SENATE JOURNAL

THIRTY-FIRST SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

1955

PUBLISHED BY AUTHORITY

CERTIFICATION

The undersigned, as the duly appointed committee on Revision of the Senate Journal for the Thirty-first 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 10, 1955, and continuing for sixty legislative days.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL

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Secretary of the Senate

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CONSTITUTION

LEGISLATIVE DEPARTMENT

ARTICLE VI

Sec. 1. (Power Vested in Senate, House and People.) The Legislative power of the State shall be vested:

1. In a Senate and House of Representatives which shall be designated the Legislature of the State of Utah.

2. In the people of the State of Utah, as hereinafter stated:

The legal voters or such fractional part thereof, of the State of Utah as may be provided by law, under such conditions and in such manner and within such time as may be provided by law, may initiate any desired legislation and cause the same to be submitted to a vote of the people for approval or rejection, or may require any law passed by the Legislature (except those laws passed by a two-thirds vote of the members elected to each house of the Legislature) to be submitted to the voters of the State before such law shall take effect.

The legal voters or such fractional part thereof as may be provided by law, of any legal subdivision of the State, under such conditions and in such manner, and within such time as may be provided by law, may initiate any desired legislation and cause the same to be submitted to a vote of the people of said legal subdivision for approval or rejection, or may require any law or ordinance passed by the law-making body of said legal subdivision to be submitted to the voters thereof before such law or ordinance shall take effect. (As amended November 6, 1900.)

Sec. 2. (Time of Regular Sessions.) Regular session of the Legislature shall be held biennially at the seat of government; and, except the first session thereof shall begin on the second Monday in January next after the election of members of the House of Representatives.

Sec. 3. (Members, How and When Chosen.) The members of the House of Representatives, after the first election, shall be chosen by the qualified electors of the respective representative districts, on the first Tuesday after the first Monday in November, 1896, and bi-ennially thereafter. Their term of office shall be two years, from the first day of January next after their election.

Sec. 4. (Senators, How and When Chosen.) The senators shall be chosen by the qualified electors of the respective senatorial districts, at the same times and places as members of the House of Representatives, and their term of office shall be four years from the first day of January next after their election: Provided, That the senators elected in 1896 shall be divided by lot into two classes as nearly equal as may be; seats of senators of the first class shall be vacated at the expiration of two years, and those of the second class at the expiration of four years; so that one-half, as nearly as possible, shall be chosen bi-ennially thereafter. In case of increase in the number of senators, they shall be annexed by lot to one or the other of the two classes, so as to keep them as nearly equal as practicable.

Sec. 5. (Who Eligible as Legislator.) No person shall be eligible to the office of senator or representative, who is not a citizen of the United States, twenty-five years of age, a qualified voter in the district from which he is chosen, a resident for three years of the State, and for one year of the district from which he is elected.

Sec. 6. (Who Ineligible.) No person holding any public office of profit or trust under authority of the United States, or of this State, shall be a member of the Legislature: Provided, That appointments in the State Militia, and the offices of notary public, justice of the peace, United States commissioner, and postmaster of the fourth class, shall not, within the meaning of this section, be considered offices of profit or trust.

Sec. 7. (Ineligibility of Members to Office Created, etc.) No member of the Legislature, during the term for which he was elected, shall be appointed or elected to any civil office of profit under this State, which shall have been created, or the emoluments of which shall have been increased, during the term for which he was elected.

Sec. 8. (Privilege from Arrest.) Members of the Legislature, in all cases except treason, felony or breach of the peace, shall be privileged from arrest during each session of the Legislature, for fifteen days next preceding each session, and in returning therefrom; and for words used in any speech or debate in either house, they shall not be questioned in any other place.

Sec. 9. (Compensation of Members.) The members of the Legislature shall receive such compensation, not exceeding $500.00 a year for the legislative term and $5.00 a day expenses while actually in session, and mileage as provided by law. (As amended November 7, 1950.)

Sec. 10. (Each House to Judge of Election, etc., of Its Members. Expulsions.) Each house shall be the judge of the election and qualifications of its members, and may punish them for

disorderly conduct, and with the concurrence of two-thirds of all the members elected, expel a member for cause.

Sec. 11. (Majority is Quorum. Attendance Compelled.) A majority of the members of each house shall constitute a quorum to transact business, but a smaller number may adjourn from day to day, and may compel the attendance of absent members in such manner and under such penalties as each house may prescribe.

Sec. 12 (Rules—Choosing Officers.) Each house shall determine the rules of its proceedings and choose its own officers and employees.

Sec. 13. (Vacancies to Be Filled.) Vacancies that may occur in either house of the legislature shall be filled in such manner as may be provided by law. (As amended Nov. 4, 1930.)

Sec. 14. (Journals. Yeas and Nays.) Each house shall keep a journal of its proceedings, which, except in case of executive sessions, shall be published, and the yeas and nays on any question, at the request of five members of such house, shall be entered upon the journal.

Sec. 15. (Sessions to Be Public. Adjournments.) All sessions of the Legislature, except those of the Senate while sitting in executive session, shall be public; and neither house, without the consent of the other, shall adjourn for more than three days, nor to any other place than that in which it may be holding session.

Sec. 16. (Duration of Sessions.) No regular session of the Legislature (except the first, which may sit ninety days) shall exceed sixty days, except in cases of impeachment. No special session shall exceed thirty days, and in such special session, or when a regular session of the Legislature trying cases of impeachment exceeds sixty days, the members shall receive for compensation only the usual **per diem** and mileage.

Sec. 17. (Impeachment by House.) The House of Representatives shall have the sole power of impeachment, but in order to impeach, two-thirds of all the members elected must vote therefor.

Sec. 18. (Id. Trial by Senate.) All impeachment shall be tried by the Senate, and senators, when sitting for that purpose, shall take oath or make affirmation to do justice according to the law and the evidence. When the Governor is on trial, the Chief Justice of the Supreme Court shall preside. No person shall be convicted without the concurrence of two-thirds of the senators elected.

