lieu thereof the word "forty".

On motion of Senator Day, 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:

Ayes, 16; Nos, 3; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest and Mr. President.

Those voting in the negative were: Senators Cowles, Gibbons and Ward (explained vote) .

Absent and not voting: Senators Brockbank, Farr, Fowles and Lamoreaux.

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 Hirschi, the bill was amended as follows:

Page 1, line 13, strike the word "fifty" and insert in lieu thereof the word "forty".

On motion of Senator Hirschi, 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:

Ayes, 17; Nos, 2; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles and Gibbons.

Absent and not voting: Senators Brockbank, Farr, Fowles and Lamoreaux.

H. B. No. 97 was returned to the House.

H. B. No. 98 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 98* was read the third time and placed on its final passage.

H. B. No. 98 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Hirschi, Holbrook, Houston, Jolley, Jones, Lund, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Fowles, Gibbons, Knight, Lamoreaux, McShane and Midgley.

H. B. No. 98 was returned to the House.

Senator Hirschi moved that *H. B. No. 233* be lifted from the Sifting Committee and considered at this time.

Motion carried.

On motion of Senator Hirschi, the title was amended as follows:

Line 3, strike "50%" and insert "40%".

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

Page 1, line 8, strike "50%" and insert "40%".

Line 12, strike "50%" and insert "40%".

On motion of Senator Hirschi, the rules were suspended and *H. B. No. 233* was read the third time and placed on its final passage.

H. B. No. 233 then passed on the following roll call:

Ayes, 18; Nos, 1; Absent, 4.

Those voting in the affirmative were: Senators Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Selvin, Vest and Mr. President.

Voting in the negative was Senator Ward.

Absent and not voting: Senators Brockbank, Clegg, Lund and Midgley.

H. B. No. 233 was returned to the House.

The President recognized former Senator Mrs. Burton W. Musser, who spoke briefly.

H. B. No. 268 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 268* was read the third time and placed on its final passage.

H. B. No. 268 then passed on the following roll call:

Ayes, 21; Nos, 0; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank and Lund.

H. B. No. 268 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that on a roll call of Ayes 41, Nos 15, Absent 4, the House voted to override the Governor's veto of Item 165 in *H. B. No. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPEDITURES; REPEALING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED 1943, MAKING PROVISION FOR THE DISPOSITION OF MONEYS IN THE MOTOR VEHICLE REGISTRATION FUND.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

Senator Farr moved that the Senate override the veto by the Governor of Item 165, *H. B. No. 274*.

On motion of Senator Melich, the Senate made Senator Farr's motion to override the veto a Special Order of Business for March 13, 1947, at 10:15 a.m.

REPORTS OF STANDING COMMITTEES

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 105*, by Messrs. Knight, Jolley and Vest, entitled, "AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR APPOINTIVE OFFICERS AND EMPLOYEES OF THE VARIOUS COUNTIES OF THE STATE OF UTAH AND PROVIDING FOR RETIREMENT BENEFITS AND FOR THE PAYMENT OF SICKNESS, DISABILITY, AND DEATH BENEFITS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 105 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 124*, by Messrs. Vest, Melich, Knight, Elggren, and Jolley, entitled, "AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR OFFICERS AND EMPLOYEES OF THE STATE OF UTAH AND MAKING AN APPROPRIATION.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct ,and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 124 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 134*, by Messrs. Farr, Fowles, Ward and Hopkin, entitled, "AN ACT AUTHORIZING, EMPOWERING, AND DIRECTING THE STATE BOARD OF EDUCATION OF THE STATE OF UTAH TO PURCHASE OR OTHERWISE ACQUIRE A SUITABLE CAMPUS FOR WEBER COLLEGE, CONSTRUCT SUITABLE BUILDINGS THEREON AT OGDEN, UTAH, AND MAINTAIN THE SAME.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 134 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 180*, by Appropriations Committee, entitled, "AN ACT CREATING A STATE ART COMMISSION AND DEFINING ITS POWERS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 180 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Sifting Committee reports the following bills for consideration of the Senate:

H. B. Nos. 278, 120, 99, 251, 173 and 81.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 278 was read the second time.

On motion of Senator Holbrook, *H. B. No. 278* retained its place on the Second Reading Calendar.

H. B. No. 120 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 120* was read the third time and placed on its final passage.

H. B. No. 120 then failed of passage on the following roll call:

Ayes, 6; Nos, 12; Absent, 5.

Those voting in the affirmative were: Senators Cowles, Day, Jolley, Knight, Lamoreaux and Midgley.

Those voting in the negative were: Senators Farr, Fowles, Gibbons, Hirschi, Holbrook, Jones, Lund, McShane (explained vote), Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Elggren, Houston and Melich.

H. B. No. 120 was returned to the House to be filed.

H. B. No. 99 was read the second time.

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

Page 1, line 4 after "Orem" insert "Beaver".

On motion of Senator Jolley, the title was amended as follows:

Line 4, after "BEAVER" insert "MORGAN".

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

Page 1, line 4, after "Beaver" insert "Morgan".

On motion of Senator Day, the rules were suspended and *H. B. No. 99* was read the third time and placed on its final passage.

H. B. No. 99 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Cowles, Day, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones (explained vote), Knight, McShane, Melich, Selvin (explained vote), Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Elggren, Farr, Houston, Lamoreaux, Lund and Midgley.

H. B. No. 99 was returned to the House.

H. B. No. 251 was read the second time.

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

Page 10, line 8, strike the deletion marks and the balance of the line and insert in lieu thereof the following: "From Watson on route 45 southwesterly to Rainbow."

Line 9, strike all of the line.

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

Page 4, line 21, strike the deletion marks and the balance of the line and insert in lieu thereof the following: "From route 1 south of Salem northeasterly and east of route 1 via Salem to route 1."

Line 22, strike all of the line.

On motion of Senator Day, the rules were suspended and *H. B. No. 251* was read the third time and placed on its final passage.

H. B. No. 251 then passed on the following roll call:

Ayes, 14; Nos, 0; Absent, 9.

Those voting in the affirmative were: Senators Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Houston, Jolley, Lamoreaux, Midgley and Selvin.

H. B. No. 251 was returned to the House.

H. B. No. 173 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 173* was read the third time and placed on its final passage.

H. B. No. 173 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Day, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Houston and Midgley.

H. B. No. 173 was returned to the House.

H. B. No. 81 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 81* was read the third time and placed on its final passage.

H. B. No. 81 then passed on the following roll call:

Ayes, 14; Nos, 0; Absent, 9.

Those voting in the affirmative were: Senators Day, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Farr, Houston, Lamoreaux, Midgley and Selvin.

H. B. No. 81 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, the rules were suspended and *H. B. No. 89* was read the third time.

H. B. No. 89 then passed on the following roll call:

Ayes, 15; Nos, 0; Absent, 8.

Those voting in the affirmative were: Senators Day, Farr, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Houston, Lamoreaux, Midgley and Selvin.

H. B. No. 89 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

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. 189*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 19-13-6, UTAH CODE ANNOTATED 1943, RELATING TO THE ELECTION OF COUNTY AND PRECINCT OFFICERS AND PROVIDING FOR THE ELECTION OF COUNTY ATTORNEYS IN NOVEMBER, 1950, AND EVERY FOUR YEARS THEREAFTER, PURSUANT TO THE PROVISIONS OF SECTION 10, ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF UTAH AS AMENDED BY THE LEGISLATURE OF THE STATE OF UTAH, BY H. J. R. NO. 4, PAGE 321, LAWS OF UTAH 1945, AND APPROVED BY THE ELECTORS OF THE STATE AT THE GENERAL ELECTION NOVEMBER 5, 1946; AND PROVIDING THAT INCUMBENT COUNTY ATTORNEYS HOLD OFFICE UNTIL THE GENERAL ELECTION IN NOVEMBER, 1948.", and requests the Senate to recede from its amendments.

Respectfully,

LELAND G. LARSEN.
Chief Clerk.

Communication filed.

Senator Melich moved that the Senate recede from its amendments to *H. B. No. 189*.

Motion carried.

H. B. No. 189 then passed on the following roll call:

Ayes, 13; Nos, 1; Absent, 9.

Those voting in the affirmative were: Senators Day, Farr, Fowles, Gibbons (explained vote), Hirschi, Holbrook, Jolley, Jones, Knight, Lund, McShane, Melich and Mr. President.

Voting in the negative was Senator Ward (explained vote).

Absent and not voting: Senators Brockbank, Clegg, Cowles, Elggren, Houston, Lamoreaux, Midgley, Selvin and Vest.

H. B. No. 189 was returned to the House.

On motion of Senator Ward, the Senate adjourned until March 13, 1947, at 10:00 a.m.

SIXTIETH DAY

MORNING SESSION

March 13, 1947

The Senate was called to order at 10:00 a.m. President Hopkin in the chair.

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

Prayer by the Chaplain.

March 13, 1947

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,

WARWICK C. LAMOREAUX,
CLAUD HIRSCHI.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

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 Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-34, UTAH CODE ANNOTATED 1943, RELATING TO AND FIXING THE LIABILITY OF COUNTY ASSESSORS AND THEIR SURETIES FOR WILLFUL NEGLECT OF DUTY."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 149*, by Messrs. Paxton, Frost, Feltch, Bunce, entitled, "AN ACT TO BE KNOWN AS FEDERAL AIRPORT FUNDS ACT, RELATING TO FEDERAL AID FOR THE DEVELOPMENT OF AIRPORTS, DEFINING PUBLIC AGENCY AND OTHER WORDS AND PHRASES; AUTHORIZING STATE AERONAUTICS COMMISSION TO APPROVE FEDERAL AIRPORT PROJECTS AND TO ACT AS AGENT OF PUBLIC AGENCY IN THE PLANNING, ACQUISITION, CONSTRUCTION, MAINTENANCE, OPERATION AND REGULATION OF AIRPORTS AND AIR NAVIGATION FACILITIES; AUTHORIZING THE EXECUTION OF CONTRACTS, APPROPRIATIONS, LEVYING OF TAXES, ISSUANCE OF BONDS, AND JOINT ACTION BY PUBLIC AGENCIES; PROVIDING FOR THE ACCEPTANCE OF FEDERAL FUNDS, CHANNELING, AND DISBURSING THE SAME."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 12, 1947

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. 20*, by Messrs. Midgley, Lamoreaux, Elggren, and Day, entitled, "AN ACT DESIGNATING THE OLD UTAH STATE PRISON SITE AS A STATE PARK AND REPEALING CHAPTER 161, LAWS OF UTAH 1937.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 20 was transmitted to the Governor.

March 12, 1947

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. 154*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day, on

behalf of the Tax Study Committee, entitled, "AN ACT REPEALING TITLE 75, CHAPTER 12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91, AND 92, LAWS OF UTAH 1945, AND SECTIONS 75-7-27, 75-7-28, AND 75-7-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 91, LAWS OF UTAH 1945; ENACTING A NEW CHAPTER TO BE KNOWN AS TITLE 75, CHAPTER 12, CONSISTING OF SECTIONS 75-12-1, 75-12-2, 75-12-3, 75-12-4, 75-12-5, 75-12-6, 75-12-7, 75-12-8, 75-12-9, 75-12-10, 75-12-11, 75-12-12, AND 75-12-13, UTAH CODE ANNOTATED 1943, AND AMENDING SECTIONS 75-8-2, 75-8-7, 75-8-8, AND 75-8-9, UTAH CODE ANNOTATED 1943; 75-7-24, AND 75-7-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91 AND 92, LAWS OF UTAH 1945; AND 75-7-26, UTAH CODE ANNOTATED 1943, ALL OF WHICH RELATE TO THE ESTABLISHING OF REVENUES FOR THE UNIFORM SCHOOL FUND; APPORTIONING A PART THEREOF TO THE GENERAL FUND FOR THE BUDGET OF THE STATE BOARD OF EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; APPORTIONING PARTS THEREOF TO THE JUNIOR COLLEGES, THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; DETERMINING THE COST OF THE STATE'S UNIFORM MINIMUM SCHOOL PROGRAM; ESTABLISHING HOW THE STATE'S CONTRIBUTION TO THAT PROGRAM SHALL BE RAISED; AND PROVIDING FOR ADDITIONAL LEVIES TO FINANCE LOCAL PROGRAMS IN EXCESS OF THE MINIMUM.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Melich, the Senate concurred in the House amendments to *S. B. No. 154*.

S. B. No. 154 then passed on the following roll call:

Ayes 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Fowles and Midgley.

S. B. No. 154 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest and Day, on behalf of the Tax Study Committee, entitled, "AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS 75-11-23, 75-11-24, 75-11-25, AND 75-11-26, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS OF DISTRICT BOARDS OF EDUCATION WITH RESPECT TO CHARGES AND PAYMENT OF TUITION ON ACCOUNT OF NON-RESIDENT STUDENTS; THE REPORTING OF ATTENDANCE FOR PURPOSE OF THE APPORTIONMENT OF STATE FUNDS; AND PERMITTING DISTRICTS TO COOPERATE IN THE CONSTRUCTION AND OPERATION OF SCHOOLS; AND AMENDING SECTION 75-9-7, UTAH CODE ANNOTATED 1943, SPECIFYING WHO MAY ATTEND THE PUBLIC SCHOOLS FREE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 155 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 156*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Vest, Elggren and Day, entitled, "AN ACT AMENDING SECTIONS 80-13-60, AND 80-14-63, UTAH CODE ANNOTATED 1943, PROVIDING THAT ALL REVENUES FROM THE STATE INCOME TAX AND CORPORATION FRANCHISE TAX BE ALLOCATED TO THE UNIFORM SCHOOL FUND FOR THE SUPPORT OF THE PUBLIC SCHOOL SYSTEM.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 156 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 157*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-9-1, 80-9-2, AND 80-9-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR A TAX ON TANGIBLE PROPERTY WITHIN THE STATE FOR THE PURPOSE OF RAISING A PART OF THE STATE'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM UNIFORM SCHOOL PROGRAM OF KINDERGARTEN, COMMON, AND HIGH SCHOOLS; PROVIDING FOR THE APPORTIONMENT OF THE STATE'S CONTRIBUTION TO SUCH PROGRAM TO THE SEVERAL SCHOOL DISTRICTS; AND PROVIDING FOR A UNIFORM MINIMUM LOCAL LEVY ON TANGIBLE PROPERTY WITHIN EACH SCHOOL DISTRICT FOR THE PURPOSE OF RAISING THE DISTRICT'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM SCHOOL PROGRAM.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 157 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 280*, by Appropriations Committee, entitled, "AN ACT PROVIDING THAT THE APPROPRIATION PROVIDED BY SECTION 12, ITEM 164 OF THE APPROPRIATIONS ACT OF 1947 SHALL HAVE PRIORITY OVER THE APPROPRIATION PROVIDED FOR IN SECTION 12, ITEM 165 OF SAID APPROPRIATIONS ACT.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 280 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 12, 1947

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. 11*, by Mr. Larson, entitled, "A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH TO THE CENTENNIAL COMMISSION, REQUESTING THE CENTENNIAL COMMISSION TO ASSIST IN SENDING THE MAGNA-GARFIELD JUNIOR DRUM AND BUGLE CORPS TO NEW YORK CITY FOR THE PURPOSE OF DEFENDING ITS TITLE AS NATIONAL CHAMPION OF JUNIOR DRUM AND BUGLE CORPS.", and the same is transmitted herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 11 was read the first time.

On motion of Senator Cowles, the rules were suspended and *H. J. R. No. 11* was read the second and third times and placed on its final passage.

H. J. R. No. 11 then passed on the following roll call:

Ayes, 21; Nos, 1; Absent, 1.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Farr, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Voting in the negative was Senator McShane.

Absent and not voting was Senator Brockbank.

H. J. R. No. 11 was returned to the House.

March 12, 1947

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. 56*, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 87-1-5, UTAH

CODE ANNOTATED 1943, RELATING TO SALARIES OF DISTRICT ATTORNEYS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 56 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 65*, by Mr. Farr, entitled, "AN ACT CREATING WITHIN THE STATE DEPARTMENT OF PUBLIC WELFARE THE POSITION OF CONSULTANT FOR THE BLIND, DEFINING QUALIFICATIONS FOR THE OFFICE AND PRESCRIBING THE POWERS AND DUTIES THEREOF.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 65 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 92*, by Messrs. Selvin and Elggren, entitled, "AN ACT AMENDING SECTION 85-3-18, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS AND DUTIES OF THE TRUSTEES OF THE UTAH SCHOOL FOR THE BLIND AT OGDEN WITH REFERENCE TO THE PROGRAM OF THE ADULT BLIND OF THE STATE.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 92 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 104*, by Committee on Health and Labor, entitled, "AN ACT TO REQUIRE THE LICENSING, INSPECTION, AND REGULATION OF HOSPITALS AS HEREIN DEFINED; CREATING A HOSPITAL ADVISORY COUNCIL AND PRESCRIBING ITS POWERS; PROVIDING FOR REGULATIONS, ENFORCEMENT PROCEDURES, AND PENALTIES.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 104 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 105*, by Messrs. Knight, Jolley, and Vest, entitled, "AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR APPOINTIVE OFFICERS AND EMPLOYEES OF THE VARIOUS COUNTIES OF THE STATE OF UTAH AND PROVIDING FOR RETIREMENT BENEFITS AND FOR THE PAYMENT OF SICKNESS, DISABILITY, AND DEATH BENEFITS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 105 was transmitted to the Governor.

March 12, 1947

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. 127*, by Mr. Melich,

entitled, "AN ACT AMENDING SECTION 86-1-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 84, LAWS OF UTAH 1945, RELATING TO MINING LEASES, RENTALS, AND ROYALTIES ON LANDS OF THE STATE OF UTAH AND TO THE ACREAGE LIMITATION WITH RESPECT THERETO AND PROVIDING AN EXCEPTION AS TO LANDS WITHIN OIL AND GAS COOPERATIVE OR UNIT PLANS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 127 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 134*, by Messrs. Farr, Fowles, Ward and Hopkin, entitled, "AN ACT AUTHORIZING, EMPOWERING, AND DIRECTING THE STATE BOARD OF EDUCATION OF THE STATE OF UTAH TO PURCHASE OR OTHERWISE ACQUIRE A SUITABLE CAMPUS FOR WEBER COLLEGE, CONSTRUCT SUITABLE BUILDINGS THEREON AT OGDEN, UTAH, AND MAINTAIN THE SAME.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 134 was transmitted to the Governor.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 148*, by Messrs. Lamoreaux and Elggren, entitled, "AN ACT RELATING TO HORSE RACING AND PROVIDING FOR THE CREATION OF A UTAH RACING ASSOCIATION AND

DEFINING ITS DUTIES AND POWERS; PERMITTING WAGERS TO BE MADE UNDER THE COOPERATIVE OR PARI-MUTUEL SYSTEM.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 148 was filed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 150* (Re-written) by Messrs. Gibbons, Knight and Jones, entitled, "AN ACT PROVIDING FOR THE PREVENTION OF DAMAGE TO CROPS ON CLEARED AND PLANTED LAND BY BIG GAME ANIMALS AND PROVIDING FOR THE PAYMENT OF DAMAGES OUT OF THE STATE FISH AND GAME FUND TO THE OWNERS OF SUCH LAND.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 150 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 151*, by Mr. Brockbank, entitled, "AN ACT PROVIDING FOR AN INVENTORY OF EXISTING HOSPITALS; FOR A SURVEY OF THE NEED FOR ADDITIONAL HOSPITAL FACILITIES, AND FOR THE DEVELOPMENT AND ADMINISTRATION OF A HOSPITAL CONSTRUCTION PROGRAM WHICH WILL, IN CONJUNCTION WITH EXISTING FACILITIES, AFFORD HOSPITALS ADEQUATE TO SERVE ALL PEOPLE OF THE STATE; ESTABLISHING METHODS OF ADMINISTRATION AND CONTROL; PROVIDING FOR COMPLIANCE WITH THE REQUIRE-

MENTS OF THE FEDERAL HOSPITAL SURVEY AND CONSTRUCTION ACT AND REGULATIONS THEREUNDER; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS IN ACCORDANCE WITH SUCH REQUIREMENTS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 151 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 152*, by Mr. Brockbank, entitled, "AN ACT RELATING TO THE STATE HOSPITAL SURVEY AND CONSTRUCTION PROGRAM AND PROVIDING AN APPROPRIATION OF $375,000 AND OF $27,048 OR SO MUCH THEREOF AS SHALL BE NECESSARY, TO ENABLE THE DEPARTMENT OF HEALTH TO MATCH FUNDS PROVIDED BY THE FEDERAL GOVERNMENT FOR SURVEY AND PLANNING PURPOSES AND FOR THE CONSTRUCTION, IMPROVEMENT AND OPERATION OF HOSPITALS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 152 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 164*, by Messrs. Vest and Brockbank, entitled, "AN ACT AMENDING SECTION 75-4-17, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE NORMAL

SCHOOL AS A DEPARTMENT OF THE UNIVERSITY; DESIGNATING IT AS THE STATE SCHOOL OF EDUCATION; DEFINING ITS FUNCTIONS; AND THE CREATION OF SCHOLARSHIPS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 164 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 165*, by Messrs. McShane, Clegg, Hirschi and Melich, entitled, "AN ACT AUTHORIZING AND DIRECTING THE EXPENDITURE OF $50,000 OF THE FUNDS OF THE PUBLIC WELFARE COMMISSION OF THE STATE OF UTAH IN COOPERATION WITH A BOARD OF FIVE MEMBERS WHOSE DUTIES SHALL BE TO INVESTIGATE THE CAUSES OF ALCOHOLICS AND ALCOHOLISM AND PROVIDE FOR EDUCATION THEREON AND TREATMENT OF ALCOHOLICS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 165 was transmitted to the Governor.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 199*, by Mr. Selvin, entitled, "AN ACT PROVIDING FOR THE GIVING TO BLIND RESIDENTS OF THE STATE OF UTAH THE PRIVILEGE OF OPERATING VENDING STANDS OR OTHER ENTERPRISES IN STATE, COUNTY OR MUNICIPAL BUILDINGS, PARKS OR OTHER PROPERTY OWNED BY THE STATE OF UTAH, AND PROVIDING FOR THE CON-

STRUCTION AND EQUIPMENT OF SUCH VENDING STANDS FOR THE PURPOSE OF TRAINING BLIND PERSONS IN CARRYING ON BUSINESS ENTERPRISES", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 199 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. 236*, by Mr. Jolley, entitled, "AN ACT APPROPRIATING $5000.00 TO THE CIVIL SERVICE COMMISSION OF THE STATE OF UTAH.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 236 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 239*, by Mr. Clegg, entitled, "AN ACT EMPOWERING THE PUBLIC WELFARE COMMISSION TO CONTRACT WITH THE SALT LAKE VISITING NURSE ASSOCIATION FOR THE PURPOSE OF PROVIDING NURSING SERVICES TO INDIGENT RESIDENTS OF THE STATE OF UTAH AND MAKING AN APPROPRIATION OF $5000 THEREFOR.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 239 was filed.

March 12, 1947

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. 243*, by Messrs. Jolley and Cowles, entitled, "AN ACT AMENDING SECTIONS 75-29-27, AND 75-29-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 96, 97 AND 98, LAWS OF UTAH 1945; AND SECTION 75-29-30, UTAH CODE ANNOTATED 1943, RELATING TO THE TEACHERS' RETIREMENT ACT; ALLOWING CREDIT FOR PRIOR SERVICE FOR THOSE TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS WHO HAD FORFEITED THEIR PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THIS AMENDMENT TO THE LAW, ARE REQUIRED TO BE MEMBERS OF THE SAID RETIREMENT SYSTEM; MAKING IT PERMISSIBLE FOR A MEMBER OF A LOCAL RETIREMENT ASSOCIATION WHO HAD FORFEITED HIS OR HER PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THE AMENDMENT TO THE LAW, IS REQUIRED TO BE A MEMBER OF THE SAID RETIREMENT SYSTEM TO MAKE CONTRIBUTIONS TO THE RETIREMENT SYSTEM ON MONEY RECEIVED FOR TEACHING SERVICE FROM BOARDS OF EDUCATION WITHIN THE STATE DURING THE PERIOD FROM JULY 1, 1937 TO JUNE 30, 1947; AND MAKING IT MANDATORY FOR ALL TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS TO BECOME AFFILIATED WITH THE STATE RETIREMENT SYSTEM BEGINNING JULY 1, 1947; AND REPEALING SECTION 75-29-31, UTAH CODE ANNOTATED 1943.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Jolley, the Senate concurred in the House amendments to *S. B. No. 243*.

S. B. No. 243 then passed on the following roll call:

Ayes, 19; Nos, 0; Absent, 4.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Lamoreaux, and Lund.

S. B. No. 243 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

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. C. M. No. 4*, by Mr. Selvin, entitled, "A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEE OF THE CONGRESS OF THE UNITED STATES OF AMERICA AND TO THE SECRETARY OF WAR URGING THE USE OF CERTAIN LAND AND THE TRANSFER OF CERTAIN BUILDINGS AT THE TOOELE ORDNANCE DEPOT AT TOOELE, UTAH, TO THE STATE DEPARTMENT OF PUBLIC WELFARE.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk

Communication filed.

S. C. M. No. 4 was transmitted to the Governor.

A committee from the House consisting of Representatives Kerr, Jack, Browne, Lewis and Lunt was recognized. The committee reported that the House had voted to cease giving consideration to any additional legislation and to devote its efforts to the disposition of details pertaining to legislation already considered.

REPORTS OF SPECIAL COMMITTEES

March 13, 1947

Mr. President:

Your Sifting Committee reports out *H. B. 276*.

Respectfully,

J. FRANCIS FOWLES,
Chairman.

Report filed.

CONSIDERATION OF BILLS ON SECOND READING

Senator Fowles moved that the rules be suspended and that the Senate at this time consider *H. B. No. 276.*

Motion carried.

H. B. No. 276 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 276* was read the third time and placed on its final passage.

H. B. No. 276 then passed on the following roll call:

Ayes, 14; Nos, 6; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Cowles, Elggren, Gibbons, Hirschi, Jolley, Knight, Lamoreaux, Lund, Melich, Midgley, Selvin, Vest and Ward.

Those voting in the negative were: Senators Day (explained vote), Holbrook, Houston, Jones (explained vote), McShane and Mr. President.

Absent and not voting: Senators Brockbank, Farr and Fowles.

H. B. No. 276 was returned to the House.

Senator Holbrook moved that the Senate at this time consider *H. B.* No. 278.

Motion carried.

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

Strike Section 2, added by House amendment and insert in lieu thereof the following new Sections:

"Section 2. There is appropriated to the Public Welfare Commission from the Emergency Relief Fund the sum of $40,000 for the purposes of developing a program to care for delinquent youths who have been removed from their homes by action of the Juvenile Court and who do not require the type of care provided at the State Industrial School. The Public Welfare Commission is directed to require the expenditure of such portion of the appropriation authorized in *H. B. No. 274*, Item 143, to the State Industrial School and Item 142 to the Juvenile Court as may be necessary to complete the effectuation of the provisions of this Section.

"Section 3. There is hereby appropriated to the Secretary of State, out of any monies in the general fund of the State Treasury not otherwise appropriated, a sum of $5,000.00 or so much thereof as may be

necessary, to cover the cost of publishing proposed constitutional amendments pursuant to the provisions of sec. 1 of article XXIII of the state constitution."

On motion of Senator Holbrook, the title was amended as follows:

Change the period at the end of the title to a comma and add the following: "AND APPROPRIATING FUNDS FROM THE STATE GENERAL FUND TO THE SECRETARY OF STATE FOR DEFRAYING THE EXPENSES FOR THE PUBLICATION OF THE AMENDMENTS TO THE CONSTITUTION AS REQUIRED BY THE CONSTITUTION."

On motion of Senator Day, the rules were suspended and *H. B. No. 278* was read the third time and placed on its final passage.

H. B. No. 278 then passed on the following roll call:

Ayes, 17; Nos, 2; Absent, 4.

Communication filed.

Those voting in the affirmative were: Senators Clegg, Day, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Elggren and Selvin.

Absent and not voting: Senators Brockbank Cowles, Farr and Fowles.

H. B. No. 278 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 12, 1947

Mr. President:

Your Conference Committee, consisting of Senators Knight, Houston and Fowles has met with a like committee from the House and after considering *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, begs leave to report that the House has receded from its amendment on page 3, line 32 from $4,000 to $4,500, and it has agreed to accept the bill as amended.

Respectfully,

NEWELL KNIGHT,
W. WALLACE HOUSTON,
J. FRANCIS FOWLES.

Report adopted and filed.

S. B. No. 78 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Fowles, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Gibbons, Melich, Midgley and Selvin.

S. B. No. 78 was transmitted to the House.

March 12, 1947

Mr. President:

Your Conference Committee, consisting of Senators Knight, Houston and Fowles, has met with a like committee from the House and after considering *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, begs leave to report that the House has receded from its amendments. On line 10 in Section 2, it was agreed that "and widow", be inserted after the word "veteran". On line 14 in the same section strike the words "shall be deemed a misdemeanor and". In line 15, after the word "accordingly", strike the period, insert a comma and immediately after the comma insert the words, "upon appeal and investigation by State Veterans Council.".

Respectfully,

NEWELL KNIGHT,
Chairman.

Report adopted and the bill was amended accordingly.

Report filed.

S. B. No. 72 then passed on the following roll call:

Ayes, 17; Nos, 0; Absent, 6.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Gibbons, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles, Farr, Fowles, Hirschi and Lamoreaux.

S. B. No. 72 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 76* (Substitute) by Messrs. Knight, Hirschi,

Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT APPROPRIATING MONEY TO THE STATE BOARD FOR VOCATIONAL EDUCATION FOR THE PURPOSE OF EXPANDING VOCATIONAL EDUCATION IN SCHOOL DISTRICTS OF 140,000 POPULATION OR MORE AND FOR THE ACQUIRING OF SUITABLE BUILDINGS AND EQUIPMENT FOR SUCH VOCATIONAL EDUCATION.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 76 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 12, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 96*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 57-7-111, UTAH CODE ANNOTATED 1943, RELATING TO AND MAKING UNLAWFUL THE DRIVING OF VEHICLES BY USERS OF NARCOTICS, OR BY INTOXICATED PERSONS; PRESCRIBING PENALTIES UPON CONVICTION, AND PROVIDING FOR THE ADMISSIBILITY IN EVIDENCE OF CHEMICAL TESTS OF BLOOD AND OTHER BODILY SUBSTANCES, AT THE TRIAL OF PERSONS CHARGED WITH DRIVING WHILE INTOXICATED; REQUIRING CERTAIN ESSENTIAL DRIVING BY PERSONS WHOSE DRIVING LICENSES HAVE BEEN REVOKED.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 96 was filed.

March 13, 1947

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 prsence of the House, *S. B. No. 124*, by Messrs. Vest, Melich, Knight, Elggren and Jolley, entitled, "AN ACT PROVIDING FOR A RETIREMENT SY-

STEM FOR OFFICERS AND EMPLOYEES OF THE STATE OF UTAH AND MAKING AN APPROPRIATION.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 124 was transmitted to the Governor.

March 13, 1947

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. 180*, by Appropriations Committee, entitled, "AN ACT CREATING A STATE ART COMMISSION AND DEFINING ITS POWERS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 180 was transmitted to the Governor.

AFTERNOON SESSION

The Senate reconvened at 2:00 p.m.

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

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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 Miss Williams, entitled, "A MEMORIAL TO THE MILITARY AFFAIRS COMMITTEES OF THE CONGRESS OF

THE UNITED STATES OF AMERICA URGING THE TRANSFER OF CERTAIN LAND AND BUILDINGS ON THE MILITARY RESERVATION OF FORT DOUGLAS, UTAH, TO THE FEDERAL ADMINISTRATOR OF THE VETERANS ADMINISTRATION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 10*, by Mrs. Christenson and Mr. Nielson, entitled, "A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH IN APPRECIATION TO THE CITIZENS OF THE CITY OF FILLMORE AND THE COUNTY OF MILLARD.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. No. 10 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 13, 1947

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 Messrs. Murdock, Paxton, Lunt, Christensen, Gardner and Clark, entitled, "AN ACT CONFERRING JURISDICTION ON THE PUBLIC SERVICE COMMISSION TO REQUIRE FENCES, ALONG RAILROADS UNDER CIRCUMSTANCES PRESCRIBED IN THIS ACT, WITH OPENINGS, GATES, CROSSINGS AND CATTLE

GUARDS, AND PRESCRIBING THE PROCEDURE FOR THE EXERCISE OF SUCH JURISDICTION AND AUTHORIZING SUCH COMMISSION TO MODIFY OR REVOKE ITS ORDERS REQUIRING FENCES; AND RELIEVING NON-COMPLYING RAILROAD COMPANIES AND CORPORATIONS AND THEIR OFFICERS, AGENTS AND EMPLOYEES FROM CERTAIN PENALTIES PRESCRIBED BY SECTIONS 76-6-25 AND 76-6-26, UTAH CODE ANNOTATED 1943, BUT SUBJECTING SUCH COMPANIES AND CORPORATIONS TO LIABILITY PRESCRIBED UNDER SECTION 77-0-13, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 183*, by Messrs. Frost and Bunce, entitled, "AN ACT APPROPRIATING $10,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BOARD OF EDUCATION FOR THE PURPOSE OF SECURING AND DISTRIBUTING SURPLUS PROPERTY MADE AVAILABLE BY THE ARMY AND NAVY TO THE SCHOOLS OF UTAH.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 183 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 13, 1947

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 13, 1947, and passed *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT RELAT-

ING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT", and the same is returned herewith for your action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 72 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 5*, by Messrs. Olson and Bonacci, entitled, "AN ACT AMENDING SECTION 2 AND SECTION 7, OF CHAPTER 113, LAWS OF UTAH 1945, RELATING TO AND AUTHORIZING, GOVERNING AND TAXING BODIES WITHIN THE STATE TO CREATE A RESERVE FUND BY TAX LEVY IN THE YEARS 1947 AND 1948, FOR POSTWAR CONSTRUCTION OF BUILDINGS, OTHER PUBLIC PROJECTS AND PURPOSES, PRESCRIBING HOW FUND SHALL BE INVESTED AND SPENT; AND EXTENDING THE DATE OF EXPIRATION, BEING A PART OF UTAH CODE ANNOTATED 1943."

Respectfully,

LELAND G. LARSEN.
Chief Clerk.

Communication filed.

March 13, 1947

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 Revenue and Taxation Committee, on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-2, UTAH CODE ANNOTATED 1943, RELATING TO POWERS OF COUNTY BOARD OF EQUALIZATION TO INCREASE OR LOWER ANY ASSESSMENT TO EQUALIZE ASSESSMENT OF PROPERTY IN ACCORDANCE WITH VALUE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 96*, by Revenue and Taxation Committee, on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-1, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF TAXABLE PROPERTY."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 97*, by Revenue and Taxation Committee on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-30, UTAH CODE ANNOTATED 1943, RELATING TO THE FURTHER DUTIES OF COUNTY ASSESSORS; AND PROVIDING FOR THE CONTENT AND FORM OF THE ASSESSOR'S AFFIDAVIT."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 99*, by Mr. Anderson, entitled, "AN ACT AUTHORIZING THE CONSTRUCTION OF NATIONAL GUARD ARMORIES AT ST. GEORGE, PAYSON, PLEASANT GROVE, LEHI, VERNAL, MURRAY, PROVO, SPRINGVILLE, AMERICAN FORK, OREM, BEAVER, MORGAN AND BOUNTIFUL, UTAH, AUTHORIZING THE SALE OF THE PRESENT EXISTING ARMORIES AT BOUNTIFUL AND PROVO AND APPROPRIATING THE FUNDS RECEIVED FROM SUCH SALE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 233*, by Mr. Bunce, entitled, "AN ACT AMENDING SECTION 80-5-56, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF MINES AT 40% OF THEIR REASONABLE FAIR CASH VALUE."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

March 13, 1947

Mr. President:

Conforming with your request *S. B. No. 202*, by Mr. Holbrook, is returned herewith.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

Senator Holbrook moved that the Senate set aside the final passage *of S. B. No. 202* and the signing of the engrossed bill and that the Senate consider the bill further on Third Reading.

Motion carried.

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

In Section 5, Item 5, delete the following: "or so much thereof as may be available from the Emergency Relief Fund transfers to the Reserve Building Fund after setting up amounts listed in Items 1 to 4, inclusive."

In Section 5, Item 9, delete the following: "provided that General Fund transfers to the Building Fund equal $3,000,000."

In Section 5, after Item 9, insert the following: "It is the intent of this act that in the event federal funds become available for improvement and construction of State buildings, the Board of Examiners shall give consideration and priority to the allocation of funds for such specific items set forth in this schedule."

In the first line of the next to the last paragraph of Section 5 (as added to the bill by House amendment) strike the words "from the

General Fund". In the third line of said paragraph, strike the figures and word "6, 7, and 8" and insert in lieu thereof the figures and word "1 to 9". In the third line of said pargaraph after the word "Section" strike the words "in the order" and insert in lieu thereof the words "as determined by the Board in accordance with the provisions of this act". Strike the word "listed" in the fourth line of said paragraph.

S. B. No. 202 then passed on the following roll call:

Ayes, 18; Nos, 0; Absent, 5.

Those voting in the affirmative were: Senators Clegg, Cowles, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jones, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Farr, Jolley, Knight, and Lamoreaux.

S. B. No. 202 was transmitted to the House.

COMMUNICATIONS FROM THE GOVERNOR

March 12, 1947

To the Senate
Building

Gentlemen:

I have today approved and am transmitting to the Secretary of State *S. B. No. 190*, by Bushnell Investigation Committee, regarding the Bushnell Hospital property.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

March 12, 1947

To the Senate
Building

Gentlemen:

I have today approved and transmitted to the Secretary of State *S. B. No. 209*, by Messrs. Hopkin and Hirschi, on behalf of the Tax Study Committee, defining wages.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred, *S. B. No. 34*, by Messrs. Midgley and Fowles, entitled, "AN ACT CREATING AN INSURANCE CODE FOR THE STATE OF UTAH TO BE ADMINISTERED BY THE INSURANCE DEPARTMENT OF THE STATE OF UTAH PROVIDING FOR THE ORGANIZATION, LICENSING, EXAMINATION, REGULATION, AND SUPERVISION OF ALL STOCK, MUTUAL, RECIPROCAL, FRATERNAL, TITLE, COUNTY MUTUAL FIRE AND LIGHTNING, MUTUAL BENEFIT, COOPERATIVE, AND NON-PROFIT HOSPITAL SERVICE COMPANIES, OR ASSOCIATIONS DOING INSURANCE BUSINESS IN THE STATE OF UTAH; DEFINING AND PROVIDING FOR THE MEMBERSHIP, EMPLOYEES, QUALIFICATIONS, TERMS OF OFFICE, POWERS, DUTIES, AND FUNCTIONS OF THE INSURANCE DEPARTMENT OF THE STATE OF UTAH UNDER THE SUPERVISION AND CONTROL OF THE BUSINESS REGULATION COMMISSION; PROVIDING FOR THE REGULATION, SUPERVISION, AND LICENSING OF AGENTS, SOLICITORS, BROKERS, ADJUSTORS, AND SURPLUS LINE ENGAGING IN DOING ANY INSURANCE BUSINESS IN UTAH; FOR THE REGULATION AND SUPERVISION OF RATING ORGANIZATIONS AND THE MAKING, FILING, AND APPROVAL OF INSURANCE RATES AND THE EXCEPTIONS THERETO; FOR THE PROCEDURE ON HEARINGS AND APPEALS BEFORE THE INSURANCE DEPARTMENT AND THE BUSINESS REGULATION COMMISSION AND THE COURTS OF THIS STATE ON INSURANCE MATTERS; FOR MERGER, REHABILITATION, AND LIQUIDATION OF INSURANCE COMPANIES AND ASSOCIATIONS; DECLARING UNFAIR, DISCRIMINATORY AND ILLEGAL METHODS AND PRACTICES OF COMPETITION AND DOING BUSINESS AND THE PENALTIES THEREFOR; AND REPEALING CHAPTERS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, AND 14 OF TITLE 43, UTAH CODE ANNOTATED 1943, CHAPTERS 52, 53, 54, 55, AND 56, LAWS OF UTAH 1943, AND ALL ACTS OR PARTS THEREOF IN CONFLICT WITH THE PROVISIONS HEREOF.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 34 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

SPECIAL ORDER

Senator Farr's motion that the Senate override the veto of the Governor of Item 165, *H. B. No. 274* was before the Senate on Special Order of Business.