Sec. 19. (Id. Judgment. Prosecution by Law.) The Governor and other State and Judicial officers, except justices of the peace, shall be liable to impeachment for high crimes, misdemeanors, or malfeasance in office; but judgment in such cases shall extend only to removal from office and disqualification to hold any office of honor, trust or profit in the state. The party, whether convicted or acquitted, shall, nevertheless, be liable to prosecution, trial and punishment according to law.

Sec. 20. (Id. Service of Articles.) No person shall be tried on impeachment, unless he shall have been served with a copy of the articles thereof, at least ten days before the trial, and after such service he shall not exercise the duties of his office until he shall have been acquitted.

Sec. 21. (Removal of Officers.) All officers not liable to impeachment shall be removed for any of the offenses specified in this article, in such manner as may be provided by law.

Sec. 22. (Enacting Clause. Passage and Amendments of Law.) The enacting clause of every law shall be, "Be it enacted by the Legislature of the State of Utah." Except such laws as may be passed by the vote of the electors as provided in subdivision 2, section 1 of this article, and such laws shall begin as follows, "Be it enacted by the people of the State of Utah." No bill or Joint Resolution shall be passed, except wih the assent of the majority of all the members elected to each house of the Legislature, and after it has been read three times. The vote upon the final passage of all bills shall be by yeas and nays; and 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. (As amended Nov. 6, 1900.)

Sec. 23. (Bill to Contain Only One Subject.) 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.

Sec. 24. (Presiding Officers to Sign Bills.) The presiding officer of each house, in the presence of the house over which he presides, shall sign all bills and joint resolutions passed by the Legislature, after their titles have been publicly read immediately before signing, and the fact of such signing shall be entered upon the journal.

Sec. 25. (When Acts Take Effect.) All acts shall be officially published, and no act shall take effect until so published, nor until sixty days after the adjournment of the session at which it passed, unless the Legislature by a vote of two-thirds of all the members elected to each house, shall otherwise direct.

Sec. 26. (Enumeration of Private Laws Forbidden.) The Legislature is prohibited from enacting any private or special laws in the following cases:

1. Granting divorce.

2. Changing the names of persons or places, or constituting one person the heir-at-law of another.

3. Locating or changing county seats.

4. Regulating the jurisdiction and duties of Justices of the Peace.

5. Punishing crimes and misdemeanors.

6. Regulating the practice of courts of justice.

7. Providing for a change of venue in civil or criminal actions.

8. Assessing and collecting taxes.

9. Regulating the interest on money.

10. Changing the law of descent or succession.

11. Regulating county and township affairs.

12. Incorporating cities, towns or villages; changing or amending the charter of any city, town or village; laying out, opening, vacating or altering town plats, highways, streets, wards, alleys or public grounds.

13. Providing for sale or mortgage of real estate belonging to minors or others under disability.

14. Authorizing persons to keep ferries across streams within the State.

15. Remitting fines, penalties or forfeitures.

16. Granting to an individual, association or corporation any privilege, immunity or franchise.

17. Providing for the management of common schools.

18. Creating, increasing or decreasing fees, percentages or allowances of public officers during the terms for which said officers are elected or appointed.

The legislature may repeal any existing special law relating to the foregoing subdivisions.

In all cases where a general law can be applicable no special law shall be enacted.

Nothing in this section shall be construed to deny or restrict the power of the Legislature to establish and regulate the compensation and fees of county and township officers; to establish and regulate the rates of freight, passage, toll and charges of railroads, toll roads, ditches, flume and tunnel companies, incorporated under the laws of the State or doing business therein.

Sec. 27. (Legislature Cannot Release Certain Debts.) The Legislature shall have no power to release or extinguish, in whole or part, the indebtedness, liability or obligation of any corporation or person to the State, or to any municipal corporation therein.

Sec. 28. (Lotteries Forbidden.) The Legislature shall not authorize any game of chance, lottery or gift enterprise under any pretense or for any purpose.

Sec. 29. (Municipal Powers Not to Be Delegated.) The Legislature shall not delegate to any special commission, private corporation or association, any power to make, supervise or interfere with any municipal improvement, money property or effects, whether held in trust or otherwise, to levy taxes, to select a capitol site or to perform any municipal functions.

Sec. 30 (Extra Compensation to Officers and Contractors Forbidden.) The Legislature shall have no power to grant, or authorize any county or municipal authority to grant, any extra compensation, fee or allowance to any public officer, agent, servant or contractor, after service has been rendered or a contract has been entered into and performed in whole or in part, nor pay or authorize the payment of any claim hereafter created against the State, or any county or municipality of the State, under any agreement or contract made without authority of law: Provided, that this section shall not apply to claims incurred by public officers in the execution of the laws of the State.

Sec. 31. (Lending Public Credit Forbidden.) The Legislature shall not authorize the State, or any county, city, town, township, district or other political subdivision of the State to lend its credit or subscribe to stock or bonds in aid of any railroad, telegraph or other private individual or corporate enterprise or undertaking.

ARTICLE XXIII

Sec. 1. (Amendments: Proposal, Election.) Any amendment or amendments to this Constitution may be proposed in either house of the Legislature, and if two-thirds of all the members elected to each of the two houses, shall vote in favor thereof, such proposed amendment or amendments shall be entered on their respective journals with the yeas and nays taken thereon; and the Legislature shall cause the same to be published in at least one newspaper in every county of the State, where a newspaper is published, for two months immediately preceding the next general election, at which time the said amendment or amendments shall be submitted to the electors of the State, for their approval or rejection, and if a majority of the electors voting thereon shall approve the same, such amendment or amendments shall become part of this Constitution. If two or more amendments are proposed, they shall be so submitted as to enable the electors to vote on each of them separately.

Sec. 2. (Revision of the Constitution.) Whenever two-thirds of the members, elected to each branch of the Legislature, shall deem it necessary to call a convention to revise or amend this Constitution, they shall recommend to the electors to vote, at the next general election, for or against a convention, and, if a majority of all the electors, voting at such election, shall vote for a convention, the Legislature, at its next session, shall provide by law for calling the same. The convention shall consist of not less than the number of members in both branches of the Legislature.

Sec. 3. (Id. Submission to Electors.) No constitution, or amendments adopted by such convention, shall have validity until submitted to, and adopted by, a majority of the electors of the State voting at the next general election.

CRIMES AGAINST THE LEGISLATIVE POWER

UTAH CODE ANNOTATED 1953

76-28-13—Preventing meeting of Legislature.

76-28-14—Disturbing Legislature While in Session.

76-28-15—Altering Draft of Bill After Introduction.

76-28-16—Altering Engrossed Copy of Bill or Resolution.

76-28-17—Bribes—Giving or Offering to Member.

76-28-18—Bribes—Member Asking for or Receiving.

76-28-19—Member promising to Trade Vote or Influence.

76-28-20—Member Trading Vote or Influence.

76-28-21—Corruptly Soliciting Official Action of any Public Officer.

76-28-22—Member Failing to Disclose Private Interest in Legislation.

76-28-23—Voting in Consideration or on Condition of Governor's Action.

76-28-24—Id. by Senator, to Affect Governor's Appointments.

76-28-25—Witnesses Before Legislature—Failing to Attend and Testify.

76-28-26—Lobbying for Hire.

76-28-27—Witnesses Denied Claim of Privileges in Prosecutions Under this Chapter.

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 Presides. 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 the 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 constitutional amendments, joint and concurrent resolutions and memorials.

15. Defining Joint and Concurrent Resolutions and Memorials. Joint resolutions and memorials are those relating to matters to be treated by both houses of the Legislature. Concurrent resolutions and memorials are similar resolutions and memorials requiring concurrence of the governor.

16. Procedure on Joint and Concurrent Resolutions and Constitutional Amendments. Joint resolutions and memorials, concurrent resolutions and memorial and constitutional amendments shall be treated in all respects as bills.

17. Introduction, Number of Authors. No bill shall be introduced in the Senate which bears the name of more than three members. No bill shall be introduced in the House which bears the name of more than five members.

PREPARATION AND INTRODUCTION OF BILLS

18. Size, Number of Copies. Folding Form. All bills shall be typewritten or printed on paper eight and one-half by thirteen or eight and one-half by fourteen 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:

19. 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.

20. 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.

21. 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.

22. 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."

23. 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 appear between brackets [ ], 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.

24. 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.

25. Title of Bill to be Printed Once. The title of a bill, resolution, or memorial shall be set forth in full in the journal only upon introduction or upon first receipt of a measure from the other house; subsequently it may be designated by number and a brief condensation of the title.

RECORD OF BILLS

26. 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.

27. 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.

28. 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.

29. Endorsement of Bills. The secretary of the senate and the chief clerk of the house of representatives shall endorse on every bill a statement of 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

30. 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.

31. 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.

32. 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

33. 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.

34. 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 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.

35. 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.

36. 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

37. Enrollment. When a bill shall have passed both houses, it shall be duly enrolled by the Rules 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.

38. Examination of Enrolled Bills. When a bill shall have been enrolled it shall be examined by the Committee on Rules 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.

39. 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.

40. 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.

41. 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

42. 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.

43. 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

44. 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 Rules 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.

45. 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.

46. Legislative Council. The Legislative Council, created by Title 36, Chapter 4, Utah Code Annotated 1953, being an arm of the Legislature and answerable only to the Legislature, shall employ and fix the salaries of such personnel as necessary in the performance of its duties. It shall approve any other necessary expenses, including travel, and certify all expense items to the Commission of Finance, who shall draw their wararnt upon the State Treasurer.

The Legislative Council shall pay salaries and expenses from appropriations provided and shall not be subject to budgetary control of appropriations and allotments but shall be responsible only to the Legislature in the discharge of its function and in the expenditure of its funds.

In the event regular biennial appropriations are not specifically provided for the Legislative Council, then such Council is hereby authorized and empowered to expend funds from the appropriation for contingent expenses of the Legislature.

In addition to the foregoing, we respectfully recommend that the Legislative Council be directed to provide for the members of the Legislature, pre-session bill drafting, filing, and printing service at least 30 days prior to the convening of the Legislature.

47. Appropriation Committee Report Date. The committee on Appropriations 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.

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 duties 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 correct the spelling of words, erroneous division and hyphenation of words, mistakes in numbering sections and references thereto, to capitalize or decapitalize words, to add or correct the enacting clause, to change numbers from words to figures or from figures to words, and to underscore or remove underscoring or to add or remove brackets in bills upon suggestion without a motion to amend.

(f) 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.

(g) 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.

(h) To sign jointly with the president and the chairman of the committee on rules, 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.

(i) 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.

(j) To report any missing papers to the notice of the president.

(k) 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.

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RIGHTS AND DUTIES OF MEMBERS

8. Every Senator Must Be Present. Every senator shall be present within the senate chamber during the sessions of the senate unless duly excused or necessarily prevented.

9. Less Than Quorum May Send for Absent Senators. In case a less number than a quorum of the senate shall convene at the hour to which the senate shall have adjourned, those present are authorized to send the sergeant-at-arms, or any other person, for the absent senators.

10. How Excused from Voting. A senator desiring to be excused from voting may, when his name is called, make a brief statement, not occupying more than five minutes, giving the reasons for making such request, and the question of excusing him shall then be decided without debate. Any senator desiring to explain his vote upon a bill may, when his name is called, be allowed a like opportunity.

11. Not to Vote Unless Present. No senator shall be permitted to vote on any question unless he shall be within the senate chamber before the vote is announced, except as provided for pair voting in rule 59.

ORDER AND DECORUM

12. President to Preserve Order; Appeal. The president shall preserve order and decorum; he may speak to points of order in preference to other senators, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal by any senator on which appeal no senator shall speak more than once, unless by leave of the senate. On appeal being taken, the question shall be: "Shall the decision of the chair stand as the judgment of the senate," which question and the action thereon shall be entered in the Journal.