Five Senators demanded a roll call vote on the motion.

The motion to override the Governor's veto then passed on the following roll call:

Ayes, 16; Nos, 6; Absent, 1.

Those voting in the affirmative were: Senators Clegg, Day, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lund, McShane, Melich, Vest, Ward and Mr. President.

Those voting in the negative were: Senators Cowles, Elggren, Farr, Lamoreaux, Midgley and Selvin.

Absent and not voting: Senator Brockbank.

H. B. No. 274 was returned to the House.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 157*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTIONS 80-9-1, 80-9-2, AND 80-9-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR A TAX ON TANGIBLE PROPERTY WITHIN THE STATE FOR THE PURPOSE OF RAISING A PART OF THE STATE'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM UNIFORM SCHOOL PROGRAM OF KINDERGARTEN, COMMON, AND HIGH SCHOOLS; PROVIDING FOR THE APPORTIONMENT OF THE STATE'S CONTRIBUTION TO SUCH PROGRAM TO THE SEVERAL SCHOOL DISTRICTS; AND PROVIDING FOR A UNIFORM MINIMUM LOCAL LEVY ON TANGIBLE PROPERTY WITHIN EACH SCHOOL DISTRICT FOR THE PURPOSE OF RAISING THE DISTRICT'S CONTRIBU-

TION TO THE SUPPORT OF THE MINIMUM SCHOOL PROGRAM", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 157 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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. 144*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 102-13-41, UTAH CODE ANNOTATED 1943, RELATING TO THE SALES, MORTGAGES AND LEASES OF THE PROPERTY OF A WARD IN GUARDIANSHIP PROCEEDINGS, PROVIDING THE MANNER IN WHICH SUCH SALES, MORTGAGES AND LEASES SHALL BE MADE AND VALIDATING CERTAIN SALES OF REAL PROPERTY.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 144 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 13, 1947

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. 147*, by Mr. Lewis at the request of the Utah State

Bar Association, entitled, "AN ACT AMENDING CHAPTER 19, LAWS OF UTAH 1943, DESIGNATED AS SECTION 104-2-5.10, UTAH CODE ANNOTATED 1943, PROVIDING THE PERIOD WITHIN WHICH ACTIONS MAY BE COMMENCED AND COUNTERCLAIMS INTERPOSED FOR THE RECOVERY OF REAL PROPERTY SOLD AND CONVEYED TO THE COUNTY UNDER TAX DEED OR FOR THE POSSESSION THEREOF.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 147 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 13, 1947

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. 186*, by Appropriations Committee, entitled, "AN ACT AMENDING SECTIONS 30-0-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1943, AND AMENDING SECTION 30-0-3A, CHAPTER 43, LAWS OF UTAH 1943, RELATING TO THE CREATION OF THE FISH AND GAME FUND, THE EXPENDITURE OF SUCH FUND BY THE STATE FISH AND GAME COMMISSION FOR PURPOSES ENUMERATED IN THE MANNER SET FORTH AND POWERS AND DUTIES OF THE DIRECTOR AND COMMISSION OF FISH AND GAME.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 186 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 13, 1947

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. 187,* by Messrs. Bunce and Frost, entitled, "AN ACT AMENDING SECTIONS 25-6-5, 25-6-19, 25-6-20, 25-6-21, AND 25-6-26, UTAH CODE ANNOTATED 1943, PROVIDING THE FORM OF BALLOT FOR THE GENERAL ELECTION, THE METHOD OF VOTING AND THE METHOD OF COUNTING OF BALLOTS, AND REPEALING SECTION 25-8-1, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 187 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 13, 1947

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. 198,* by Messrs. Christensen, Nielson and Hatch, entitled, "AN ACT AMENDING SECTION 3-4-1, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF PREDATORY ANIMAL CONTROL FUND, THE EXPENDITURE OF SUCH FUNDS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 198 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 13, 1947

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 Messrs. Hatch, Christensen, Nielson, entitled, "AN ACT AMENDING SECTIONS 2, 3, AND 4 OF CHAPTER 6, LAWS OF UTAH 1943, RELATING TO THE POWERS OF THE BOARD OF AGRICULTURE AND THE STATE PREDATORY ANIMAL CONTROL COMMITTEE, FILING BOUNTIES ON PREDATORY ANIMALS AND PROVIDING THAT ANY PERSON OR ASSOCIATION MAY RECEIVE THE BOUNTY FOR PREDATORS KILLED BY PERSONS EMPLOYED BY SUCH PERSON OR ASSOCIATION, AND EMPOWERING THE STATE BOARD OF AGRICULTURE AND THE STATE PREDATORY ANIMAL CONTROL COMMITTEE TO SPEND SURPLUS BOUNTY FUNDS FOR THE ERADICATION OF PREDATORY ANIMALS AND RODENTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 203*, by Messrs. Cannon and Browne, entitled, "AN ACT AMENDING SECTION 18-7-8, UTAH CODE ANNOTATED 1943, AUTHORIZING CORPORATIONS SOLE TO DESIGNATE, BY CERTIFICATE TO BE FILED IN THE OFFICE OF THE SECRETARY OF STATE, AGENTS WITH AUTHORITY TO SIGN DEEDS AND OTHER INSTRUMENTS OF WRITING FOR AND ON BEHALF OF SUCH CORPORATIONS AND PRESCRIBING THE MANNER BY WHICH SUCH DESIGNATIONS OF AUTHORITY SHALL BE MADE AND REVOKED.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 203 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 13, 1947

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. 204*, by Messrs. Larson, Rees, Lunt and Cottrell, entitled, "AN ACT PROVIDING FOR THE CREATION BY COUNTY COMMISSIONERS OF SPECIAL IMPROVEMENT DISTRICTS WITHIN COUNTIES OUTSIDE OF INCORPORATED AREAS OF CITIES OR TOWNS FOR THE PURPOSE OF PURCHASE, CONSTRUCTION, OPERATION AND MAINTENANCE OF WATER AND SEWER SYSTEMS; PROVIDING FOR THE APPOINTMENT OF DISTRICT TRUSTEES, DEFINING THEIR POWERS AND AUTHORITY; PROVIDING MEANS OF FINANCING SAID PUBLIC IMPROVEMENTS BY REVENUE BONDS, THE HOLDING OF BOND ELECTIONS, THE RIGHT TO ENTER INTO CONTRACTS WITH OTHER PUBLIC ENTITIES AND DISTRICTS; PROVIDING FOR RATES AND REGULATIONS FOR THE USE OF SAID IMPROVEMENTS BY COUNTY ORDINANCE FOR SAID DISTRICTS; AND PROVIDING FOR THE DISSOLUTION OF SAID DISTRICTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 204 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 13, 1947

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. 212*, by Mrs. Jack, Messrs. Cope, Doty, Ingleby, Larson and Anderson, entitled, "AN ACT AUTHORIZING A BOARD OF COUNTY COMMISSIONERS TO ENTER INTO COOPERATIVE CONTRACTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY THEREOF FOR THE CONSTRUCTION OF FLOOD CONTROL PROJECTS WITHIN SUCH COUNTY AND PROVIDING

FOR THE FINANCIAL ASSISTANCE OF THE PROJECTS FOR THE STATE OF UTAH AND PROVIDING FOR THE CARE, MAINTENANCE, AND PROTECTION FROM POLLUTION AND OBSTRUCTION IN NATURAL STREAMS, CANALS, AND LAKES IN THE STATE OF UTAH, AND AUTHORIZING A ONE MILL COUNTY LEVY FOR SUCH PURPOSES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 212 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 13, 1947

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. 266*, by Mr. Rees, entitled, "AN ACT RELATING TO AND PROVIDING FOR THE VALIDATING OF PROCEEDINGS HAD BY BOARDS OF COUNTY COMMISSIONERS IN CREATING SANITARY DISTRICTS AND AUTHORIZING REVENUE BONDS FOR THE ACQUISITION OF SANITARY SEWER FACILITIES; PROVIDING THAT SUCH PROCEEDINGS AND THE PROVISIONS THEREOF SHALL BE VALID AND ENFORCEABLE; AUTHORIZING THE ISSUANCE OF BONDS PURSUANT TO SUCH PROCEEDINGS, AND VALIDATING SUCH BONDS AND MAKING THEM NEGOTIABLE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 266 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 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 275*, by Miss Williams, Messrs. Newey, Murch and Holther, entitled, "AN ACT

AUTHORIZING THE GOVERNOR TO EXECUTE AND DELIVER TO THE UNITED STATES NAVY A LEASE ON A PORTION OF THE LANDS OF THE UTAH SCHOOL FOR THE DEAF FOR THE PURPOSE OF BUILDING A NAVAL RESERVE ARMORY BUILDING."

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

March 13, 1947

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. 30*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 87-8-13, UTAH CODE ANNOTATED 1943; RELATING TO DEPUTY DISTRICT ATTORNEYS, THEIR APPOINTMENTS, THEIR QUALIFICATIONS AND SALARIES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 30 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 13, 1947

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. 104*, by Mrs. Jack, Messrs. Warner, Bonacci, Ingleby, Doty, entitled, "AN ACT AMENDING SECTIONS 76A-5-16, 76A-5-17, 76A-5-18, AND 76A-5-19, UTAH CODE ANNOTATED 1943, RELATING TO THE MEDICAL SUPERINTENDENT OF THE UTAH STATE TUBERCULOSIS SANATORIUM, HIS POWERS, DUTIES AND SALARY.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 104 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 13, 1947

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. 106*, by Mr. Nielson, entitled, "AN ACT RELATING TO SNOW JUNIOR COLLEGE AT EPHRAIM, UTAH, AND APPROPRIATING $25,000 FOR THE COMPLETION AND EQUIPMENT OF A GYMNASIUM THEREFOR.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 106 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 13, 1947

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 Messrs. Warner and Johnson, entitled, "AN ACT AMENDING SECTION 76A-3-25, UTAH CODE ANNOTATED 1943, RELATING TO THE CONFIDENTIAL NATURE OF THE RECORDS OF RECIPIENTS OF PUBLIC WELFARE, EXCEPTIONS, PENALTIES FOR DISCLOSURES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 108*, by Mr. Erekson, entitled, "AN ACT AMENDING SECTION 57-3a-64, UTAH CODE ANNOTATED 1943, RELATING TO THE SECURING BY NEW OWNER OF REGISTRATION AND NEW CERTIFICATE OF TITLE, PROVIDING THAT BEFORE SECURING SUCH CERTIFICATE OF TITLE AND REGISTRATION, SUCH OWNER MUST PRESENT EVIDENCE OF CERTIFICATE OF INSPECTION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 108 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 13, 1947

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. 123*, by Mr. Christensen, entitled, "AN ACT AMENDING SECTION 13-0-17, UTAH CODE ANNOTATED 1943, AUTHORIZING COUNTY RECORDERS TO DISPOSE OF CHATTEL MORTGAGES ON FILE TEN YEARS OR MORE, WHETHER OR NOT THE DEBT SECURED THEREBY HAS BEEN DISCHARGED.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 123 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 13, 1947

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. 124,* by Mr. Kerr, entitled, "AN ACT REPEALING CHAPTER 2, TITLE 29A, UTAH CODE ANNOTATED, 1943, REGULATING THE MANUFACTURE, SALE, DISTRIBUTION, USE AND POSSESSION OF EXPLOSIVES.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 124 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 13, 1947

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. 127,* by Mr. Anderson, entitled, "AN ACT MAKING THE CENTRAL UTAH VOCATIONAL SCHOOL AT PROVO, UTAH, A STATE SCHOOL PLACING THE SAME UNDER THE MANAGEMENT AND CONTROL OF THE STATE BOARD OF EDUCATION AND PROVIDING FOR AN ADVISORY BOARD; LIMITING AND PRESCRIBING THE COURSE OF STUDY, PRESCRIBING THE ENTRANCE REQUIREMENTS AND PROVIDING THAT MONIES COLLECTED BY SAID SCHOOL MAY BE USED FOR THE SUPPORT THEREOF AND PROVIDING A METHOD OF APPROVING CLAIMS AGAINST SAID SCHOOL.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 127 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 13, 1947

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. 143*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 104-30-14, UTAH CODE ANNOTATED 1943, RELATING TO THE JUDGMENT ROLL, DESIGNATING PAPERS CONSTITUTING JUDGMENT ROLL AND ELIMINATING THE AFFIDAVIT FOR PUBLICATION OF SUMMONS THEREFROM.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 143 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 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day reconsidered, amended and passed *S. B. No. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest and Day, on behalf of the Tax Study Committee, entitled, "AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS 75-11-23, 75-11-24, 75-11-25, AND 75-11-26, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS OF DISTRICT BOARDS OF EDUCATION WITH RESPECT TO CHARGES AND PAYMENT OF TUITION ON ACCOUNT OF NON-RESIDENT STUDENTS; THE REPORTING OF ATTENDANCE FOR PURPOSE OF THE APPORTIONMENT OF STATE FUNDS; AND PERMITTING DISTRICTS TO COOPERATE IN THE CONSTRUCTION AND OPERATION OF SCHOOLS; AND AMENDING SECTION 75-9-7, UTAH CODE ANNOTATED 1943, SPECIFYING WHO MAY ATTEND THE PUBLIC SCHOOLS FREE.", and the same is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Day, the rules were suspended and the Senate concurred in the House amendment to *S. B. No. 155.*

S. B. No. 155 then passed on the following roll call:

Ayes, 16; Nos, 0; Absent, 7.

Those voting in the affirmative were: Senators Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Clegg, Cowles, Farr, Houston, Midgley and Selvin.

S. B. No. 155 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House upon reconsideration has this day again amended and passed, as amended by the House and Senate, *H. B. No. 251*, by Highway and Aeronautics, entitled, "AN ACT AMENDING SECTIONS 36-6-4, 36-6-5, 36-6-6, 36-6-7, 36-6-9, 36-6-10, 36-6-11, 36-6-13, 36-6-14, 36-6-16, 36-6-18, 36-6-19, 36-6-21, 36-6-22, 36-6-23, AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS, AND WITHDRAWING THE DESIGNATION OF ROUTES 23, 173, AND 194, AS STATE ROADS.", and the same is returned herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

On motion of Senator Jones, the rules were suspended and the Senate concurred in the House amendments to *H. B. No. 251.*

H. B. No. 251 then passed on the following roll call:

Ayes, 20; Nos, 0; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Day, Elggren, Fowles, Gibbons, Hirschi, Holbrook, Houston, Jolley, Jones, Knight, Lamoreaux, Lund, McShane, Melich, Midgley, Selvin, Vest, Ward and Mr. President.

Absent and not voting: Senators Brockbank, Cowles and Farr.

H. B. No. 251 was returned to the House.

March 13, 1947

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. 34*, by Messrs. Midgley and Fowles, entitled, "AN ACT CREATING AN INSURANCE CODE FOR THE STATE OF UTAH TO BE ADMINISTERED BY THE INSURANCE DEPARTMENT OF THE STATE OF UTAH PROVIDING FOR THE ORGANIZATION, LICENSING, EXAMINATION, REGULATION, AND SUPERVISION OF ALL STOCK, MUTUAL RECIPROCAL, FRATERNAL, TITLE, COUNTY MUTUAL FIRE AND LIGHTNING, MUTUAL BENEFIT, COOPERATIVE, AND NON-PROFIT HOSPITAL SERVICE COMPANIES, OR ASSOCIATIONS DOING INSURANCE BUSINESS IN THE STATE OF UTAH; DEFINING AND PROVIDING FOR THE MEMBERSHIP, EMPLOYEES, QUALIFICATIONS, TERMS OF OFFICE, POWERS, DUTIES, AND FUNCTIONS OF THE INSURANCE DEPARTMENT OF THE STATE OF UTAH UNDER THE SUPERVISION AND CONTROL OF THE BUSINESS REGULATION COMMISSION; PROVIDING FOR THE REGULATION, SUPERVISION, AND LICENSING OF AGENTS, SOLICITORS, BROKERS, ADJUSTORS, AND SURPLUS LINE ENGAGING IN DOING ANY INSURANCE BUSINESS IN UTAH; FOR THE REGULATION AND SUPERVISION OF RATING ORGANIZATIONS AND THE MAKING, FILING, AND APPROVAL OF INSURANCE RATES AND THE EXCEPTIONS THERETO; FOR THE PROCEDURE ON HEARINGS AND APPEALS BEFORE THE INSURANCE DEPARTMENT AND THE BUSINESS REGULATION COMMISSION AND THE COURTS OF THIS STATE ON INSURANCE MATTERS; FOR MERGER, REHABILITATION, AND LIQUIDATION OF INSURANCE COMPANIES AND ASSOCIATIONS; DECLARING UNFAIR, DISCRIMINATORY AND ILLEGAL METHODS AND PRACTICES OF COMPETITION AND DOING BUSINESS AND THE PENALTIES THEREOF; AND REPEALING CHAPTERS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, AND 14 OF TITLE 43, UTAH CODE ANNOTATED 1943, CHAPTERS 52, 53, 54, 55, AND 56, LAWS OF UTAH 1943, AND ALL ACTS OR PARTS THEREOF IN CONFLICT WITH THE PROVISIONS HEREOF.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 34 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 65*, by Mr. Farr, entitled, "AN ACT CREATING WITHIN THE STATE DEPARTMENT OF PUBLIC WELFARE THE POSITION OF CONSULTANT FOR THE BLIND, DEFINING QUALIFICATIONS FOR THE OFFICE AND PRESCRIBING THE POWERS AND DUTIES THEREOF.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 65 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 236*, by Mr. Jolley, entitled, "AN ACT APPROPRIATING $5,000 TO THE CIVIL SERVICE COMMISSION OF THE STATE OF UTAH.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 236 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE GOVERNOR

March 13, 1947

To the Senate
Building

Gentlemen:

I have this day appointed Mr. Grant A. Brown of Salt Lake County as commissioner of the Tax Commission for the period beginning April 1, 1947, and ending February 28, 1949, and am submitting his name herewith for the advice and consent of your Honorable Body.

Yours truly,

HERBERT B. MAW,
Governor.

Communication filed.

Appointment referred to the Committee on Appointments.

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

On motion of Senator Ward, the Executive Session dissolved.

Senator Ward moved that the Senate advise and consent to the following nominations:

FOR COMMISSIONER OF THE INDUSTRIAL COMMISSION:

For the six-year term beginning March 1, 1947:

H. Fred Egan ..... Summit County

FOR COMMISSIONER OF THE DEPARTMENT OF BUSINESS REGULATION:

For the six-year term beginning March 1, 1947:

W. R. McEntire ..... Weber County

FOR COMMISSIONER OF THE STATE TAX COMMISSION:

For the period beginning April 1, 1947 and ending February 28, 1949:

Grant A. Brown ..... Salt Lake County

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE AGRICULTURAL COLLEGE:

For four-year terms beginning July 1, 1947:

Dr. W. W. Merrill ..... Cache County
Thorpe B. Isaacson ..... Salt Lake County
L. C. Montgomery ..... Wasatch County
Mrs. Ella V. Reeder ..... Box Elder County
D. A. Skeen ..... Salt Lake County
Merrill N. Warnick ..... Utah County

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

For four-year terms beginning July 1, 1947:

Sterling W. Sill ..... Salt Lake County
D. H. Christensen ..... Salt Lake County
Frank Browning ..... Weber County
Mrs. Roxey Romney ..... Washington County
Clarence Bamberger ..... Salt Lake County
George S. Ballif ..... Utah County

FOR MEMBERS OF ADVISORY COUNCIL OF THE DEPARTMENT OF PUBLIC WELFARE:

To serve for the unexpired portion of the six-year term beginning March 1, 1946:
(Vacancy caused by the resignation of Mrs. Della Loveridge)

John M. Pedersen ..... Weber County

For six-year term beginning March 1, 1947:

Mrs. C. L. Jack ..... Salt Lake County

FOR MEMBERS OF ADVISORY COUNCIL OF THE SCHOOL FOR THE DEAF AND BLIND:

To serve for the unexpired portion of the five-year term beginning March 1, 1946:
(Vacancy caused by the resignation of Marion T. Reed)

Mrs. Madge Little ..... Kane County

For the five-year term beginning March 1, 1947:

D. J. Thurman ..... Salt Lake County

Motion carried.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 92*, by Messrs. Selvin and Elggren, entitled, "AN ACT AMENDING SECTION 85-3-18, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS AND DUTIES OF THE TRUSTEES OF THE UTAH SCHOOL FOR THE BLIND AT OGDEN WITH REFERENCE TO THE PROGRAM OF THE ADULT BLIND OF THE STATE.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 92 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 199*, by Mr. Selvin, entitled, "AN ACT PROVIDING FOR THE GIVING TO BLIND RESIDENTS OF THE STATE OF UTAH THE PRIVILEGE OF OPERATING VENDING STANDS OR OTHER ENTERPRISES IN STATE, COUNTY, OR MUNICIPAL BUILDINGS, PARKS OR OTHER PROPERTY OWNED BY THE STATE OF UTAH, AND PROVIDING FOR THE CONSTRUCTION AND EQUIPMENT OF SUCH VENDING STANDS FOR THE PURPOSE OF TRAINING BLIND PERSONS IN CARRYING ON BUSINESS ENTERPRISES.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 199 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 156*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Vest, Elggren, and Day, entitled, "AN ACT AMENDING SECTIONS 80-13-60, AND 80-14-63, UTAH CODE ANNOTATED 1943, PROVIDING THAT ALL REVENUES FROM THE STATE INCOME TAX AND CORPORATION FRANCHISE TAX BE ALLOCATED TO THE UNIFORM SCHOOL FUND FOR THE SUPPORT OF THE PUBLIC SCHOOL SYSTEM.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 156 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 152*, by Mr. Brockbank, entitled, "AN ACT RELATING TO THE STATE HOSPITAL SURVEY AND CONSTRUCTION PROGRAM AND PROVIDING AN APPROPRIATION OF $375,000 AND OF $27,048, OR SO MUCH THEREOF AS SHALL BE NECESSARY, TO ENABLE THE DEPARTMENT OF HEALTH TO MATCH FUNDS PROVIDED BY THE FEDERAL GOVERNMENT FOR SURVEY AND PLANNING PURPOSES AND FOR THE CONSTRUCTION, IMPROVEMENT AND OPERATION OF HOSPITALS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 152 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 127*, by Mr. Melich, entitled, "AN ACT AMENDING SECTION 86-1-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 84, LAWS OF UTAH 1945, RELATING TO MINING LEASES, RENTALS, AND ROYALTIES ON LANDS OF THE STATE OF UTAH, AND TO THE ACREAGE LIMITATION WITH RESPECT THERETO AND PROVIDING AN EXCEPTION AS TO LANDS WITHIN OIL AND GAS COOPERATIVE OR UNIT PLANS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it corect, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 127 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 150*, by Messrs. Gibbons, Knight, and Jones, entitled, "AN ACT PROVIDING FOR THE PREVENTION OF DAMAGE TO CROPS ON CLEARED AND PLANTED LAND BY BIG GAME ANIMALS AND PROVIDING FOR THE PAYMENT OF DAMAGES OUT OF THE STATE FISH AND GAME FUND TO THE OWNERS OF SUCH LAND.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 150 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 76*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT APPROPRIATING MONEY TO THE STATE BOARD FOR VOCATIONAL EDUCATION FOR THE PURPOSE OF EXPANDING VOCATIONAL EDUCATION IN SCHOOL DISTRICTS OF 140,000 POPULATION OR MORE AND FOR THE ACQUIRING OF SUITABLE BUILDINGS AND EQUIPMENT FOR SUCH VOCATIONAL EDUCATION.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 76 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 164*, by Messrs. Vest and Brockbank, entitled, "AN ACT AMENDING SECTION 75-4-17, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE NORMAL SCHOOL AS A DEPARTMENT OF THE UNIVERSITY; DESIGNATING IT AS THE STATE SCHOOL OF EDUCATION; DEFINING ITS FUNCTIONS; AND THE CREATING OF SCHOLARSHIPS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 164 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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 13, 1947, and passed *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT TO CREATE AND ESTABLISH A STATE DEPARTMENT OF VETERANS' AFFAIRS: FOR THE PURPOSE OF AIDING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; TO DEFINE THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS AFFAIRS; TO PROVIDE FOR A VETERANS COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR, DEFINING, POWERS, DUTIES, FIXING SALARY, PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSES, AND OPERATING EXPENSES IN CONNECTION THEREWITH; TO PROVIDE FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; TO REQUIRE THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND TO PROVIDE FOR A TRANSFER OF RECORDS NOW HELD FOR THE STATE VETERANS SERVICE TO THE STATE DEPARTMENT OF VETERAN'S AFFAIRS, AND MAKING AN APPROPRIATION THEREFOR.", and is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 78 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day reconsidered and passed, as amended by the Senate, *S. B. No. 202*, by Mr. Holbrook, entitled, "AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM.", and the same is transmitted herewith for your further action.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 202 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 13, 1947

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 Messrs. Olson and Bonacci, entitled, "AN ACT AMENDING SECTION 2 AND SECTION 7, OF CHAPTER 113, LAWS OF UTAH 1945, RELATING TO AND AUTHORIZING, GOVERNING AND TAXING BODIES WITHIN THE STATE TO CREATE A RESERVE FUND BY TAX LEVY IN THE YEARS 1947 AND 1948, FOR POSTWAR CONSTRUCTION OF BUILDINGS, OTHER PUBLIC PROJECTS AND PURPOSES, PRESCRIBING HOW FUND SHALL BE INVESTED AND SPENT; AND EXTENDING THE DATE OF EXPIRATION, BEING A PART OF UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 81,* by Messrs. Lewis and Newey, entitled, "AN ACT AMENDING 80-5-66 UTAH CODE ANNOTATED 1943, RELATING TO THE IMPOSITION OF A MINING OCCUPATION TAX UPON METALLIFEROUS MINES, THE MANNER OF COMPUTING SAID TAX, AND CHANGING THE EXEMPTION FROM $20,000 TO $50,000.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 81 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 13, 1947

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 Messrs. Lewis and Newey on behalf of Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-56, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF MINES, AND CHANGING THE BASIS FOR THE FORMULA FOR MINE ASSESSMENT FROM ONE YEAR TO A THREE YEAR AVERAGE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 93*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-35, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTY OF THE COUNTY ATTORNEY TO COMMENCE AN ACTION UPON THE ASSESSOR'S BOND FOR TAXES LOST FROM WILLFUL FAILURE OR NEGLECT OF THE ASSESSOR.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 93 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 13, 1947

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 Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-34, UTAH CODE ANNOTATED 1943, RELATING TO AND FIXING THE LIABILITY OF COUNTY ASSESSORS AND THEIR SURETIES FOR WILLFUL NEGLECT OF DUTY.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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 Revenue and Taxation Committee, on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-5-1, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF TAXABLE PROPERTY.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 98*, by Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SEC-

TION 19-14-1, UTAH CODE ANNOTATED 1943, RELATING TO THE DUTIES OF COUNTY ASSESSORS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 98 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 13, 1947

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. 122*, by Mrs. Christenson and Miss Williams, entitled, "AN ACT DEFINING THE PRACTICE OF NURSING, PRESCRIBING THE METHOD OF APPOINTMENT OF AND THE POWERS AND DUTIES OF THE REPRESENTATIVE COMMITTEE FOR THE PRACTICE OF NURSING; PRESCRIBING THE QUALIFICATIONS OF APPLICANTS FOR LICENSES TO PRACTICE AS REGISTERED NURSES AND LICENSED PRACTICAL NURSES; PROVIDING FOR THE INSPECTION OF AND THE ACCREDITING OF SCHOOLS AND OTHER INSTITUTIONS FOR THE TRAINING OF NURSES; AMENDING SECTIONS 79-1-5, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1945, AND REPEALING SECTIONS 79-10-1, 79-10-2, 79-10-3, 79-10-4, 79-10-7 AND 79-10-8, UTAH CODE ANNOTATED, 1943.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 122 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 13, 1947

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. 138*, by Messrs. Robson and Lee, entitled, "AN ACT

REGULATING THE LABELING, TESTING, SALE, AND OFFERING OR EXPOSING FOR SALE, OF AGRICULTURAL AND VEGETABLE SEEDS; PREVENTING MISREPRESENTATION THEREOF; REGULATING THE PRODUCTION, INSPECTION, TESTING, LABELING, SEALING AND SALE OF FOUNDATION, REGISTERED, AND CERTIFIED SEED; AND REPEALING CHAPTER 2, TITLE 3, UTAH CODE ANNOTATED 1943.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 138 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 13, 1947

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. 146*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 38-0-10, UTAH CODE ANNOTATED 1943, RELATING TO HOMESTEADS AND PROVIDING FOR THE SELECTION AND CLAIMING THEREOF BY DECLARATION OF HOMESTEAD BEFORE EXECUTION OR JUDICIAL SALE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 146 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 13, 1947

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 Messrs. Paxton, Frost, Feltch, and Bunce, entitled, "AN ACT TO BE KNOWN AS FEDERAL AIRPORT FUNDS

ACT, RELATING TO FEDERAL AID FOR THE DEVELOPMENT OF AIRPORTS, DEFINING PUBLIC AGENCY AND OTHER WORDS AND PHRASES; AUTHORIZING STATE AERONAUTICS COMMISSION TO APPROVE FEDERAL AIRPORT PROJECTS AND TO ACT AS AGENT OF PUBLIC AGENCY IN THE PLANNING, ACQUISITION, CONSTRUCTION, MAINTENANCE, OPERATION AND REGULATION OF AIRPORTS AND AIR NAVIGATION FACILITIES; AUTHORIZING THE EXECUTION OF CONTRACTS, APPROPRIATIONS, LEVYING OF TAXES, ISSUANCE OF BONDS, AND JOINT ACTION BY PUBLIC AGENCIES; PROVIDING FOR THE ACCEPTANCE OF FEDERAL FUNDS, CHANNELING, AND DISBURSING THE SAME.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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 Messrs. Allred, Humphrey, Brinkerhoff and Frost, entitled, "AN ACT RELATING TO THE TIME FIXED BY THE STATE ENGINEER FOR CONSTRUCTING WORKS UPON APPLICATIONS FOR WATER RIGHTS AND EXTENSION OF TIME WITHIN WHICH TO COMPLETE SUCH WORKS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 233*, by Mr. Bunce, entitled, "AN ACT AMENDING SECTION 80-5-56, UTAH CODE ANNOTATED 1943, RELATING TO THE ASSESSMENT OF MINES AT 40% OF THEIR REASONABLE FAIR CASH VALUE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 233 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 13, 1947

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. 240*, by Messrs. Lewis, Whiting, and Murch on behalf of the Tax Study Committee, entitled, "AN ACT PROVIDING FOR THE CONSTRUCTION, EQUIPPING AND FURNISHING OF BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS ON THE CAMPUSES OF THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; PROVIDING FOR THE FINANCING OF THE COST THEREOF THROUGH THE ISSUANCE OF REVENUE BONDS; AUTHORIZING BOARD OF REGENTS AND THE BOARD OF TRUSTEES TO FIX RENTS, CHARGES AND FEES TO ASSURE PAYMENT OF PRINCIPAL AND INTEREST OF SUCH BONDS AND OPERATE AND MAINTAIN SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS; AUTHORIZING THE MAKING OF APPROPRIATE COVENANTS AND AGREEMENTS TO EFFECT THE PURPOSE OF THIS ACT; AUTHORIZING THE MAKING OF AGREEMENTS WITH THE UNITED STATES OF AMERICA OR ANY AGENCY OR INSTRUMENTALITY THEREOF; PROVIDING FOR APPROVAL OF SUCH BONDS BY THE ATTORNEY GENERAL; MAKING SUCH BONDS LAWFUL INVESTMENTS AND COLLATERAL SECURITY FOR CERTAIN FUNDS; PROVIDING FOR THE FINANCING OF THE COST OF BUILDINGS OR ADDITIONS TO OR REMODEL-

ING OF EXISTING BUILDINGS AND EQUIPMENT THROUGH LEASES AND AGREEMENTS TO BE MADE WITH NON-PROFIT CORPORATIONS; EXEMPTING SUCH BUILDINGS OR ADDITIONS TO EXISTING BUILDINGS AND EQUIPMENT FROM TAXATION; VALIDATING BONDS HERETOFORE ISSUED BY THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; AND DECLARING AN EMERGENCY." and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 240 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 13, 1947

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 Messrs. Paxton and Christensen, entitled, "AN ACT AMENDING SECTION 24A-0-31, UTAH CODE ANNOTATED 1943, RELATING TO ERRORS AND TO EQUALIZATION OF BENEFITS IN DRAINAGE DISTRICTS; ENACTING TWO NEW SECTIONS TO BE KNOWN AS SECTIONS 24A-0-56.10, AND 24A-0-56.20 UTAH CODE ANNOTATED 1943, RELATING TO ANNEXATION OF LANDS TO DRAINAGE DISTRICTS, AND PROVIDING FOR THE ASSESSMENT OF BENEFITS UPON LANDS ANNEXED TO DRAINAGE DISTRICTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 259*, by Messrs. Murch and Gardner, entitled, "AN

ACT APPROPRIATING $8,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE BOARD OF EDUCATION FOR THE PURPOSE OF PAYING THE COSTS FOR THE VETERAN ON-THE-JOB TRAINING PROGRAM NOT REIMBURSED BY THE FEDERAL GOVERNMENT.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 259 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 13, 1947

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. 268, by Mr. Lewis, entitled, "AN ACT LIMITING THE LIABILITY OF A RADIO BROADCASTING STATION FOR LIBEL AND DEFAMATION FOR A BROADCAST OVER STATION; AND AUTHORIZING STATION TO REQUIRE COPY OF PROPOSED ADDRESS TO BE GIVEN PRIOR TO DELIVERY.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 268 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.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred S. B. No. 56, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 87-1-5, UTAH CODE ANNOTATED 1943, RELATING

TO SALARIES OF DISTRICT ATTORNEYS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 56 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 104*, by Committee on Health and Labor, entitled, "AN ACT TO REQUIRE THE LICENSING, INSPECTION, AND REGULATION OF HOSPITALS AS HEREIN DEFINED; CREATING A HOSPITAL ADVISORY COUNCIL AND PRESCRIBING ITS POWERS; PROVIDING FOR REGULATIONS, ENFORCEMENT PROCEDURE, AND PENALTIES.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 104 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 118*, by Messrs. Melich, Holbrook and Farr, entitled, "AN ACT PROVIDING FOR CONVENTIONS TO SELECT OFFICERS OF POLITICAL PARTIES, DELEGATES TO THE NATIONAL CONVENTIONS OF POLITICAL PARTIES AND PROVIDING FOR PRIMARY CONVENTIONS TO SELECT NOMINEES OF POLITICAL PARTIES FOR PUBLIC OFFICE TO RUN ON THE DIRECT

PRIMARY BALLOT; PROVIDING FOR THE HOLDING OF MASS MEETINGS TO SELECT DELEGATES TO PRIMARY CONVENTIONS AND OUTLINING PROCEDURE FOR THE CONDUCT OF PRIMARY CONVENTIONS BY POLITICAL PARTIES FOR THE SELECTION OF CANDIDATES TO RUN ON THE PRIMARY BALLOT FOR PRECINCT, COUNTY, LEGISLATIVE DISTRICT, JUDICIAL DISTRICT, CONGRESSIONAL DISTRICT AND STATE OFFICES; AMENDING SECTIONS 25-3-8, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-10, UTAH CODE ANNOTATED 1943; 25-3-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-14, 25-3-15, 25-3-17, 25-3-27, 25-3-28, 25-3-32, AND 25-3-41, UTAH CODE ANNOTATED 1943; AND REPEALING SECTIONS 25-3-12, 25-3-18, 25-3-19, 25-3-20, UTAH CODE ANNOTATED 1943; AND 25-3-21, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; AND SECTIONS 25-3-22, 25-3-23, 25-3-43, AND 25-3-44, UTAH CODE ANNOTATED 1943.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 118 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren, Vest and Day, entitled, "AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS 75-11-23, 75-11-24, 75-11-25, AND 75-11-26, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS OF DISTRICT BOARDS OF EDUCATION WITH RESPECT TO CHARGES AND PAYMENT OF TUITION ON ACCOUNT OF NONRESIDENT STUDENTS; THE REPORTING OF ATTENDANCE FOR PURPOSE OF THE APPORTIONMENT OF STATE FUNDS; AND PERMITTING DISTRICTS TO COOPERATE IN THE CONSTRUCTION AND OPERATION OF SCHOOLS; AND AMENDING SEC-

TION 75-9-7, UTAH CODE ANNOTATED 1943, SPECIFYING WHO MAY ATTEND THE PUBLIC SCHOOLS FREE.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 155 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 243*, by Messrs. Jolley and Cowles, entitled, "AN ACT AMENDING SECTIONS 75-29-27, AND 75-29-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 96, 97 AND 98, LAWS OF UTAH 1945; AND SECTION 75-29-30, UTAH CODE ANNOTATED 1943, RELATING TO THE TEACHERS' RETIREMENT ACT; ALLOWING CREDIT FOR PRIOR SERVICE FOR THOSE TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS WHO HAD FORFEITED THEIR PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THIS AMENDMENT TO THE LAW, ARE REQUIRED TO BE MEMBERS OF THE SAID RETIREMENT SYSTEM; MAKING IT PERMISSIBLE FOR A MEMBER OF A LOCAL RETIREMENT ASSOCIATION WHO HAD FORFEITED HIS OR HER PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THE AMENDMENT TO THE LAW, IS REQUIRED TO BE A MEMBER OF THE SAID RETIREMENT SYSTEM TO MAKE CONTRIBUTIONS TO THE RETIREMENT SYSTEM ON MONEY RECEIVED FOR TEACHING SERVICE FROM BOARDS OF EDUCATION WITHIN THE STATE DURING THE PERIOD FROM JULY 1, 1937 TO JUNE 30, 1947; AND MAKING IT MANDATORY FOR ALL TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS TO BECOME AFFILIATED WITH THE STATE RETIREMENT SYSTEM BEGINNING JULY 1, 1947; AND REPEALING SECTION 75-29-31, UTAH CODE ANNOTATED 1943.",

examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 243 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 151*, by Mr. Brockbank, entitled, "AN ACT PROVIDING FOR AN INVENTORY OF EXISTING HOSPITALS; FOR A SURVEY OF THE NEED FOR ADDITIONAL HOSPITAL FACILITIES, AND FOR THE DEVELOPMENT AND ADMINISTRATION OF A HOSPITAL CONSTRUCTION PROGRAM WHICH WILL, IN CONJUNCTION WITH EXISTING FACILITIES, AFFORD HOSPITALS ADEQUATE TO SERVE ALL PEOPLE OF THE STATE; ESTABLISHING METHODS OF ADMINISTRATION AND CONTROL; PROVIDING FOR COMPLIANCE WITH THE REQUIREMENTS OF THE FEDERAL HOSPITAL SURVEY AND CONSTRUCTION ACT AND REGULATIONS THEREUNDER; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS IN ACCORDANCE WITH SUCH REQUIREMENTS.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 151 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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, the supplementary affidavit attesting the vote by which the House re-enacted and passed *H. B. No. 274*, by Committee on Appropriations and Claims, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1947, AND ENDING JUNE 30, 1949, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPEDITURES; REPEALING SECTIONS 36-2-16 AND 36-2-18, UTAH CODE ANNOTATED 1943, MAKING PROVISION FOR THE DISPOSITION OF MONEYS IN THE MOTOR VEHICLE REGISTRATION FUND.", and the same is transmitted herewith for the signature of the President to the above mentioned affidavit.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

The supplementary affidavit attached to *H. B. No. 274* was signed by the President in open session in the presence of the Senate and *H. B. No. 274* was returned to the House for transmission to the Secretary of State.