13. Disturbance in Lobby or Gallery. In case of any disturbance or disorderly conduct therein the president shall have the power to order the lobby and gallery cleared.

14. Punishment for Disrespect to Senate. The senate may, during its session, punish by imprisonment any person not a member, who shall be guilty of disrespect to the senate, by any disorderly or contemptuous behavior in its presence but such imprisonment shall not at any time exceed twenty-four hours, unless the person shall persist in such disorderly or contemptuous behavior.

15. Smoking not Permitted. No person shall be permitted to smoke within the senate chamber while the senate is in session.

16. Obtaining the Floor. When any senator is about to speak, or to deliver any matter to the senate he shall rise from his seat and respectfully address himself to "Mr. President." Upon being recognized by the chair, he may address the senate, confining himself to the question under consideration, and avoiding personalities. No senator shall impeach the motives of any other senator.

17. Calling a Senator to Order for Transgressing Rules. If any senator in speaking (or otherwise) transgress the rules of the senate, the president shall, or any senator may, call him to order, in which case the senator so called to order shall sit down, unless permitted to explain and the senate if appealed to shall decide the case without debate. If the decision be in favor of the senator called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the senate.

18. Calling a Senator to Order for Words Spoken. If any senator be called to order for words spoken in debate, the senator calling him to order shall repeat the words to which exception is taken, and they shall be recorded by the secretary; but no senator shall be held to answer, or be subject to the censure of the senate for words spoken in debate, if any senator has meanwhile spoken in debate, or other business has intervened after the words spoken, and before such exceptions have been taken.

19. President to Decide Who is Entitled to Floor. If two or more senators rise at once the president shall name the senator who is to speak first.

20. Senators Not to Leave Chamber, When. While the president is addressing the senate, or putting a question, no senator shall walk out of, or across the chamber, nor while a senator is speaking, walk between him and the chair.

21. Calling of 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. Motions 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. Motions in Writing. All amendments to bills, resolutions and memorials in excess of

ten words shall be reduced to writing and read by the secretary before the same shall be put. All other motions 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 rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition.

RECONSIDERATION

37. Who may Move to Reconsider. If a bill shall fail to pass on account of not having received the constitutional majority any senator having voted in the negative shall have a right to move for a reconsideration of such bill.

38. Reconsideration Requires Majority of Senate. Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members of the senate shall be required to reconsider the same.

39. Motion to Reconsider. When a question has been decided by the senate, any senator voting with the prevailing side may move a reconsideration thereof, or give notice that he will make such motion within the time prescribed by the rules, but no motion for the reconsideration of any vote shall be in order after a bill or resolution upon which the vote was taken shall have gone out of the possession of the senate. No motion for reconsideration shall be in order unless made within the next day of actual session of the senate. Such motion shall take precedence 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. Committe 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 session during the entire day without first having obtained leave of absence.

71. Daily Order of Business. The daily order of business in the senate shall be as follows:

1. Roll call.
2. Prayer by the chaplain.
3. 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 committee 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.

75. Standing Committees. The following standing committees shall be appointed by the president of the Senate:

1. Agriculture and Irrigation, seven members.
2. Business and Commerce, five members.
3. Political Subdivisions, five members.
4. Education, five members.
5. Appropriations, eleven members.
6. Fish and Game, five members.
7. Public Health, Welfare & Institutions, five members.
8. Judiciary, seven members.
9. Labor, five members.
10. Industry, five members.
11. Military Affairs and Civil Defense, five members.
12. Highways and Aeronautics, seven members.
13. State and Federal Affairs, five members.
14. Rules, four members.
15. Revenue and Taxation, seven members.

76. Chairman of Committee. The first senator named on a committee shall be the chairman thereof.

77. Committee Not to Sit While Senate in Session. No committee shall sit while the senate is in session, without special leave.

78. Special Committees. Special committees may be provided for on motion or by resolution designating the number and the object, and unless otherwise ordered shall be appointed by the president.

79. Committee Quorum; Sub-Committees. A majority of any committee shall constitute a quorum for the transaction of business. Subcommittees, 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 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; 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. 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, 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.

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, provided, however, that bills introduced for the Utah Legislative Council shall bear the name or names of any Senator (s) who is or are member(s) of the Council. 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 Rules. After the bill has been read the first time it shall as a matter of course be referred to the committee on rules, 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 rules 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 Rules. The committee on Rules 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 rules 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 opened 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 on 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 rules and carefully examined as provided by Joint Rule No. 38. 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.

If it shall be subsequently found, however, that a mistake has been made in engrossing by omitting or inserting a word or phrase in the bill as passed by both houses, the secretary shall have the power to correct such error in engrossing.

100. No Bill to be Introduced After Thirtieth Day. No bill shall be introduced in the senate after the thirtieth day of the session, without unanimous consent.

101. All Money Bills Referred to Appropriations Committee. All bills appropriating money from any fund shall be referred to the committee on appropriations 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 rules 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 of 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 Revised. The rules contained in "Robert's Rules of Order Revised" 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 sena-

tor, 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 person 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.

REGULAR SESSION

of the

THIRTY-FIRST LEGISLATURE

FIRST DAY

SENATE CHAMBER,

State Capitol,

Salt Lake City, Utah, January 10, 1955.

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

Secretary of State Lamont F. Toronto, in the chair, called the Senate to order.

Prayer by George J. Weber, Minister, First Congregational Church.

PRAYER

Eternal God, who in the far distances of Thy Fatherhood didst think us into being—and who lovest every soul of man more than a mother her only child—Thou whose principles can never be changed, Thou art with us in the daily miracle of sunrise, in the farewell fires of the evening, in the healing beauty and nameless comfort of the sky.

Thou art with us in our mortal longings, in the mystic wonder of hallowed friendship, in the shadowed incompleteness of our personalities. Thou are in our whole world. Give us wisdom and serenity and courage. Grant that we may grow younger as we grow older—and gentler as we grow wiser. Deliver us from small ideals, give color and courage to our dreams of good, let us not die without showing some faint likeness to Him who in fewest days finished Thy divinest work. Then shall we feel compassion for the unnumbered ones of the earth who each night close their eyes in weariness and on the morrow open them without hope. May lasting peace come to all mankind, that war with its glories by the glancing sunlight on a sea of blood and tears may be forever banished from the earth.

Bless these, thy servants, the Senators of this great state. May they ever remember the glorious heritage which is theirs—the courage of the Pioneers

who looked to the West and never faltered. May they always discharge their responsibilities faithfully and well. Then indeed shall this our great state which we all so devotedly love continue to lead our mighty nation and ultimately the world in the paths of righteousness and peace. This we ask in the name of the Man of Galilee, Amen.

Secretary of Senate Quayle Cannon, Jr. presented the following certificate:

CERTIFICATE OF MEMBERSHIP OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH 1955

STATE OF UTAH OFFICE OF THE SECRETARY OF STATE

I, LAMONT F. TORONTO, 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 2, 1954, the following named persons were chosen by the electors as members of the Thirty-First Legislature of the State of Utah, to serve in the Senate from the several districts and for the respective terms as follows:

Second District–Reed Bullen, 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 Dsitrict–Merrill K. Davis, Elias L. Day and Sherman P. Lloyd, County of Salt Lake. For the term of four years.

Seventh District–Luke Clegg and Grant S. Thorn, County of Utah. For the term of four years.

Eighth District–Carlyle F. Gronning, County of Beaver and Millard. For the term of four years.

Ninth District–R. Clair Anderson, County of Sanpete. For the term of four years.

Twelfth District–Donald T. Adams, 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 4, 1952, 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–Clifton G. M. Kerr, County of Box Elder. For the term of four years.

Fourth District–L. Rulon Jenkins, County of Weber. For the term of four years.

Fifth District–B. H. Stringham, Counties of Duchesne and Uintah. For the term of four years.

Sixth District–C. Taylor Burton, D. E. Hammond, Frank M. Openshaw and Dilworth S. Woolley, County of Salt Lake. For the term of four years.

Tenth District–H. Roland Tietjen, Counties of Sevier, Garfield, Wayne, Kane and Piute. For the term of four years.

Eleventh District–Orval Hafen, 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–Marl D. Gibson, County of Carbon. For the term of four years.

Fifteenth District–Rendell N. Mabey, 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 10th day of January, A. D. 1955.

(Seal) /s/ LAMONT F. TORONTO
Secretary of State

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 present.

Secretary of State Lamont F. Toronto declared that nominations for the office of President of the Senate were in order.

On motion of Senator Kerr, the Senate voted to proceed with its organization and nominate and elect its President.

Senator Mabey nominated Senator C. Taylor Burton.

On motion of Senator Fowles, after seconding the nomination of Senator Burton for President, the rules were suspended, nominations closed and Senator Burton was elected by acclamation.

A committee consisting of Senators Clegg, Gibson and Hafen escorted the President-elect to the chair, and the oath of office was administered by Justice Lester A. Wade.

Secretary of State Lamont F. Toronto placed the gavel in the hands of the President-elect and President C. Taylor Burton was then officially recognized as the President of the Senate.

President Burton expressed his gratitude and appreciation for the honor conferred upon him.

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

1. Appointment of a Committee of three on Senate Rules.
2. Appointment of a Committee of three on Joint Rules.
3. Appointment of additional Committees.
4. Recess for thirty minutes.
5. Report of the Committee on Senate Rules.
6. Report of the Committee on Joint Rules.
7. Report of other Committees.
8. Miscellaneous Business.
9. Adjournment.

The President appointed a committee consisting of Senators Mabey, Hopkin, Hafen to formulate the Senate Rules.

The President appointed a committee consisting of Senators Mabey, Hopkin, and Hafen to formulate the Joint Rules.

The President appointed Senators Davis, Kerr, Stringham, Hafen and Tietjen as the Committee on Patronage and Employees.

The President appointed a committee consisting of Senators Day, Jenkins, and Bullen to notify the House that the Senate was organized and ready to do business.

The President appointed a committee consisting of Senators Hammond, Selvin, and Anderson to act with a like Committee of 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 Hafen, the Senate recessed until 2:00 P.M.

The Senate re-assembled.

President Burton in the chair.

On motion of Senator Gibson, the Senate voted to order the 1953 Pocket Part Supplement for each and all of the 10 volumes Utah Code Annotated 1953.

On motion of Senator Day, the Senate recessed until 3:00 P.M.

The Senate re-assembled.

President Burton in the chair.

REPORTS OF SPECIAL COMMITTEES

January 10, 1955

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 persons for said offices:

Secretary	Salt Lake	Quayle Cannon, Jr.
Sergeant-at-Arms	Box Elder	Ferris Allen
Docket Clerk	Salt Lake	Irvin C. Burgoyne
Minute Clerk	Salt Lake	Sophia C. Buckmiller
Chaplain	Cache	Orson Ryan
Assistant Sergeant-at-Arms	Salt Lake	Arch L. Davis
Supervising Clerk	Salt Lake	Delila M. Abbott
Reference Attorney	Salt Lake	J. Raymond Allred
Reference Attorney	Salt Lake	John Hays O'Donnell
Committee Clerk	Salt Lake	Crissie Dixon
Committee Clerk	Salt Lake	M. June Graham
Committee Clerk	Salt Lake	Mrs. Robert B. Hansen
Committee Clerk	Salt Lake	Helen Scott
Committee Clerk	Salt Lake	Betty Tidwell
Filing Clerk	Utah	Ina C. Brown
Mail Clerk	Utah	Edith Y. Booth
Mail Clerk	Salt Lake	Gladys H. Foley
Mail Clerk	Weber	Mrs. Dora B. Peterson

Messenger and Receptionist	Sevier	Louise B. Nielsen
Messenger and Receptionist	Salt Lake	Lou A. Squires
Messenger and Receptionist	Salt Lake	Eleanor B. Vier
Messenger and Receptionist	Washington	Ann Williams
Messenger to Governor	Beaver	George P. Low
Messenger	Davis	Mrs. Alta J. Hayward
Messenger	Morgan	Mrs. Blanche Rees
Messenger	Salt Lake	Dorothy C. Rosebraugh
Doorman	Utah	LeRoy A. Davis
Doorman	Garfield	William M. Hurst
Doorman	Salt Lake	Dewey Esklund
Doorman	Sanpete	C. S. Augason
Doorman	Emery	Wilford J. Humphery
Janitor		J. B. Krantz
Janitor		Reuben Flynn

Respectfully,

MERRILL K. DAVIS,
Chairman

Committee report read and adopted.