REPORTS OF SPECIAL COMMITTEES

March 12, 1947

Mr. President:

Your special committee appointed to report on the Utah Centennial Commemorative visit to the first Capitol of the State of Utah at Fillmore, Utah, begs leave to report as follows:

The several bus-loads of legislators, wives, and legislative employees arrived in Fillmore about noon, on Saturday, March 7th, 1947, and were met and welcomed by large numbers of citizens from all parts of Millard County, as we entered the city. We were escorted to the grounds of the Millard County Court House, where Mayor Melville of the City greeted us and the Delta High School and Millard High School bands serenaded us.

At one o'clock, the Legislature held a Joint Meeting in the south wing of the Old State House. Representative Heber Whiting, program

director of the Joint Legislative Committee on Arrangements, introduced Mayor Melville who welcomed the Legislature.

Senator Orrice McShane then introduced President Hopkin, who presided. After roll call and prayer by Chaplain Clarence Neslen, Senator Ward Holbrook introduced Harold B. Lee, a member of the Quorum of Twelve Apostles of the L. D. S. Church, who spoke briefly. Speeches followed by Secretary of State E. E. Monson, representing Governor Herbert B. Maw who was ill and unable to attend, Attorney General Grover Giles, who was born in Fillmore, near the old State House; Speaker of the House Rendell Mabey, who was introduced by Mark Paxton, State Representative from Millard County, spoke briefly. The Old State House, which was renovated by the Daughters of the Utah Pioneers, during the term of former Governor George H. Dern, was clean and inviting and filled to capacity. The meeting was dissolved on motion of Senator Claude Hirschi, seconded by Representative Kerr.

The House of Representatives remained in the Old State House while the Senate held a session in the Court room of the Millard County Court House. Former Senators James A. Kelly and Daniel Stevens were asked to address the Senators, after which several bills were considered, as follows:

R. R. fencing Bill, a Bill calling for a constitutional convention and a proposed constitutional amendment taking the Superintendent of Public Instruction out of politics.

Following the sessions, many Senators and Representatives were, rightfully and some wrongfully, accused of many heinous crimes and offenses and were hailed into kangaroo court. After receiving some of the worst trials in Utah's one hundred years, the legislature went to the Millard High School where a delicious banquet and excellent entertainment were enjoyed. After dinner, a dance and floor show were held in the Armory.

The day was a delightful experience and will long be remembered.

Respectfully yours,

GRANT MIDGLEY,
B. MANNING JOLLEY,
TAYLOR P. BROCKBANK.

Report filed.

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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*, by Messrs. Lewis and Newey on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 81, ARTICLE 5, CHAPTER 80, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF A MINING OCCUPATION TAX RESERVE FUND TO BE KNOWN AS OCCUPATION TAX RESERVE FUND, AND TO THE CREDITING OF REVENUES COLLECTED FROM SUCH TAX TO THE SAID FUND, AND TO THE GENERAL FUND.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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.

Report filed.

March 13, 1947

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 Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION 80-7-2, UTAH CODE ANNOTATED 1943, RELATING TO POWERS OF COUNTY BOARD OF EQUALIZATION TO INCREASE OR LOWER ANY ASSESSMENT TO EQUALIZE ASSESSMENT OF PROPERTY IN ACCORDANCE WITH VALUE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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 Revenue and Taxation Committee on behalf of the Tax Study Committee, entitled, "AN ACT AMENDING SECTION

80-5-30, UTAH CODE ANNOTATED 1943, RELATING TO THE FURTHER DUTIES OF COUNTY ASSESSORS; AND PROVIDING FOR THE CONTENT AND FORM OF THE ASSESSOR'S AFFIDAVIT.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 99*, by Mr. Anderson, entitled, "AN ACT AUTHORIZING THE CONSTRUCTION OF NATIONAL GUARD ARMORIES AT ST. GEORGE, PAYSON, PLEASANT GROVE, LEHI, VERNAL, MURRAY, PROVO, SPRINGVILLE, AMERICAN FORK, OREM, BEAVER, MORGAN AND BOUNTIFUL, UTAH, AUTHORIZING THE SALE OF THE PRESENT EXISTING ARMORIES AT BOUNTIFUL AND PROVO AND APPROPRIATING THE FUNDS RECEIVED FROM SUCH SALE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 99 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 13, 1947

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. 141*, by Messrs. Larson and Johnson, entitled, "AN

ACT AMENDING SECTIONS 57-7-212 AND 57-7-213, UTAH CODE ANNOTATED 1943, RELATING TO THE USE OF FLARES OR OTHER WARNING DEVICES WHEN CERTAIN TYPES OF VEHICLES ARE DISABLED ON THE HIGHWAYS; DEFINING STANDARDS OF WARNING DEVICES, WHERE THEY SHALL BE PLACED; WHAT CONSTITUTES COMPLIANCE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 141 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 13, 1947

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. 145*, by Mr. Lewis at the request of the Utah State Bar Association, entitled, "AN ACT AMENDING SECTION 78-1-6, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 106, LAWS OF UTAH 1945, RELATING TO NOTICE IMPARTED TO THIRD PERSONS BY INSTRUMENTS RECORDED IN OFFICE OF COUNTY RECORDER AND DEFINING WHAT ACTS AND PROOF SHALL OPERATE AS SUCH; EFFECT OF ACKNOWLEDGMENT, RECORDING, CERTIFICATION, RECITATION OF NOMINAL CONSIDERATION AND APPEARANCE OF TRUST RELATIONSHIP IN INSTRUMENT; ACT TO APPLY TO ALL FUTURE AND PRIOR RECORD INSTRUMENTS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 145 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 13, 1947

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. 189*, by Mr. Lewis, entitled, "AN ACT AMENDING SECTION 19-13-6, UTAH CODE ANNOTATED 1943, RELATING TO THE ELECTION OF COUNTY AND PRECINCT OFFICERS AND PROVIDING FOR THE ELECTION OF COUNTY ATTORNEYS IN NOVEMBER, 1950, AND EVERY FOUR YEARS THEREAFTER, PURSUANT TO THE PROVISIONS OF SECTION 10, ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF UTAH AS AMENDED BY THE LEGISLATURE OF THE STATE OF UTAH, BY H. J. R. NO. 4, PAGE 321, LAWS OF UTAH 1945, AND APPROVED BY THE ELECTORS OF THE STATE AT THE GENERAL ELECTION NOVEMBER 5, 1946; AND PROVIDING THAT INCUMBENT COUNTY ATTORNEYS HOLD OFFICE UNTIL THE GENERAL ELECTION IN NOVEMBER, 1950.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 189 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 13, 1947

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. 258*, by Messrs. Whiting and Cannon, entitled, "AN ACT AUTHORIZING FINANCE COMPANIES TO WRITE MOTOR VEHICULAR INSURANCE SUBJECT TO CERTAIN RESTRICTIONS AND LIMITING TO TYPES OF INSURANCE TO BE SOLD; AUTHORIZING THE COMMISSIONER OF INSURANCE TO MAKE RULES AND REGULATIONS GOVERNING THE SAME; PROVIDING EXCEPTION TO THE GENERAL INSURANCE CODE AS APPLIED TO SUCH COMPANIES, AND REQUIRING THE APPROVAL OF RATES AND POLICIES BY INSURANCE COMMISSIONER PRIOR TO ISSUANCE OR SALE.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 258 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 13, 1947

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. 275*, by Miss Williams, Messrs. Newey, Murch and Holther, entitled, "AN ACT AUTHORIZING THE GOVERNOR TO EXECUTE AND DELIVER TO THE UNITED STATES NAVY A LEASE ON A PORTION OF THE LANDS OF THE UTAH SCHOOL FOR THE DEAF FOR THE PURPOSE OF BUILDING A NAVAL RESERVE ARMORY BUILDING.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 275 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 13, 1947

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. 276*, by Messrs. Davis and Bunce, entitled, "AN ACT APPROPRIATING $100,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE STATE HOSPITAL FOR TREATMENT OF POLIOMYELITIS AND OTHER CHILDREN'S CRIPPLING DISEASES, AND AMENDING SECTION 4, CHAPTER 59, LAWS OF UTAH 1945, RELATING TO THE POWERS AND DUTIES OF THE BOARD OF TRUSTEES OF SAID STATE HOSPITAL.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 276 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 13, 1947

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. 11*, by Mr. Larson, entitled, "A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF UTAH TO THE CENTENNIAL COMMISSION, REQUESTING THE CENTENNIAL COMMISSION TO ASSIST IN SENDING THE MAGNA-GARFIELD JUNIOR DRUM AND BUGLE CORPS TO NEW YORK CITY FOR THE PURPOSE OF DEFENDING ITS TITLE AS NATIONAL CHAMPION OF JUNIOR DRUM AND BUGLE CORPS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. J. R. 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 Secretary of State.

REPORTS OF STANDING COMMITTEES

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 154*, by Messrs .Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, on behalf of the Tax Study Committee, entitled, "AN ACT REPEALING TITLE 75, CHAPTER 12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91, AND 92, LAWS OF UTAH 1945, AND SECTIONS 75-7-27, 75-7-28, AND 75-7-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 91, LAWS OF UTAH 1945; ENACTING A NEW CHAPTER TO BE KNOWN AS TITLE 75, CHAPTER 12, CONSISTING OF SECTIONS 75-12-1, 75-12-2, 75-12-3, 75-12-4, 75-12-5, 75-12-6, 75-12-7, 75-12-8, 75-12-9, 75-12-10, 75-12-11, 75-12-12, AND 75-12-13, UTAH CODE ANNOTATED 1943; AND AMENDING SECTIONS 75-8-2, 75-8-7, 75-8-8, AND 75-8-9, UTAH CODE ANNOTATED 1943; 75-7-24, AND 75-7-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAP-

TERS 91 AND 92, LAWS OF UTAH 1945; AND 75-7-26, UTAH CODE ANNOTATED 1943, ALL OF WHICH RELATE TO THE ESTABLISHING OF REVENUES FOR THE UNIFORM SCHOOL FUND; APPORTIONING A PART THEREOF TO THE GENERAL FUND FOR THE BUDGET OF THE STATE BOARD OF EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; APPORTIONING PARTS THEREOF TO THE JUNIOR COLLEGES, THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; DETERMINING THE COST OF THE STATE'S UNIFORM MINIMUM SCHOOL PROGRAM; ESTABLISHING HOW THE STATE'S CONTRIBUTION TO THAT PROGRAM SHALL BE RAISED; AND PROVIDING FOR ADDITIONAL LEVIES TO FINANCE LOCAL PROGRAMS IN EXCESS OF THE MINIMUM.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 154 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 202*, by Mr. Holbrook, entitled, "AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 202 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT RELATING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT.", examined by this commitee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 72 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1947

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT CREATING AND ESTABLISHING A STATE DEPARTMENT OF VETERANS' AFFAIRS FOR THE PURPOSE OF AIDING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; DEFINING THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS' AFFAIRS; PROVIDING FOR A VETERANS' COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR; DEFINING, POWERS, AND DUTIES, AND FIXING SALARY, PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSES, AND OPERATING EXPENSES IN CONNECTION THEREWITH; PROVIDING FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; REQUIRING THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND PROVIDING FOR A TRANSFER OF RECORDS NOW HELD FOR THE STATE VETERANS SERVICE TO THE STATE DEPARTMENT OF VETERANS' AFFAIRS, AND MAKING

AN APPROPRIATION THEREFOR.", examined by this committee, has carefully compared the bill as passed with the enrolled and engrossed copy, finds it correct, and returns the same for the signature of the President.

Respectfully,

RAY P. LUND,
Chairman.

Report filed.

S. B. No. 78 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 13, 1947

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. 56*, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 87-1-5, UTAH CODE ANOTATED 1943, RELATING TO SALARIES OF DISTRICT ATTORNEYS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 56 was transmitted to the Governor.

March 13, 1947

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. 65*, by Mr. Farr, entitled, "AN ACT CREATING WITHIN THE STATE DEPARTMENT OF PUBLIC WELFARE THE POSITION OF CONSULTANT FOR THE BLIND, DEFINING QUALIFICATIONS FOR THE OFFICE AND PRESCRIBING THE POWERS AND DUTIES THEREOF," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 65 was transmitted to the Governor.

March 13, 1947

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. 72*, by Messrs. Knight, McShane, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT RELATING TO THE EMPLOYMENT OF HONORABLY DISCHARGED VETERANS AND WIDOWS OF HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY OR NAVAL DEPARTMENTS OF THE UNITED STATES GOVERNMENT", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 72 was transmitted to the Governor.

March 13, 1947

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. 76*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day, and Fowles, entitled, "AN ACT APPROPRIATING MONEY TO THE STATE BOARD FOR VOCATIONAL EDUCATION FOR THE PURPOSE OF EXPANDING VOCATIONAL EDUCATION IN SCHOOL DISTRICTS OF 140,000 POPULATION OR MORE AND FOR THE ACQUIRING OF SUITABLE BUILDINGS AND EQUIPMENT FOR SUCH VOCATIONAL EDUCATION", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 76 was transmitted to the Governor.

March 13, 1947

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. 78*, by Messrs. Knight, Hirschi, Farr, Houston, Holbrook, Day and Fowles, entitled, "AN ACT CREATING AND ESTAB-

LISHING A STATE DEPARTMENT OF VETERANS' AFFAIRS FOR THE PURPOSE OF AIDING, ASSISTING, COUNSELING AND ADVISING PERSONS KNOWN AS VETERANS; DEFINING THE POWERS AND DUTIES OF SUCH A STATE DEPARTMENT OF VETERANS' AFFAIRS; PROVIDING FOR A VETERANS' COUNCIL AND THE ADMINISTRATION RELATING THERETO AND FOR THE APPOINTMENT OF A DIRECTOR; DEFINING, POWERS, AND DUTIES, AND FIXING SALARY; PROVIDING FOR OPERATING AND ADMINISTRATIVE ASSISTANTS, TRAVELING EXPENSES, AND OPERATING EXPENSES IN CONNECTION THEREWITH; PROVIDING FOR AN ADVISORY COUNCIL TO SUCH A DEPARTMENT; REQUIRING THE STATE ATTORNEY GENERAL TO RENDER LEGAL ASSISTANCE TO SUCH A DEPARTMENT AND PROVIDING FOR A TRANSFER OF RECORDS NOW HELD FOR THE STATE VETERANS' SERVICE TO THE STATE DEPARTMENT OF VETERANS' AFFAIRS, AND MAKING AN APPROPRIATION THEREFOR", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 78 was transmitted to the Governor.

March 13, 1947

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. 92*, by Messrs. Selvin and Elggren, entitled, "AN ACT AMENDING SECTION 85-3-18, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS AND DUTIES OF THE TRUSTEES OF THE UTAH SCHOOL FOR THE BLIND AT OGDEN WITH REFERENCE TO THE PROGRAM OF THE ADULT BLIND OF THE STATE", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 92 was transmitted to the Governor.

March 13, 1947

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. 104*, by Committee on Health and Labor, entitled, "AN ACT TO REQUIRE THE LICENSING, INSPECTION, AND REGULATION OF HOSPITALS AS HEREIN DEFINED; CREATING A HOSPITAL ADVISORY COUNCIL AND PRESCRIBING ITS POWERS; PROVIDING FOR REGULATIONS, ENFORCEMENT PROCEDURES, AND PENALTIES.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 104 was transmitted to the Governor.

March 13, 1947

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. 118*, by Messrs. Melich, Holbrook, and Farr, entitled, "AN ACT PROVIDING FOR CONVENTIONS TO SELECT OFFICERS OF POLITICAL PARTIES, DELEGATES TO THE NATIONAL CONVENTIONS OF POLITICAL PARTIES AND PROVIDING FOR PRIMARY CONVENTIONS TO SELECT NOMINEES OF POLITICAL PARTIES FOR PUBLIC OFFICE TO RUN ON THE DIRECT PRIMARY BALLOT; PROVIDING FOR THE HOLDING OF MASS MEETINGS TO SELECT DELEGATES TO PRIMARY CONVENTIONS AND OUTLINING PROCEDURE FOR THE CONDUCT OF PRIMARY CONVENTIONS BY POLITICAL PARTIES FOR THE SELECTION OF CANDIDATES TO RUN ON THE PRIMARY BALLOT FOR PRECINCT, COUNTY, LEGISLATIVE DISTRICT, JUDICIAL DISTRICT, CONGRESSIONAL DISTRICT AND STATE OFFICES; AMENDING SECTIONS 25-3-8, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-10, UTAH CODE ANNOTATED 1943; 25-3-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1944; 25-3-14, 25-3-15, 25-3-17, 25-3-27, 25-3-28, 25-3-32, AND 25-3-41, UTAH CODE ANNOTATED 1943; AND REPEALING SECTIONS 25-3-12, 25-3-18, 25-3-19, 25-3-20, UTAH CODE ANNOTATED 1943; AND 25-3-21, UTAH CODE ANNOTATED 1943, AS AMENDED

BY CHAPTER 2, LAWS OF UTAH 1944; AND SECTIONS 25-3-22, 25-3-23, 25-3-43, AND 25-3-44, UTAH CODE ANNOTATED 1943," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 118 was transmitted to the Governor.

March 13, 1947

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. 127*, by Mr. Melich, entitled, "AN ACT AMENDING SECTION 86-1-18, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 84, LAWS OF UTAH 1945, RELATING TO MINING LEASES, RENTALS, AND ROYALTIES ON LANDS OF THE STATE OF UTAH, AND TO THE ACREAGE LIMITATION WITH RESPECT THERETO AND PROVIDING AN EXCEPTION AS TO LANDS WITHIN OIL AND GAS COOPERATIVE OR UNIT PLANS." and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 127 was transmitted to the Governor.

March 13, 1947

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. 150* (Rewritten), by Messrs. Gibbons, Knight and Jones, entitled, "AN ACT PROVIDING FOR THE PREVENTION OF DAMAGE TO CROPS ON CLEARED AND PLANTED LAND BY BIG GAME ANIMALS AND PROVIDING FOR THE PAYMENT OF DAMAGES OUT OF THE STATE FISH AND GAME FUND TO THE OWNERS OF SUCH LAND.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 150 was transmitted to the Governor.

March 13, 1947

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. 151*, by Mr. Brockbank, entitled, "AN ACT PROVIDING FOR AN INVENTORY OF EXISTING HOSPITALS; FOR A SURVEY OF THE NEED FOR ADDITIONAL HOSPITAL FACILITIES, AND FOR THE DEVELOPMENT AND ADMINISTRATION OF A HOSPITAL CONSTRUCTION PROGRAM WHICH WILL, IN CONJUNCTION WITH EXISTING FACILITIES, AFFORD HOSPITALS ADEQUATE TO SERVE ALL PEOPLE OF THE STATE; ESTABLISHING METHODS OF ADMINISTRATION AND CONTROL; PROVIDING FOR COMPLIANCE WITH THE REQUIREMENTS OF THE FEDERAL HOSPITAL SURVEY AND CONSTRUCTION ACT AND REGULATION THEREUNDER; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS IN ACCORDANCE WITH SUCH REQUIREMENTS", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 151 was transmitted to the Governor.

March 13, 1947

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. 152*, by Mr. Brockbank, entitled, "AN ACT RELATING TO THE STATE HOSPITAL SURVEY AND CONSTRUCTION PROGRAM AND PROVIDING AN APPROPRIATION OF $375,000 AND OF $27,048, OR SO MUCH THEREOF AS SHALL BE NECESSARY, TO ENABLE THE DEPARTMENT OF HEALTH TO MATCH FUNDS PROVIDED BY THE FEDERAL GOVERNMENT FOR SURVEY AND PLANNING PURPOSES AND FOR THE CONSTRUCTION, IMPROVEMENT AND OPERATION OF HOSPITALS.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 152 was transmitted to the Governor.

March 13, 1947

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. 154*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest and Day, on behalf of the Tax Study Committee, entitled, "AN ACT REPEALING TITLE 75, CHAPTER 12, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91, AND 92, LAWS OF UTAH 1945, AND SECTIONS 75-7-27, 75-7-28, AND 75-7-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 91 LAWS OF UTAH 1945; ENACTING A NEW CHAPTER TO BE KNOWN AS TITLE 75, CHAPTER 12, CONSISTING OF SECTIONS 75-12-1, 75-12-2, 75-12-3, 75-12-4, 75-12-5, 75-12-6, 75-12-7, 75-12-8, 75-12-9, 75-12-10, 75-12-11, 75-12-12, 75-12-13, UTAH CODE ANNOTATED 1943; AND AMENDING SECTIONS 75-8-2, 75-8-7, 75-8-8, AND 75-8-9, UTAH CODE ANNOTATED 1943; 75-7-24, AND 75-7-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 91 AND 92, LAWS OF UTAH 1945; AND 75-7-26, UTAH CODE ANNOTATED 1943, ALL OF WHICH RELATE TO THE ESTABLISHING OF REVENUES FOR THE UNIFORM SCHOOL FUND; APPORTIONING A PART THEREOF TO THE GENERAL FUND FOR THE BUDGET OF THE STATE BOARD OF EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; APPORTIONING PARTS THEREOF TO THE JUNIOR COLLEGES, THE UNIVERSITY OF UTAH AND THE UTAH STATE AGRICULTURAL COLLEGE; DETERMINING THE COST OF THE STATE'S UNIFORM MINIMUM SCHOOL PROGRAM; ESTABLISHING HOW THE STATE'S CONTRIBUTION TO THAT PROGRAM SHALL BE RAISED; AND PROVIDING FOR ADDITIONAL LEVIES TO FINANCE LOCAL PROGRAMS IN EXCESS OF THE MINIMUM.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 154 was transmitted to the Governor.

March 13, 1947

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. 155*, by Messrs. Hopkin, Hirschi, Holbrook, Elggren,

Vest and Day, entitled, "AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS 75-11-23, 75-11-24, 75-11-25, AND 75-11-26, UTAH CODE ANNOTATED 1943, DEFINING THE POWERS OF DISTRICT BOARDS OF EDUCATION WITH RESPECT TO CHARGES AND PAYMENT OF TUITION ON ACCOUNT OF NON-RESIDENT STUDENTS; THE REPORTING OF ATTENDANCE FOR PURPOSE OF THE APPORTIONMENT OF STATE FUNDS; AND PERMITTING DISTRICTS TO COOPERATE IN THE CONSTRUCTION AND OPERATION OF SCHOOLS; AND AMENDING SECTION 75-9-7, UTAH CODE ANNOTATED 1943, SPECIFYING WHO MAY ATTEND THE PUBLIC SCHOOLS FREE." and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 155 was transmitted to the Governor.

March 13, 1947

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. 156*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Vest, Elggren and Day, entitled, "AN ACT AMENDING SECTIONS 80-13-60, AND 80-14-63, UTAH CODE ANNOTATED 1943, PROVIDING THAT ALL REVENUES FROM THE STATE INCOME TAX AND CORPORATION FRANCHISE TAX BE ALLOCATED TO THE UNIFORM SCHOOL FUND FOR THE SUPPORT OF THE PUBLIC SCHOOL SYSTEM.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 156 was transmitted to the Governor.

March 13, 1947

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. 157*, by Messrs. Hopkin, Hirschi, Holbrook, Farr, Elggren, Vest, and Day, on behalf of the Tax Study Committee, entitled,

"AN ACT AMENDING SECTIONS 80-9-1, 80-9-2, AND 80-9-3, UTAH CODE ANNOTATED 1943, PROVIDING FOR A TAX ON TANGIBLE PROPERTY WITHIN THE STATE FOR THE PURPOSE OF RAISING A PART OF THE STATE'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM UNIFORM SCHOOL PROGRAM OF KINDERGARTEN, COMMON, AND HIGH SCHOOLS; PROVIDING FOR THE APPORTIONMENT OF THE STATE'S CONTRIBUTION TO SUCH PROGRAM TO THE SEVERAL SCHOOL DISTRICTS; AND PROVIDING FOR A UNIFORM MINIMUM LOCAL LEVY ON TANGIBLE PROPERTY WITHIN EACH SCHOOL DISTRICT FOR THE PURPOSE OF RAISING THE DISTRICT'S CONTRIBUTION TO THE SUPPORT OF THE MINIMUM SCHOOL PROGRAM", and the same is forwarded herewith for tranmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 157 was transmitted to the Governor.

March 13, 1947

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. 164*, by Messrs. Vest and Brockbank, entitled, "AN ACT AMENDING SECTION 75-4-17, UTAH CODE ANNOTATED 1943, RELATING TO THE CREATION OF THE NORMAL SCHOOL AS A DEPARTMENT OF THE UNIVERSITY; DESIGNATING IT AS THE STATE SCHOOL OF EDUCATION; DEFINING ITS FUNCTIONS; AND THE CREATION OF SCHOLARSHIPS", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 164 was transmitted to the Governor.

March 13, 1947

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. 199*, by Mr. Selvin, entitled, "AN ACT PROVIDING FOR THE GIVING TO BLIND RESIDENTS OF THE STATE OF

UTAH THE PRIVILEGE OF OPERATING VENDING STANDS OR OTHER ENTERPRISES IN STATE, COUNTY, OR MUNICIPAL BUILDINGS, PARKS OR OTHER PROPERTY OWNED BY THE STATE OF UTAH, AND PROVIDING FOR THE CONSTRUCTION AND EQUIPMENT OF SUCH VENDING STANDS FOR THE PURPOSE OF TRAINING BLIND PERSONS IN CARRYING ON BUSINESS ENTERPRISES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 199 was transmitted to the Governor.

March 13, 1947

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. 202*, by Mr. Holbrook, entitled, "AN ACT CREATING THE RESERVE BUILDING FUND, PROVIDING FOR APPROPRIATIONS THERETO AND DISBURSEMENTS THEREFROM.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 202 was transmitted to the Governor.

March 13, 1947

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. 236*, by Mr. Jolley, entitled, "AN ACT APPROPRIATING $5,000 TO THE CIVIL SERVICE COMMISSION OF THE STATE OF UTAH", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 236 was transmitted to the Governor.

March 13, 1947

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. 243*, by Messrs. Jolley and Cowles, entitled, "AN ACT AMENDING SECTIONS 75-29-27, AND 75-29-29, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTERS 96, 97 AND 98, LAWS OF UTAH 1945; AND SECTION 75-29-30, UTAH CODE ANNOTATED 1943, RELATING TO THE TEACHERS' RETIREMENT ACT; ALLOWING CREDIT FOR PRIOR SERVICE FOR THOSE TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS WHO HAD FORFEITED THEIR PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THIS AMENDMENT TO THE LAW, ARE REQUIRED TO BE MEMBERS OF THE SAID RETIREMENT SYSTEM; MAKING IT PERMISSIBLE FOR A MEMBER OF A LOCAL RETIREMENT ASSOCIATION WHO HAD FORFEITED HIS OR HER PREVIOUS RIGHT TO MEMBERSHIP IN THE UTAH STATE TEACHERS' RETIREMENT SYSTEM BUT WHO, UNDER THE AMENDMENT TO THE LAW, IS REQUIRED TO BE A MEMBER OF THE SAID RETIREMENT SYSTEM TO MAKE CONTRIBUTIONS TO THE RETIREMENT SYSTEM ON MONEY RECEIVED FOR TEACHING SERVICE FROM BOARDS OF EDUCATION WITHIN THE STATE DURING THE PERIOD FROM JULY 1, 1937 TO JUNE 30, 1947; AND MAKING IT MANDATORY FOR ALL TEACHERS WHO ARE MEMBERS OF LOCAL RETIREMENT ASSOCIATIONS TO BECOME AFFILIATED WITH THE STATE RETIREMENT SYSTEM BEGINNING JULY 1, 1947; AND REPEALING SECTION 75-29-31, UTAH CODE ANNOTATED 1943.", and the same is forwarded herewith for transmission to the Governor.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

S. B. No. 243 was transmitted to the Governor.

March 13, 1947

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 Highway and Aeronautics, entitled, "AN ACT AMENDING SECTIONS 36-6-4, 36-6-5, 36-6-6, 36-6-7, 36-6-9,

36-6-10, 36-6-11, 36-6-13, 36-6-14, 36-6-16, 36-6-18, 36-6-19, 36-6-21, 36-6-22, 36-6-23, AND 36-6-25, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1945, RELATING TO THE DESIGNATION OF CERTAIN ROADS AS STATE ROADS, AND WITHDRAWING THE DESIGNATION OF ROUTES 23, 173, AND 194 AS STATE ROADS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
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 13, 1947

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. 278*, by Committee on Appropriations and Claims, entitled, "AN ACT RELATING TO THE USE OF PUBLIC WELFARE FUNDS, THE USE OF BUREAU OF LABOR COST OF LIVING INDICES BY THE PUBLIC WELFARE COMMISSION IN ADMINISTERING ASSISTANCE PURSUANT TO TITLE 76A, CHAPTERS 1 AND 3, UTAH CODE ANNOTATED 1943, AS AMENDED, IN PART, BY CHAPTERS 78, 79, 80 AND 81, LAWS OF UTAH, 1943, AND AS FURTHER AMENDED, IN PART, BY CHAPTERS 101, 102, AND 103, LAWS OF UTAH 1945, OR PURSUANT TO THE PROVISIONS OF HOUSE BILL 151 OF THE 27th LEGISLATURE AND PROVIDING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC WELFARE AND TO THE DEPARTMENT OF HEALTH, AND APPROPRIATING FUNDS FROM THE STATE GENERAL FUND TO THE SECRETARY OF STATE FOR DEFRAYING THE EXPENSES FOR THE PUBLICATION OF THE AMENDMENTS TO THE CONSTITUTION AS REQUIRED BY THE CONSTITUTION.", and the same is transmitted herewith for the signature of the President.

Respectfully,

LELAND G. LARSEN,
Chief Clerk.

Communication filed.

H. B. No. 278 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 13, 1947

Mr. President:

I am directed to inform your Honorable Body that the House has this day struck the enacting clause on the following Senate Bills, Resolutions and Memorials:

S. B. Nos. 3, 9, 23, 52, 68, 69, 75, 80, 84, 90, 94, 99, 119, 120, 125, 126, 128, 132, 135, 160, 161, 162, 166, 173, 175, 184, 189, 191, 193, 194, 222, and 252; S. J. R. Nos. 2, 14, 16, and 17; S. C. M. No. 3, and S. J. M. No. 1.—and the same are herewith returned for your files.

Respectfully,

LELAND G. LARSEN,

Communication filed. Chief Clerk.

On motion of Senator Fowles, the Senate struck the enacting clause of all Senate and House bills in its possession that have not been finally acted upon.

Accordingly the enacting clause of the following bills was struck:

H. B. Nos. 14, 24, 38, 53, 59, 71, 80, 109, 111, 125, 128, 129, 171, 195, 196, 197, 211, 214, 223, 224, 241, 243, 244, 245, 252, 254; H. J. R. No. 9; H. C. M. Nos. 1, 3, 4 and 5.

S. B. Nos. 10 11, 12, 16, 17, 32, 38, 40, 42, 45, 46, 47, 48, 49, 51, 54, 55, 58, 59, 62, 63, 70, 79, 85, 86, 87, 91, 95, 97, 98, 100, 101, 107, 110, 111, 112, 113, 114, 116, 123, 129, 130, 131, 133, 136, 137, 138, 139, 140, 141, 143, 144, 145, 146, 147, 149, 153, 158, 163, 167, 168, 170, 171, 172, 174, 176, 177, 178, 179, 183, 185, 187, 195, 196, 198, 200, 203, 210, 211, 212, 213, 215, 216, 217, 218, 219, 220, 221, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 237, 238, 240, 242, 244, 246, 247, 248, 249, 250, 251; S. J. R. Nos. 1, 7, 8, 9, 10, 15, 18, 20, 22; S. R. No. 1; S. J. M. No. 2; S. C. M. Nos. 1 and 2.

On motion of Senator Hirschi the Senate approved the payment of the claim of Mr. Tom W. Livingood in the amount of $742.46.

On motion of Senator Midgley, the President appointed Senators Midgley, Day and Cowles as a committee to notify the House that the

Senate has concluded its business and is ready to adjourn sine die, and also, with a committee from the House, to wait upon the Governor and ascertain whether he has any further business to bring before the Legislature.

A committee from the House appeared and notified the Senate that the House had concluded its business and was ready to adjourn sine die.

Senator Midgley reported that the committee appointed to wait upon the Governor had carried out its instructions and was informed by the Governor that he had nothing further to present to the Legislature.

On motion of Senator Hirschi, the Twenty-seventh Session of the Utah State Senate adjourned sine die.

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GENERAL INDEX

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SENATORS AND COMMITTEES ON WHICH THEY SERVE

	Agriculture and Irrigation	Appropriations and Claims	Banking and Commerce	Education	Fish and Game	Health and Labor	Highways	Interstate Cooperation	Judiciary	Mining and Smelting	Public Institutions	Revenue and Taxation	Revision and Enrolling	Rules and Contingent Expenses	State and Municipal Affairs	Welfare
Brockbank				+		C					+		+		+	+
Clegg		+	+		+				+							
Cowles				+	C	+	+	+		+						
Day				+	+				+	+					+	
Eggren		+				+		C			C	+				+
Farr					+				+		+	C		C	+	
Fowles		+	C						+	+		+				
Gibbons	+	+									+	+				
Hirschi		+	+				C			+		+				
Holbrook	+	C	+						+					+		
Houston	+						+	+				+				
Jolley		+		+							+		+			+
Jones	+						+	+				+				
Knight					+	+					+		+		+	
Lamoreaux			+				+		C	+		+			+	
Lund	+			+									C			+
McShane			+			+		+						+		+
Molich		+				+			+	C					+	
Midgley		+	+									+			C	
Selvin		+				+	+			+		+				C
Vest	+			C	+		+						+			
Ward	C	+		+	+						+					+

C Chairman of Committee + Committee Member

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SENATE BILLS

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
1	Hopkin-Clegg—Utah Centennial; Appropriation	51	74	162	187	199	199	215	235	258	302	112; Signed February 6
2	Melich-Holbrook—County Comm. Office; Vacancy	51	74	141	170							186, 199, E.C.S.
3	Holbrook-Melich—Ballot; General Election	51	98	163	199	211	212	300	388	410	510	172, 300*, 3*, 510, V, 511*
4	Holbrook-Hirschi—Supreme Court	52	75	81	94	138						153, 212, 328, 351*, 461*, 494*, 512*, 552*, 643, E.C.S.
5	Holbrook-Hirschi—Salary; Term of Judges	52	75	82	94	138	138	299	387	409	446	299*, 348*; Signed Feb. 17
6	Holbrook-Clegg—Emergency Powers Governor; Revenue	52	75	141	153	153	154	217	236	258	302	Signed February 6
7	Holbrook-Clegg—Emergency Powers Governor; State Funds	52	82	142	154	154	154	215	235	259	301	Signed February 6
8	Holbrook-Hirschi—Selection of Judges	52	98	166	233	642						56, 212, 233*, 327*, 328, 351*, 461*, 494*, 512*, 552*, 643, F. 653
9	Brockbank—Fire Marshall; Board of Fire Prevention	53	83	223	777	810	810					778*
10	Holbrook—Speed Motor Vehicles	53	83	209								
11	Holbrook-Vest—Declaration Personal Interest	53	83	539								
12	Holbrook-Melich—State Purchasing Agent	53	84	539								
13	Brockbank—Firemen's Pension Fund	54	84	142	171	171	171	381	389	410	462	Signed February 18
14	Elggren-Day—City Judges	54	84	193								341, Enacting Clause Struck
15	Fowles—Tax Limit Libraries	54	85	206								494, Enacting Clause Struck
1	2	3	4	5	6	7	8	9	10	11	12	13

E.C.S.—Enacting Clause Struck
*Special Order
V.—Vetoed
F.—Failed

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13
16	Cowles—Gymnasium, Auditorium, etc; Price, Utah	54	85	165-208 586								
17	Knight—Watchmaking	54	85	369								
18	Brockbank—Pensions Firemen	55	86	142	171	171	172	470	504	526	623	470 concur; Signed Feb. 27
19	Cowles—Athletic Field, Price, Utah	58	86	166-207 586								689, Enacting Clause Struck
20	Midgley, et al.—State Prison Site (Park)	58	86	222	658	658	659	860	872	901		Signed March 15
21	Holbrook-Hirschi—Juvenile Courts	58	98	163	255	281	281	395	416	448	525	212, 396 concur; S. Feb. 21
22	Knight-Vest——Safety Patrols	58	87	208								299, Enacting Clause Struck
23	Holbrook—Primary Election; Nomination Judges	58	87	223	717	717	747					672, 689, 717*, 722 Tabled, 747
24	Day-Lamoreaux—Deputy District Attorneys	52	87	264								838, Enacting Clause Struck
25	Selvin-Elggren—Discrimination in Public Places	59	88	195	376							64, 283, 328, 338*, 376, Failed
26	Selvin-Elggren—Discrimination on Employment	59	88	183	375							64, 283, 328, 338*, 375, Failed
27	Holbrook-Melich—Grand Jury Powers and Duties	59	88	194	442	443	443	518	554	598	663	Signed February 28
28	Holbrook-Melich—Grand Jury Deliberations	60	89	194	443	443	443 708	519	758	779	844	519*, 581, 598, 707, 727, Signed March 11
29	Holbrook-Melich—Trial Jurors; Grand Jurors	60	99	194	444	444	444	517	561	579	607	Signed February 27
30	Holbrook-Melich—Indictment (Quashing)	60	99	195	443	443	444	517	561	579	607	Signed February 27
31	Melich—Court Reporters Compensation	60	89	195								341, Enacting Clause Struck
32	Lamoreaux—Employment Relations Board	60	89	335								
33	Hopkin, et al.—Legislative Council	61	90	191	282 293	339	340	656	683	694	781	656 concur; Signed March 7
34	Midgley-Fowles—Insurance Code	69	219	478	562	644	649	763	926	940		213, 311, 485*, 552, 576, 592, Signed March 15
35	Knight, et al—Retirement City Employees	69	99	163	212	229	229	329	344	362	447	330; Signed February 14
36	Hopkin—State Roads; Designation	70	90	143	172	172	172	301	315	360	447	Signed February 15