On motion of Senator Gibson, the Senate adjourned until Tuesday, January 11, 1955 at 10:00 A.M.

SECOND DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 11, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

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

Prayer by the Chaplain.

The President appointed Senators Lloyd, Gronning and Anderson to read and revise the Journal for the two weeks commencing January 10th, 1955.

January 11, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Kerr, the Senate expressed its appreciation to Secretary of State Lamont F. Toronto, Justice Lester A. Wade and Mr. George J. Weber.

Senator Day, for the Committee to Notify the House, reported that it had notified the House that the Senate was organized and ready to do business.

Senator Hammond, for the Committee to Notify the Governor, reported that his Excellency was ready to deliver his message at the joint session of the Legislature on Tuesday, January 11, 1955 at 11:00 A.M.

The President thanked the committees for the discharge of their duties.

On motion of Senator Anderson, the Senate voted to allow each member to place ten names on the Senate mailing list for copies of its journals and bills.

Senator Clegg presented a gavel to President Burton in the name of the Central Utah Vocational School, Provo, Utah. The President accepted the gavel and asked Senator Clegg to convey his thanks to the donors of the gavel.

President Burton expressed the Senate's appreciation to the Tribune and Deseret News-Telegram.

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

Secretary of State Lamont F. Toronto then administered the oath of office to the officers and employees of the Senate.

The officers and employees of the Senate then introduced themselves and identified their appointment.

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

JOINT CONVENTION

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

Prayer by Orson Ryan, Chaplain of the Senate.

On motion of Senator Woolley, the President of the Senate appointed a Joint Committee consisting of Senators Adam, Gronning and Clegg, and Representatives Cazier, Vance and Thomas to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

President Burton recognized Utah's First Lady, Mrs. J. Bracken Lee.

The Joint Committee returned, escorting His Excellency, Governor J. Bracken Lee, who was presented to the Joint Convention by President Burton.

The Governor then delivered the following message:

Governor's Message

Ladies and Gentlemen of the Legislature:

As you are aware, the Constitution requires that the Governor in each regular legislative session must report the condition of State government and recommend measures important to the general welfare. That is my purpose today.

The general condition of your State government is good, I am happy to report, but we face a troublesome financial situation ahead. Although I have endeavored throughout my terms of office to hold a tight rein on State expenditures, some costs beyond my control, notably in the field of education, have continued to rise. What is more, these costs will continue to increase, automatically, in view of predicted enrollment increases in the schools. It is estimated, for example, that elementary school costs will increase by $20 million in the next ten years, of which the State's share will be about 50 per cent, even if the present per pupil rate remains constant. And this expected increase, it should be observed, does not include the increased costs for new schools, or the costs of higher education.

Increased Costs

Some of the other costs of government also are on the increase. There are greater demands on our welfare institutions than ever before, which have necessitated an expansion of facilities at added cost. The increase in highway traffic and traffic accidents has required the expansion of Highway Patrol

activities at added cost. These increases and others can be attributed in part to the natural growth of our State. As a State grows, so does its services, its expenditures, and its revenues. There is nothing wrong with this as long as we keep a happy medium between taxing and spending, and do not permit a growth greater than we can support.

At the beginning of last biennium, in accordance with my recommendation, an income tax reduction measure was enacted. In addition, by appropriation of surplus money to the Uniform School fund, a property tax reduction of at least 6.5 mills per year was provided for. These tax reductions were the first of any consequence to benefit the people for many years.

This biennium the outlook is not nearly so bright. The great surpluses that were available last biennium have been somewhat depleted, whereas spending demands, including the statutory spending authorized for the schools, have increased. An automatic property tax increase for school purposes seems unavoidable at this time, but the magnitude of the increase will depend upon how much the spending line is held elsewhere. I shall discuss this in more detail in my budget message.

Fourth Branch

At a time when expenditures are growing by leaps and bounds, it would seem both necessary and desirable for the Executive branch of government to maintain a closer check on the spending of public funds. A recent opinion in Third District Court, however, holds that the Executive branch has no authority to supervise appropriations made for school purposes. As a matter of fact, the opinion states unequivocally that there are four, not three, general branches in State government, the fourth being Educational. Furthermore, the opinion contends that the State Board of Education, being a Constitutional body, is not subject to supervision or control by any of the other departments of the State, including the Legislature.

Four years ago in my opening message to the Legislature, I warned against the establishment of a so-called fourth branch of government. "Such a departure from our principles of government," I said, "would only serve as an opening wedge in the destruction of Constitutional government." The Legislature heeded this warning, but no one anticipated that by court opinion a fourth branch would be created.

Opinion Being Appealed

Needless to say, this opinion is being appealed to the Utah Supreme Court. In the meantime, I believe the Legislature should give immediate attention to its impact. Although the opinion is aimed at curbing the powers of the Executive, it actually is a blow against the Legislature and the people, since the powers of the Executive are derived from that source.

The more I study this opinion the more alarmed I become. The very foundation of our government has been its system of checks and balances, and its responsiveness to the will of the people. This opinion seems to be at cross-purposes with the accepted principles of government. Its effect, among other

things, would be to abolish these checks and balances—the very devices that have been the bulwark of this form of government. I realize we have come a long way in the last 20 years or so, but I never thought it possible that we had come this far. The future of government as we have known it is most assuredly on trial.

Financial Troubles

As I stated in my opening remarks, we face a troublesome financial situation ahead. We are reaching the point where our revenues will no longer make the stretch to cover our expenses. In this circumstances, the alternatives are obvious: we either save money by cutting out some of our marginal services, or we increase taxes. We may, of course, do a little of both. This is our choice, like it or not, since in accordance with our Constitution we cannot spend more than we receive.

Tax Study

In anticipation of this impending financial squeeze, a study of the State tax system was ordered by the Legislature. The study was assigned to the Legislative Council and I, in turn, asked the State Tax Commission to cooperate in the effort. An independent research firm, The Princeton Surveys, was employed to direct the study to determine how equitably the tax burden was being distributed, what taxes were out of line, and what loopholes existed. The final report of this study was recently referred to you but without specific recommendation.

One of the early conclusions of the study was that the major loophole in State taxation was the erratic assessment of real and personal property. An important step to correct this inequity was taken by the special session of the Legislature a little over a year ago when it enacted a law making it mandatory for the Tax Commission to reassess property every five years. This program is now underway.

There are certain general recommendations within the report that should be followed. One of these is the recommendation to abolish the practice of earmarking funds. It should be obvious that until the Legislature is able to appropriate all money for State spending from one fund, it will not have the necessary control over expenditures that it should exert. Some of the other general recommendations that could well be followed include the proposals to rewrite the income tax statutes into one sound law, to bring oil, gas, and uranium taxation into equitable balance, and to correct inequities wherever they exist.

Insofar as new taxes or increased rates are concerned, I generally will oppose them unless their effect is to remove an inequity and offset in like amount another tax that may be excessive.

School Costs

Most of our financial trouble can be attributed to the increasing costs of the public schools. Some of this increase has resulted from recent changes in

school financing laws, and the remainder from the enrollment of the huge post-war baby crop. Inasmuch as further enrollment increases are expected for the next decade and possibly longer, the school financing problem will be a perennial headache.

Last biennium, we appropriated over $13 million from the Emergency Relief fund for the support of the schools. This enabled us to forego the imposition of a State property tax, but at the same time it so depleted our State funds that little or nothing was left for a building program.

Building Fund

In view of the depletion of our reserves, we cannot make the same $13 million appropriation this biennium. Furthermore, it would not be desirable to make the attempt if the result once again would be the halting of our building activity. What we should do, I believe, is divide what surplus we may have between the Reserve Building fund and the Uniform School fund, and I so recommend. Specifically, I propose that the first $3 to $5 million surplus in the Emergency Relief fund in excess of the $5 million statutory reserve be appropriated to the Reserve Building fund, and that the remaining surplus be appropriated automatically to the Uniform School fund.

The amount of this remaining surplus, in accordance with present estimates, would be approximately $2.8 million (based on adoption of a $4 million Reserve Building fund). A somewhat larger surplus should accrue to this fund, however, if sales tax collections are increased through proposed intensified auditing of accounts. The Tax Commission has estimated that with a larger auditing staff it could increase collections from $350,000 to $500,000 more per year. I shall recommend a budget increase for the Tax Commission to provide for this work.

School Lunch Program

I recommend, also, that State aid for the School Lunch Program be withdrawn and the money saved be appropriated to the Uniform School fund. This action will not abolish the school lunch program just so long as State administration of the program is maintained. It should be recalled that the Public School Survey Commission recommended this action in its 1953 report. The same reasons which justified that conclusion two years ago still prevail. What is more, the move would provide an additional $500,000 per year for the Uniform School fund.

Additional revenue for the Uniform School fund very likely will come from regular sources which continue to yield more money, such as the income and corporation franchise taxes, earnings from State lands, and the cigarette tax. These regular sources, it is estimated, will provide $12 million of the Uniform School fund statutory needs of $21 million for the next school year. The difference must be provided from other sources, some of which I have suggested, and from a State property tax levy. As I stated earlier, the Legislature can do much in this session to determine how great this property tax levy will be.

Education

There are other matters besides school financing in the field of elementary education that are deserving of attention. In the last two years I have pointed out how a teacher shortage in Utah was created and how it might be solved. Last year I addressed a letter to the Legislative Council on the subject and I commend it to you for study and appropriate action. I urge particularly that specific attention be given to the modification of teacher certification restrictions. As I did last biennium, I recommend the enactment of legislation to prohibit political activity among persons employed in the education field. It should be observed that a law of this kind now governs State employees in the Department of Health, Welfare, and Employment Security.

The various Governors are being requested to call state-wide conferences on education preliminary to a National White House conference. I believe Utah has demonstrated that the States can take care of themselves if they so desire. We conducted our own state-wide conference on education two years ago and prior to that time undertook an emergency school building aid program. It seems only logical that if a State in our relatively poor position can take care of its own needs, other states can do the same. Under the circumstances, I do not feel the need for another state-wide conference exists at this time.

Insofar as the proposed national conference is concerned, I believe every effort should be made to prevent the enactment of any program providing Federal aid to education. Enactment of such a program would be contrary to the spirit of the recommendation of the Public School Survey Commission and to the resolution adopted by the 1953 special session of the Legislature. The attitude of the Survey Commission was well reflected in the words of the chairman who wrote, "Keeping money at home to meet our needs is far sounder economic policy than soliciting so-called Federal Aid."

School Buildings

Action was taken in both the 1951 and 1953 legislative sessions to appropriate State funds to needy school districts for emergency school building aid. The language of the acts gave clear indication that the assistance was of an emergency nature to help provide for district building needs up to a minimum standard. In order to qualify for aid, local districts had to show a deficiency between their building needs and the funds they could raise through maximum local effort.

Although the legislative intent embodied in these acts seemed unmistakably clear, the State Board of Education sanctioned elaborate construction programs in several aided districts well beyond contemplated minimum standards, and otherwise abused the spirit of the acts. These conclusions were reached during the course of an investigation made at my request by the Attorney General and Auditor. The Temporary School Building Survey Commission, in a report dated December 2, 1954, also expressed the belief that minimum standards had been exceeded.