S.—Signed
*Special Order

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
37	Jolley-Knight—Vocational School, Provo	70	100	165								165, Enacting Clause Struck
38	Committee on Fish and Game—Range Lands; Sale	70	100	247								
39	Committee on Fish and Game—Reservation of Rights	71	100	178	282 298	339	339	468	504	526	606	282, F, 298, Reconsider, 407, 408, 469 concur; S. Feb. 26
40	Committee on Fish and Game—Deer and Elk Permits	71	101	248								
41	Committee on Fish and Game—Fish and Game Refuges	71	101	176	213	230	230	361	388	410	446	362; Signed February 17
42	Committee on Fish and Game—Fish and Game Director	71	157	225								
43	Committee on Fish and Game—Fish and Game; Expenditures; Licenses and Bait	71	101	177	256 279	339	339	528	574	597	687	528 concur; Signed Feb. 28
44	Committee on Fish and Game—Posted Hunting Areas	72	102	176	256	281	281	396	415	449	525	396 concur; Signed Feb. 20
45	Committee on Fish and Game—Violators	72	102	248								
46	Holbrook, et al.—Termination Employment	72	102	539								
47	Clegg-Vest—Labor Relations Act	72	103	335								
48	Melich—Oil and Gas Conservation	73	139	637								
49	Elggren—Public Utilities; Securities	79	126	233								428
50	Elggren-Melich—Cigarette, Oleomargarine Licenses	80	103	206	490	501	502	609	628	663	782	501*, 609 concur; S. March 7
51	Vest-Jolley—Nurses	80	126	226								
52	Jolley, et al.—Classification Cities, Towns	80	103	222	828	828	828					
53	Hirschi-Fowles—Pensions Prison Employees	80	127	196								299, Enacting Clause Struck
1	2	3	4	5	6	7	8	9	10	11	12	13

F.—Failed
S.—Signed
*Special Order

SENATE BILLS *(Continued)*

1	2	3	4	5	6	7	8	9	10	11	12	13
54	Lamoreaux—District Attorneys; Mileage and Expenses	91	127	268								
55	Lamoreaux—District Attorneys; Office Expenses	91	127	268								
56	Lamoreaux—District Attorneys; Salaries	92	128	267	824	824	825	905	957	972	X	Signed March 18
57	Brockbank, et al.—County Officers; Salaries	92	128	191	282	282	282	314	316	359	446	Signed February 17
58	Knight, et al.—Utah Labor Relations; Definitions	92	140	336								
59	Hirschi-Hopkin—Equalization of Assessment	92	128	206								
60	Hirschi-Hopkin—Uniform School Fund; Distribution	92	157	288	352							328, 494, E.C.S.
61	Hopkin-Hirschi—Motor Vehicle Registration Fund; Approp.	92	129	225	351							328, 512, E.C.S.
62	Hopkin-Holbrook—Utah Sales Tax; Transfer	93	157	637								
63	Hopkin-Hirschi—Tax Wines and Liquors; School Lunch	93	158	249								
64	Hirschi-Hopkin—Dept. Publicity and Industrial Devel.	93	129	384	422							328, 398*, 426*, 427*, 512, ECS
65	Farr—Dept. Public Welfare; Consultant for Blind	93	140	333	746	746	746	906	941	972		*Vetoed* March 21
66	Hirschi, et al.—Saturday Closing Banks	94	129	164	186	198	198	364				364, *Failed* in House
67	Hirschi, et al.—Negotiable Instruments	94	130	164	186	199	199	596				596, *Failed* in House
68	Hirschi, et al.—Bank Director's Duties; Examination	94	140	233	778	778	778					
69	Holbrook—Cities and Towns; Change Class	105	130	222	822	823	823					
70	Day, et al.—Prostitution	105	158	288								
71	Cowles—Registration Days, Agents	105	130	165	187							187, *Failed*
72	Knight, et al.—Employment Veterans	105	131	226	523	590	590	862	971	973		428*, 886, 917, 921, S. Mar. 19
73	Knight, et al.—Aliens; Real Estate Ownership	105										156
74	Knight, et al.—Tax Exemption Veterans	106	158	225	543	543	543	611	629	664	735	428*, Signed March 6
75	Knight, et al.—Preferred Employment Veterans	106	159	226	543	543	544					428*
76	Knight, et al.—State Vocational School	106	159	387	600							512*, 544*, 600*, 686*, 700;
76	Knight, et al. (Rewritten)—State Vocational School	701			701	716	716	917	947	973	X	Signed March 18
77	Jones, et al.—Revolving Funds	106	159	232	807							810, Enacting Clause Struck

E.C.S.—Enacting Clause Struck
*Special Order
S.—Signed

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
78	Knight, et al.—Department Veterans' Affairs	106	178	539	544	590	591	865	971	973	X	428*, 887, 916, 948; S. Mar. 20
79	Ward, et al.—Water and Water Rights	107	141	223								
80	Ward, et al.—Division of Water and Irrigation	107	160	224	807	807	807					
81	Fowles—Foreign Executors; Will Annexed	108	160	433								813, Enacting Clause Struck
82	Holbrook—Minimum School Term	108	160	205	489							512, Enacting Clause Struck
83	Holbrook-Clegg—Old Age Relief	108	161	333								807, Enacting Clause Struck
84	Holbrook—Unified Local Health Departments	108	179	227	821	821	821					
85	Melich—Voting Corporate Stock	108	161	233								
86	Clegg-Holbrook—Public Welfare Administration	108	270									270, Returned to Authors
		278	342	476								
87	Holbrook-Clegg—Public Welfare Commission	109	179	476								
88	Holbrook, et al.—Disposition Revenue; Tax Commission	110	161	292	338	390	391	424	440	469	Veto	328, Feb. 26; Passed over
								623	716	727	603	Veto 606; 715
89	Clegg—Policemen Pensions	110	162	288								398, Enacting Clause Struck
90	Elggren-Knight—Mechanics' Liens	110	192	540	819	819	819					156, 808
91	Melich—Vacancy of Office	110	179	434								
92	Selvin-Elggren—Program School for Blind	131	180	208	746	747	747	906	944	947	X	Signed March 18
93	Selvin—Public Welfare; County and District Boards	131	180	207	351	391	391	495	519	564	687	328, Signed February 28
				587								
	1 2	3	4	5	6	7	8	9	10	11	12	13

S.—Signed
*Special Order

SENATE BILLS *(Continued)*

1	2	3	4	5	6	7	8	9	10	11	12	13
94	Selvin—Public Welfare; Vacancies; Expenses	132	180	207	745	745	746					
95	Cowles—County Commissioner Districts; Election	132	270	430								270, Returned to Authors
		293	303									
96	Holbrook—Intoxicated Drivers	132	181	474	807	807	807	918				918 *Failed*
97	Melich—Judges Prohibition Practice Law	132	181	223								
98	Melich—Inspection Tax Livestock	132	181	265								
99	Jolley, et al.—Compensation Minors	133	192									192, Returned to Authors
		252	286	337	827	827	828					
100	Holbrook—Corrupt Elections	133	192	269								
101	Clegg, et al.—Contractors' State License	133	383	474								
102	Clegg-Fowles—Liquor Sale by the Drink	133	204	267	751							751, *Failed*
103	Holbrook-Clegg—Public Welfare	134	272									234, *Withdrawn*
104	Committee on Health and Labor—Licensing, etc., Hospitals	134	219	336	749	749	749	907	958	975	X	Signed March 19
105	Knight, et al.—County Employees; Retirement, etc.	134	219	659	679	680	680	865	894	907	X	865 concur; Signed March 17
106	Fowles-Hirschi—Excise Tax Motor Fuels	134	220	292	307	308	308	395	403	415	448	395 concur; Signed Feb. 18
107	Jolley—State Conveyance to American Fork	134	220	385								
108	Hopkin, et al.—Tax on Net Estates	135	205	264	352	391	392	471	520	564	662	328; Signed February 28
109	Hopkin, et al.—Tax on Property Transfers	135	205	265	406	441	441	595	615	631	690	328; Signed March 3
110	Gibbons, et al.—Refund Motor Fuel Tax	150	210	266								
111	Midgley, et al.—Polls; Opening and Closing	150	182	269								
112	Cowles—Ballots; Expense Printing, etc.	151	182	262								
113	Cowles—Judges of Election	151	239	432								
114	Jolley—Sewer and Water Systems	151	193	290								
115	Jolley—Special Assessment Lien	151	193									592, Enacting Clause Struck
116	Selvin-Jolley—Public Welfare; Policy	151	239	476								
117	Knight—Veterans' Housing	152	240	430	606							461*, 552*, 555*, 621, 622, F.
118	Melich-Holbbrook—Primary Conventions	153	272	317	671	683	722	870	958	975	X	680, 713, 717*, 722, 870 concur Signed March 21

*Special Order
F.—Failed

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
119	Committee on Judiciary—Appeal Indigents	168	240	431	818	818	818					
120	Committee on Judiciary—Defense Indigents	168	240	431	819	819	819					
121	Melich, et al.—Water and Power Resources; Development	168	221	318	407	466	466 707	626	785	846		328, 422, 427, 437, 438, 657, 706, 736; Signed March 21
122	Knight, et al.—Aliens' Real Estate Ownership	168	241	320	546	547	547	849	872	888	X	428*; Signed March 15
123	Brockbank, et al.—Filling Vacancies Appointive Offices	168	241	431								
124	Vest, et al.—State Officers' and Employees' Retirement	169	241	332	680	680	683	862	894	918	X	862 concur; Signed March 17
125	Melich—Leasing of State Lands	169	242	317	811	811	811					
126	Melich—Oil and Gas Development; Co-op Units	169	242	291	811	812	812					
127	Melich—Mining Leases—Rentals; Royalties	169	242	291	812	812	813	907	946	976	X	Signed March 17
128	Melch—Unredeemed Tax Title Prop.; Oil and Gas Rights	169	273									273, Returned to Author
		345	475	384	813	813	813					
129	Melich—Judicial Districts	185	243	432								
130	Fowles—Naturopaths; Licenses	185	243	337								
131	Vest, et al.—Hospitals; Approp. to State Board of Health	185	243	490								
132	Day—Judgment Book; Entry	186	244	432	671	671	671					
133	Fowles, et al.—Weber College; Courses and Degrees	198	244	418								
134	Farr, et al.—Weber College; Campus	198	244	417 587	679	679	679	867	895	908	X	Signed March 17
135	Vest-Ward—Boards of Education Documents; Destroy	198	245	385	749	750	750					
1	2	3	4	5	6	7	8	9	10	11	12	13

*Special Order

SENATE BILLS *(Continued)*

1	2	3	4	5	6	7	8	9	10	11	12	13
136	Melich, et al.—Liquor Control Fund; Disposition	210	245	289								
137	Melich, et al.—Liquor Control Fund; City and County	210	245	290								
138	Midgley—Polling Places	210	273									273, Returned to Author
		293	303	430								
139	Knight-Holbrook—Workmen's Compensation	210	246	455								
140	Midgley—Salaries State Commissioners, etc.	211	273	332								
141	Midgley—Salaries State Executive Officers	211	246	289								
142	Cowles—Addit. Powers Retirem't Bd; Teachers Retirem't	227	274	417								752, Enacting Clause Struck
143	Committee on Highways—Road Bond Issues	228	274	368								
144	Committee on Highways—Real Property for Road Purposes	228	274	368								
145	Committee on Highways—Federal Aid for Highways	228	275	368								
146	Committee on Highways—State Highway Fund; Transfer State Road Revolving Fund	228	275	367								
147	Committee on Highways—Federal Aid for Airports	228	286	367								
148	Lamoreaux-Elggren—Horse Racing	229	287	334	776	777	777	908				908, *Failed*
149	Committee on Mining and Smelting—Relics, Hieroglyphics	229	287	342								
150	Gibbons, et al.—Damage by Game Animals	252	287	370								673, Enacting Clause Struck
150	Gibbons, et al. (Rewritten)—Damage by Game Animals	673	675		776	776	776	909	946	976	X	Signed March 19
151	Brockbank—Hospital Construction Program	252	303	369	750	750	750	909	961	977	X	Signed March 19
152	Brockbank—State Hospital Survey	253	304	456	750	751	751	910	945	977	X	Signed March 19
153	Brockbank-Fowles—Secret Societies in Schools	253	304	386								
154	Hopkin, et al.—Revenue for Uniform School Fund	253	321	530	689	774	774	901	969	978	X	699*, 722, 734, 902 concur; Signed March 19
155	Hopkin, et al.—Non-resident Student Tuition Fee	254	322	532	733	774	774	903	959	978	X	938, 939 concur; S. Mar. 19
156	Hopkin, et al.—Revenues for Uniform School Fund	254	304	532	733	774	775	903	945	979	X	Signed March 18
157	Hopkin, et al.—Tax Tangible Property; School Program	254	305	532	745	775	775	904	927	979	X	Signed March 19
158	Cowles—Drunken Driving	275	305	367								

*Special Order
S.—Signed

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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 Speaker	Signed by President	Signed by Governor	References
159	Fowles—Inspection Meat	275	305	440 587	760	792						792, *Failed*
160	Jolley, et al.—Detention Minor Children	276	306	334	778	793	804					793, *Failed;* 794, 804
161	Jolley, et al.—Day Nurseries; Foster Homes	276	306	334	808	808	808					
162	Jolley, et al.—Juvenile Court; Witness Fees; Fines	276	322	403	808	809	809					
163	Knight-Lund—Occupational Disease Compensation	277	306	456								
164	Vest-Brockbank—Normal School at University of Utah	277	322	417	776	776	776	910	947	980	X	Signed March 19
165	McShane, et al.—Alcoholics; Causes and Treatment	277	323	403 587	764	765	765	867	889	911	X	868 concur; Signed March 21
166	Ward, et al.—Board of Education; Duties Clerk	277	323	478	824	824	824					
167	Fowles-Clegg—Assessment for Special Improvement	279	323	637								
168	Houston, et al.—Theft of Livestock	279	324	370								
169	Hirschi, et al.—Veterans' University Training; Matching Veteran Admin. Funds.	293	324	418	581	582	582	608	635	664	734	486*; Signed March 6
170	Farr, et al.—Utah School for the Blind; Buildings	293	324	370 588								
171	Day-Fowles—Repeal Special Liquor Permits	307	325	474								
172	Vest—Adult Education; Administration; Appropriation	325	343	636								
173	Hirschi-Day—Liquor Stores; Withdrawal	337	343	433	759	792	792					
1	2	3	4	5	6	7	8	9	10	11	12	13

*Special Order

SENATE BILLS *(Continued)*

1	2	3	4	5	6	7	8	9	10	11	12	13
174	Cowles—Occupational Disease Compensation; Insurance	337	343	456								
175	Cowles—District and Supreme Court Judges; Nomination and Election	338	344	434	810	810	811					
176	Fowles—Firemen's Benefits	345	365	741								
177	Knight—Premarital Examination; Venereal Diseases	346	365	457								
178	Fowles—Milk; Products; Frozen Desserts	346	366	802								
179	Melich—Utah Geological and Mineral Survey	346	366	475								
180	Committee on Appropriations—State Art Commission	346	384	633	672	672	673	861	895	919	X	*Vetoed* March 17
181	Holbrook—Distribution to Junior Colleges, U of U, USAC	347	365	441 lift	442	486	488	624	667	688	795	466, 624 concur; S. March 10
182	Committee on Highways—Maximum Weight Vehicles	377	399	529	659	659	659	731	786	846	X	Signed March 14
183	Cowles—Insure Workmen's Compensation	377	400	505								
184	Jolley-Elggren—Merit System	378	400	588 633	822	873	874					838
185	Comm. State and Munic. Affairs—County Officers Salaries	378	400	634								
186	Gibbons, et al.—U of U; USAC; Deficiency Approp.	378	401	478	582	583	583	609	635	665	734	486*; Signed March 6
187	Cowles—Excise Tax Natural Gas	379	401	638								
188	Selvin—Homes for Aged and Blind	379	401	477								747, Tabled; 830, E.C.S.
189	Day—Corporation Sole; Agents	379	402	521	826	826	826					
190	Bushnell Investig. Comm.—Bushnell Hospital; Authorizing Board of Examiners	380	402	490	501	589	590	769	786	847	925	769 concur; Signed March 12
191	Cowles—U. S. Highway No. 6	390	418	491	825	825	826					
192	Jolley-Selvin—Children's Detention Home	390	419	477	809							809, Enacting Clause Struck
193	Day-Hopkin—Foreign Representatives; Power	390	419	522	809	809	809					
194	Day-Hopkin—Simultaneous Death; Property	390	419	522	809	809	810					
195	Brockbank—Healing Art; Define and Regulate	397	420	505								

S.—Signed
*Special Order
E.C.S.—Enacting Clause Struck

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
196	Committee on Fish and Game—Bird Protection	397	421	475								
197	Holbrook—Public Welfare Commission; Approp.	421	428	477	651	651	651	694	721	728	X	650, 793, 796, 819, 836 concur;
							820	836	863	888		Signed March 15
198	Holbrook—Sales Tax Exemption Centennial	421	429	638								
199	Selvin—Vending Stands, etc. for Blind	421	429	478	828	828	829	911	944	980	X	Signed March 18
200	Lamoreaux, et al.—Wife's Rights and Property	426	452	540								
201	Hirschi-Hopkin—Department of P. I. D.	426			459	466	467	624				427*, 624, *Failed* in House
202	Holbrook—Reserve Building Fund	435	452	659	661	675	676	832	863	981	X	832 concur; 924; S. March 18
						924	925	948	970			
203	Holbrook—Public Welfare Funds	435	453	522								
				611								
204	Hopkin-Hirschi—Employer Experience Rating	435	453	506	673	675	675	697	772	780	831	Signed March 10
205	Hopkin-Hirschi—Benefits to Individual's Work History	435	453	506	677	677	677	698	730	737	782	Signed March 8
206	Hopkin-Hirschi—Qualifying Wages	435	454	506	677	677	677	705	730	737	782	Signed March 8
207	Hopkin-Hirschi—Termination Employer Coverage	436	454	507	677	677	678	704	744	775	831	Signed March 10
208	Hopkin-Hirschi—Industrial Commission; Destroy Records	436	454	507	678	678	678	704	757	780	831	Signed March 10
209	Hopkin-Hirschi—Definition "Wages"	436	455	507	678	678	678	703	786	845	925	704 concur; Signed March 12
210	Hopkin, et al.—Constr., Financing Bldgs. of U of U, USAC	436	455	634								
211	Fowles—Auto Parking on Capitol Grounds	457	471	742								
1	2	3	4	5	6	7	8	9	10	11	12	13

*Special Order
S.—Signed

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13
212	Day—Waiting Period Marriage License	458	535	614								
213	Day—Dept. of Welfare Reports to Court; Divorce, Maintenance	458	472	540								
214	Knight—Salaries Adjutant General; Assistant	458	472	634	829	830						827, 830, *Failed*
215	Midgley, et al.—Medical Science Bldg.; U of U	458	472	541 588								
216	Midgley, et al.—Mineral Science Bldg.; U of U	458	473	588 698								
217	Midgley, et al.—Humanities Building; U of U	459	473	541 589								
218	Municipal Revenue Committee—Sales and Use Tax; Cities	459	473	638								
219	Fowles—Pony Express; Monument	485	535	742								
220	Lamoreaux—Flood Control Projects; Co-op Construction	485	534	612								
221	Hirschi-Hopkin—Individual Income Tax	486	536	639								
222	Jolley-Melich—Fire Protection; Mutual Aid Cities, Counties	486	534	742	827	827	827					
223	Day, et al.—Filling Vacancies State Offices	491	534	614								
224	Day, et al.—Bipartisan Boards; Appointment	491	533	615								
225	Day, et al.—County Commissions; Filling Vacancies	491	533	743								
226	Gibbons, et al.—Agricultural and Forestry Bldg. at USAC	492	536	628								
227	Gibbons, et al.—Auditorium and Human. Bldg. at USAC	492	533	627								
228	Gibbons, et al.—Library Addition at USAC	492	550	628								
229	Gibbons, et al.—Poultry Plant and Animal Nutrit. at USAC	492	537	627								
230	Lund, et al.—Corporation Franchise and Income Taxes	492	536	639								
231	Cowles—Civil Service Comm. Ratif. Highway Patrol	500	535	743								
232	Day—Widow's Share	508	556	615								
233	Hirschi-Gibbons—Auditorium Bldg. at Branch Agr. College	508	557	589 627								
234	Ward—State Land Board Destroy Valueless Leases	508	557	613								

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
235	Day—Coroner	508	557	688								
236	Jolley—Appropriation Civil Service Commission	509	558	589 743	823	823	824	912	941	981	X	Signed March 19
237	Lamoreaux—Exempt. Vet's Children Tuition Fees	509	558	636								
238	Cowles—Election, Appointment Officers Municipalities	522	558	801								
239	Clegg—Salt Lake Visiting Nursing Association	523	559	621	829	829	883	912				829, *Failed*, 883, 912, *Failed*
240	McShane, et al.—Exemption Sales to U. S. Government; Losses in Motor Fuels	523	559	639								
241	Day—Sanitary Districts; Bonds	542	559	658								818, Enacting Clause Struck
242	McShane, et al.—Cigarette; Oleomargarine Licenses	542	560									
243	Jolley-Cowles—Credits for Teachers' Retirement	542	560	636	748	748	749	913	960	982	X	913 concur; Signed March 19
244	Clegg—State Engineer; Powers and Duties	551	560	744								827
245	Lamoreaux—Actions to Recover Taxes	551	561	640	825							825 *Failed*
246	Comm. Appropriations & Claims—Appropriation Biennium	575										
247	Comm. Appropriations and Claims—Revenue Biennium	675	682									
248	Melich, et al.—Use Tax; Increase to 3%	773	787									808
249	Melich, et al.—Sales Tax; Increase to 3%	773	785									
250	Holbrook, et al.—Rate and Base Corporate Franchise and Privilege Taxes	773	803									
251	Holbrook, et al.—Individual Income Taxes; Increase	773	803									
252	Farr—Income Tax Returns; Elimination Oath	817			817	817	818					

SENATE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	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, Filed with S. of S.	References
1	Hopkin-Clegg—Utah Centennial Program	55	90	~~744~~							
2	Holbrook-Melich—Constitutional Convention	55	91	162	~~794~~	~~794~~	~~794~~				
3	Holbrook—Municipal and County Fiscal Study	55			61	61	61	78	82	112	55*, 249
4	Holbrook—Colorado River Study	55			61						55*, 512, E.C.S.
5	Holbrook-Melich—Grand Juries	57	91	195	~~444~~	~~444~~	~~445~~	518	550	563	
6	Selvin-Melich—Compensation Legislators	68	97	176	213	229	279	394			229, F.; 234, 256*, 394, F. in H.
7	Knight, et al.—State Industrial School Investigation	~~104~~	191								191, Returned to Authors
		209	237	369							369, Enacting Clause Struck
8	Midgley-Melich—Term State Auditor-Treasurer	131	182	268							
9	Selvin—Greetings to Liberia	167	237	~~434~~							
10	Hopkin—Fort Bridger; Preservation	167	238	332							
11	Comm. on Rules and Cont. Expenses—27th Legisl. Officers and Employees	167			170	170	170	201	221	232	201 concur

*Special Order
E.C.S.—Enacting Clause Struck
R.—Returned
F.—Failed
F. in H.—Failed in House

SENATE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	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, Filed with S. of S.	References
12	Knight-Day—Camp Kearns; Reconversion	167	238	266	266	266	267	382	389	411	
13	Fowles-Houston—Domestic Wool; Price Stabilization	167	183	224							224, Enacting Clause Struck
14	Knight, et al.—Flag on Ensign Peak	185	238	290	820	821	821				
15	Clegg—Right to Work	197	239	336							
16	Vest, et al.—State Executive Dept.; Gov. Appointive Powers	209	271	387	804	804	805				794
17	Vest, et al.—Public School System; Control and Supervision	210	271	386	805	805	806				794
18	Melich, et al.—Restore Local Government in Utah	227	272	317							
19	Holbrook-Midgley—Utah State Building Needs	307			307	307	307	314	316	357	393
20	Ward, et al.—Colorado River; Development	377	420	500							
21	Resolutions and Memorial Committee—Condolence to Family of John M. Knight	573			573	573	574	578	581	585	
22	Holbrook-Day—Legislative Council; Investigate City Needs and Revenue	794	837								

SENATE CONCURRENT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
1	Cowles—Memorial Highway	184	271									271 Returned to Author
2	Holbrook, et al.—Condolence Family Late Mrs. Minnie A. Barnes Blood	184			184	184	185	189	196	204	215	Signed January 30
3	Holbrook—Freight Rates; Approval I.C.C.	493			493	493	493	513	550	564	662	Signed February 28

SENATE RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time			Signed by President		To Secretary of State	References
1	Clegg-McShane—State Liquor Commission; Committee to Investigate	184	236	433								
2	Holbrook—Condolence Family James W. Funk	376			376	376			377		377	
3	Resolutions and Memorial Committee—Condolence Family Frederick Rasband	574			574	574			580		580	

SENATE CONCURRENT MEMORIALS

Number	AUTHOR — TITLE (Abbrev.)	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	Signed by Governor	References
1	Selvin—Social Security Insurance Extension Coverage	166	236	333								
2	Melich—General Withdrawal Act—Repeal; Public Land Policy	197	237	320								
3	Melich-Day—Patenting Mineral Lands—Repeal	325	342									342, Returned to Authors
		380	420		850	830	830					
4	Selvin—Tooele Ordnance Depot; Transfer Buildings	803			804	804	804	868	889	914	X	Signed March 15

SENATE JOINT MEMORIALS

Number	AUTHOR — TITLE (Abbrev.)	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		References
1	Hirschi-Vest—Federal Assistance Equalization Education	209	302	385	806	806	806					
2	Hopkin-Houston—Sanitary Requirements Imported Livestock	541	556	613								

HOUSE BILLS

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	Signed by Governor	References
2	Anderson-Mrs. Pyne—Central Utah Vocational School	95	104	110	137	174	285	Signed January 28
3	Bonacci-Olson—Carbon College; Athletic Field	666	689	689	689	735	796	Signed March 7
5	Olson-Bonacci—Reserve Fund Construction State Projects	189 258	521	882	882	949	X	196, 922; Signed March 18
6	Lewis-Browne—City Judges; Vacancy	190	262	296	340	424	565	Signed February 20
9	McPolin-Doty—Welfare Districts; Combining Counties	190	429	488	489	567	691	527, concur; Signed February 28
10	Browne—Compensation Court Reporters	230	263	297	340	570	691	364, 502, 503*, 509; Signed Feb. 28
11	Holther—Serving Summons	155	263	297	341	411	596	Signed February 24
12	Holther—Service Summons	156 603	263	308 603	348 603	412 665	 755	363 Signed March 6
13	Holther—City Court Reporters; Appointment	173	264	309	349	412	565	Signed February 20
14	Holther—Judges; Number; Election; Term	173	537					
20	Lunt-Holther—Special Assessments Lien	425	520	593	593	632	766	*Veto* March 6
23	Browne, et al.—County Commissioner; Vacancies	154		170	188	202	285	Signed February 1
24	Bonacci—Retirement Board; Additional Powers and Duties	464	739					
29	Cottrell—Safety Patrols	174	221	294	294	359	463	349; Signed February 14
30	Lewis—Deputy District Attorneys	203	269	309	837	934	X	390, 404, 441, 465, 501, 584, 591, 644; Signed March 15
31	Browne—Utah State Prison Employees; Pension	203	266	296	296	356	463	Signed February 14
32	White-Robson—State Chemist; Duties	174	224	295	295	357	462	Signed February 14

*Special Order

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	Signed by Governor	References
33	Robson-Brinkerhoff—Commercial Fertilizers	284	321	392 394	405	514	692	393; Signed February 28
34	Jack, et al.—Tax Limit for Libraries	231	292	310	350	413	566	Signed February 20
35	Lee-Robson—State Board of Agriculture; Duties	232	265	295	295	357	462	Signed February 14
36	Kerr, et al.—Utah Labor Relations; Policy	409	440	583	600	632		425, 439, 494*, 592*, 610, Concur
38	Bunce-Paxton—Cost General Election; Particip. by State	737	789					
48	Frost, et al.—Collection Excise Tax	218	291	310	350	413	597	Signed February 24
49	Browne—Sample Ballots	189	537	653	653	697	797	Signed March 7
51	Browne—Policemen Pensions	300	335	397	406	514	631	449, Concur; Signed February 27
52	Browne—Buildings and Bridges	218	270	309	349	414	566	Signed February 20
53	Browne—Dept. of Registration; Contractors	580	739					
54	Browne—County Ordinances; Date; Publication	217	538	653	653	697	755	Signed March 6
56	Browne—State Lands; Sale	360	440	489	489	570	692	Signed February 28
58	Lunt, et al.—Sewer and Water Systems	231	289	310	350	414	566	Signed February 20
59	Robson, et al.—Cooperative Certificates; Inspection Agr. Products	736	757					
62	Lunt, et al.—Liquor Control Fund; Allocation to Cities, etc.	259	331	392	405	514	692	450, Concur; February 28
64	Browne—Party Conventions	312	538	652	652	696	797	Signed March 7
66	Browne—Drainage Districts; Bond Issues	281	321	392	404	516	693	Signed February 28
67	Browne—Contracts for Road Construction	280	529	652	652	696	797	Signed March 7
1	2	3	4	5	6	7	8	9

*Special Order

HOUSE BILLS *(Continued)*

1	2	3	4	5	6	7	8	9
68	Browne—Nomination by Primary	313	538	651	651	695	798	Signed March 7
71	Highway and Aeronautics—Motor Vehicle Reg. Fund; $300,000 to Dept. P.I.D.	330	366	460	467	568	X	398*, 422, 426*, 427*, 516 recede, 714 consideration, Veto, 715*, 881
73	Lewis—Addit: Student Fees, U. of U.; U.S.A.C.	313	386	398 404	406	513	X	Signed February 27
80	Jack—Appropriation United Spanish American War Veterans	832						
81	Lewis-Newey—Mining Occupation Tax	572	599	898	898	949	X	Signed March 18
83	Pyne-Anderson—State Training School; Medic. Supt.	360	402	488	488	568	X	Signed February 28
85	Lunt, et al.—City, Town, County Liquor Control Fund	260	331	393	405	568	693	450 refuse recede, 469,503; Signed February 28
89	Lewis-Newey—Occupation Tax Reserve Fund	570	600	885	898	963	X	Signed March 18
90	Lewis-Newey—Mine Assessment	571	600	885	885	950	X	Signed March 18
91	Revenue and Taxation Comm.—Equalization of Assessment	451 496		509	643 644	847	X	452, 509*, 511, 552*, 554, 592*, 680, 753, 758, 813; Signed March 21
92	Revenue and Taxation Comm.—County Board of Equalization	496	642	886	886	964	X	922; Signed March 21
93	Revenue and Taxation Comm.—Assessor's Bond; Lost Taxes	497	640	890	890	950	X	Signed March 18
95	Revenue and Taxation Comm.—Liability County Assessors	497	640	890	890	951	X	900, Concur; Signed March 21
96	Revenue and Taxation Comm.—Assessment Taxable Property	497	641	891	891	951	X	923, Concur; Signed March 21
97	Revenue and Taxation Comm.—Assessor's Affidavit	498	641	891	891	964	X	923, Concur; Signed March 21
98	Revenue and Taxation Comm.—Duties County Assessors	498	641	892	892	951		Signed March 18
99	Anderson—Construction National Guard Armories	798		896	897	965		923, Concur; Signed March 20
100	Pyne-Warner—Public Welfare Commission; Powers and Duties	527	613	838	838	879	X	Signed March 17
101	Forsberg, et al.—Public Welfare Commission; Gifts	547	620	838	838	880	X	Signed March 17
102	Jack, et al.—Tuberculosis Sanatorium; Admittance	548	620	839	839	880	X	Signed March 17
103	Bonacci, et al.—State Officers' Salaries	548	739	839	839	880	X	Signed March 17
104	Jack, et al.—Tuberculosis Sanatorium; Supt. Duties, etc.	549	620	840	840	934	X	877, Concurr; Signed March 15
106	Nielson—Snow Junior College; Gymnasium	669	699	849	849	935	X	Signed March 16
107	Warner-Johnson—Public Welfare Records; Confidential Nature	549	621	840	840	935	X	*Veto* March 19

*Special Order

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	Signed by Governor	References
108	Erekson—Securing Certificate of Title and Registration	757	789	843	843	936	X	Signed March 18
109	Browne—Mosquito Abatement Districts; Annexing	463	740					
111	Browne—Mosquito Abatement Districts; Creation and Dissol.	464	740					
119	Christenson, et al.—Utah St. Hospital; Responsibilty Relatives	361	403	488	488	567	694	Signed February 28
120	Cannon—Daylight Saving Time	835		896				896; Failed
122	Christenson-Williams—Registered Nurses	681	689	876	876	952	X	Signed March 21
123	Christensen—Chattel Mortgages; Disposal	766	788	859	859	936	X	Signed March 19
124	Kerr—Explosives; Manuf.; Sale, etc.	593	740	841	841	937	X	Signed March 19
125	Doty—Explosive Act (War Emergency); Fees	594	741					
127	Anderson—Central Utah Vocational School	666	745	841	842	937	X	873, Concur; Signed March 14
128	Foote—Narcotic Drugs	766	787					
129	Robson, et al.—Tuberculosis, Bang's Disease Livestock	798						
130	Olson—Personal Exemption Income Tax	314	341	347	347	414	567	363; Signed February 20
138	Robson-Lee—Labeling, etc., Agricultural Seeds	868		884	884	952	X	Signed March 18
140	Browne, et al.—Joint Legislative Budget Committee	499	586	592	651	695	783	*Veto* March 7
141	Larson-Johnson—Flares and Warning Devices, Trucks, etc.	767	802	887	887	965	X	Signed March 19
143	Lewis—Judgment Roll	753	789	860	860	938	X	Signed March 19
144	Lewis—Property of Ward in Guardianship	754	790	875	875	928	X	Signed March 19
145	Lewis—Notice to Third Persons	754	790	882	883	966	X	Signed March 19
146	Lewis—Homesteads	754	790	875	875	953	X	Signed March 18
1	2	3	4	5	6	7	8	9

*Special Order

HOUSE BILLS (Continued)

1	2	3	4	5	6	7	8	9
147	Lewis—Tax Deed; Recovery; Convey to County	465	614	856	856	928	X	Signed March 18
149	Paxton, et al.—Federal Airport Funds Act	571	626	859	859	953	X	901 concur; Signed March 18
150	Murdock, et al.—Fencing R.R.; Jurisdiction Public Service Comm.	499	612	793	793	920	X	897 concur; Signed March 15
151	Warner, et al.—Public Welfare Commission; Policy, etc.	555	616	685	708	731	X	686, 720 concur; Signed March 12
171	Browne—Work Week	756	788					
173	Allred, et al.—Construction Works; Water Rights	655	669	898	898	954	X	Signed March 18
183	Frost-Bunce—War Surplus; Approp. to State Board of Education	836		858	858	921	X	Signed March 15
186	Appropriations Committee—Fish and Game Fund	666	706	717	718	929	X	719, 747*, 791, 845, 848, 861 concur; *Veto* March 26
187	Bunce-Frost—Form of Ballot; General Election	814		851	851	930	X	Signed March 21
189	Lewis—Election County Attorneys	611	658	841	850	967	X	689, 862, 877, 899, recede; Signed March 25
195	Allred—Division of Water and Irrigation; Dept. Engineering	799						
196	Allred, et al.—Water and Water Rights; State Engineer	814						
197	Allred, et al.—Revolving Funds; Exempt State Engineer	815						
198	Christensen, et al.—Predatory Animal Control Fund	594	668	843	843	930	X	Signed March 18
199	Hatch, et al.—Board of Agriculture and Pred. Animal Control Fund	595	668	844	844	931	X	Signed March 18
203	Cannon-Browne—Agents Corporations Sole	799		858	858	931	X	Signed March 18
204	Larson, et al.—Special Improvement Districts	654	741	850	850	932	X	Signed March 17
211	Jack—Disclosure Vital Statistics	800						
212	Jack, et al.—Flood Control Projects	655	669	843	843	932	X	878; Signed March 18
214	Jack—Boarding Convalescent Houses for Aged and Infirm	800						
223	Major, et al.—Packaging of Flour	869						
224	Bayles-Christensen—Utah Liquor Commission; Limit Expenditures	728	738					
233	Bunce—Assessment of Mines; 50% Cash Value	667	682	892	892	955	X	924 concur; Signed March 21
240	Lewis, et al.—Addit. Construction, U. of U. and U.S.A.C.	728		883	883	955	X	Signed March 18
241	Whiting, et al.—Prohibition Fraternities, etc., High Schools	816						
243	Browne, et al.—Vacancies County Offices	816						

*Special Order

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	Signed by Governor	References
244	Browne, et al.—Filling Vacancies, etc. State Offices	784						
245	Browne, et al.—Bipartisan Board, Commissions, etc.	783						
248	Paxton-Christensen—Benefits in Drainage Districts	756	791	856	856	956	X	839; Signed March 18
251	Highway and Aeronautics Committee—State Roads	834		897	897	982	X	939 concur; Signed March 18
252	White-Major—Virus Disease Stone Fruit Trees	729	738					
254	Cannon—Utah Museum of Art; Appropriation	870						
258	Whiting-Cannon—Motor Vehicular Insurance	815		884	884	967	X	Signed March 18
259	Murch-Gardner—Veteran on the Job Training Appropriation	836		884	884	956	X	Signed March 18
266	Reese—Sanitary Districts; Revenue Bonds	768	788	857	857	933	X	Signed March 19
268	Lewis—Limit Liability Radio Station	834		893	893	957	X	Signed March 18
274	Committee on Approp. and Claims—Biennial Appropriation	595		670	676	719	X	893 Veto†, 690, 699, 713, 715 concur; override 893, 893*, 927 override.
					700	962		
275	Williams, et al.—Naval Reserve Armory Building	633		858	858	968	X	933 concur; Signed March 18
276	Davis-Bunce—State Hospital Poliomyelitis	835		915	915	968	X	Signed March 18
278	Committee on Approp. and Claims—Public Welfare; Use of Funds	833		896	916	983	X	Signed March 25
279	Lunt-Holther—Lien of Special Assessments	767		768	768	783		Signed March 24
280	Appropriations Comm.—Items 164 and 165, Appropriations Act 1947	817		873	873	904		867; Signed March 15

*Special Order

†H. B. No. 274: Governor approval March 11 except Item 165. Item 165 passed over Governor's Veto. (See Page 927)

HOUSE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President		References
2	Comm. Resolutions and Memorials—Charles A. Callis—Condolence	183		184	184	201		
3	Hatch—Domestic Wool; Price Stabilization	175		175	175	202		
8	Bonacci—Condolence Family Thomas J. Parmley	572		573	573	599		
9	Mitchell, et al.—Condolence Family Carrie Chapman Catt	833						
10	Christenson-Nielson—Appreciation to Fillmore and Millard County	848		848	848	920		
11	Larson—Magna-Garfield Junior Drum and Bugle Corps	905		905	905	969		

*Special Order

HOUSE JOINT MEMORIALS

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	References
1	Warner—Centennial Half Dollars	203	246	296	296	358	
5	White-Kerr—Bear River Migratory Bird Refuge	382	399	457	457	515	
7	Williams—Federal Veterans Administration; Transfer Buildings, etc.	870		882	882	919	

HOUSE CONCURRENT MEMORIALS

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Signed by President	Signed by Governor	References
1	Christenson, et al.—U. S. 6 Roosevelt Highway; Change Name	315	529					
2	Olson—Dragerton; Change in Sale	216		216	216	280	358	Signed February 6
3	Jack—Expansion Federal Old Age Act	705						
4	Jack—Expansion Federal Social Security Act	720	801					
5	Jack—Federal Old Age and Survivor Insurance Act	721	802					