Some other disturbing facts have cropped up regarding the manner in which this program has worked. A recent study of the Utah Taxpayers Asso-

ciation showed that some districts applying for State aid had made very little effort to meet their own building problems until their applications were filed. In the past ten years, for example, one district made no building levy in nine of those ten years, another in seven years, and another in four. "Certainly, this report concluded, "consistent maximum local effort should be a prerequisite for State assistance."

An elaborate new school at Tropic was built under the State-aid program at a cost estimated in excess of $500,000. By way of contrast, this school will serve three communities (Tropic, Cannonville and Henrieville) which have a combined assessed valuation of only $163,000.

The various reports regarding the Emergency School Building Acts have justified the conclusion reached by the Temporary School Building Survey Commission and the Legislative Council that the Acts be terminated. I concur in this recommendation and also in the Council's additional recommendations which provide for a two-year extension of special tax levy authorizations up to 12 mills for capital outlay purposes, and the adoption of a State School Building Code.

At this point, let me deviate momentarily from my prepared text to comment on the State Board of Education's elaborate defense of its administration of the emergency school building aid program. This defense consists of a twenty-seven page mimeographed "explanation" of the Board's activities together with a letter of transmittal to me. Although the letter was signed by the Board Chairman, Mr. Rulon T. Hinckley, its author very likely was the Superintendent of Public Instruction. I say this because of the unmistakable tone of the letter, the implied claim of infallibility which it conveys, and the initials EAB which appear at the bottom of my copy. It is worth noting that when this letter was reproduced by mimeograph, a change of initials was made so that RTH appears on the mimeographed copies. In spite of this change, I think there is no question as to the identity of the original author.

Incidentally, I received this material too late to incorporate in my printed message.

In its explanation, the Board through its ghost writer denies almost completely having committed any error, and insinuates that the investigation of its activities was loaded. It is painstaking to an extreme in defending and qualifying what it has done, but is sharply pointed in its insinuations against others.

On page 16, for example, it is stated that the Governor "demanded" that the Legislative Council investigate a charge that building standards were too high, then "suddenly took the matter out of the hands of the Council by ordering the School Buildings Funds frozen and requested the State Attorney General and Auditor, members of the Governor's administrative family, to make an investigation."

This explanation is not only inaccurate but also insulting. I have never made demands upon the Legislative Council, as a reading of my letter will indicate. The fact that I requested the Attorney General and Auditor to make an investigation of the Board's activities in no way took the matter out of the hands of the Council. This certainly was indicated in the statement made at

the time by the Superintendent of Public Instruction himself who addressed a meeting of district superintendents and declared:

> "The Governor has a private investigator out, the attorney general is investigating us, and the Legislative Council is looking into the matter. We are under scrutiny from three sides, and hope to keep our sanity until the matter is cleared up or until the money is all spent."

As for that, the money is almost spent, but I am not certain of the outcome of the other points. Finally, neither the Attorney General nor the Auditor are members of the Governor's administrative family. They are Constitutional officers, elected by the people. The Board insinuates, however, that these officials were captives of the Governor and had no choice but to prepare what the Board describes as "the expected adverse report."

It is not necessary for me to go into further detail in discussing the Board's explanation of its action. Copies of this explanation apparently have been distributed rather widely by the Board, which is most certainly a questionable use of its appropriated funds. I only hope the members of the Legislature will consult the other reports on the administration of the emergency school building aid program, none of which has received the wide distribution of the Boards' defense, in drawing any conclusions on the matter.

It is my own feeling that the Board's explanation re-emphasizes the need for the Legislature to make certain that a Fourth branch of government is not created, and that a close supervision of public spending is always provided. I believe further that the manner in which the Superintendent of Public Instruction has operated in this instance and others is recommendation in itself that his office be made elective once again so that the people may be his judge. As matters stand, the Superintendent is responsive only to the will of his Board which he seems to dominate. A person who holds office by reason of the people's vote is likely to be more prudent in his actions than one who feels he has a lifetime job over which the people have no control.

I have suggested in another portion of this message that a law be enacted prohibiting persons in the field of education from participating in partisan politics. I recommend also that we return to the former practice of electing the State Superintendent to office. At the time the Constitutional change was promoted to remove the Superintendent from the ballot, the most effective campaign slogan was, "Let's take the schools out of politics and politics out of the schools." I submit that this objective has not been accomplished and that the schools are more deeply entrenched in politics than ever before. All that was done was to make the Superintendent immune from the vote of the people. The time is ripe for a change.

Vocational Education

A rather haphazard administration of vocational education has been established which should be corrected. The main support for vocational education should be provided by local school districts, I believe, with supplementary aid from the Uniform School fund. Accordingly, I recommend that the Salt Lake and Central Area Vocational Schools be supported by the districts each serves

and by supplementary State aid from the Uniform School fund, and that the appropriation to the State Board of Education for vocational education be confined to supervision costs only.

Higher Education

Almost every study that has been made of higher education in Utah has concluded that a single administrative board for higher education should be created. I have asked the governing boards of the University and College to estabilsh a co-ordinating board between them in order to eliminate duplication of effort and provide better economy. If this fails to bring about desired results then it would appear inevitable that consideration should be given to establishing a single board. I believe, however, that our present boards should be given a reasonable length of time to work out this problem.

The great majority of junior colleges in the Nation are established as regional or district schools and receive their main financial support from these regions or districts with some additional assistance from the State. Examples of this financing arrangement can be found in such neighboring states as Colorado, Idaho, and California. In view of the great difficulty the State has in supporting its present higher education commitments, I recommend that our junior colleges be financed on a joint State and regional or district basis.

Enrollment increases in colleges and universities are being predicted throughout the Nation. California already has had more applicants for enrollment than it has room and facilities to handle. Faced with this situation, the California State Board of Educaton raised entrance requirements for new students. This same procedure should be studied for possible adoption here in the event expected enrollment exceeds our school capacities.

Colorado River

Last year more progress was made toward the eventual goal of obtaining Congressional authorization for the Upper Colorado River storage project than ever before. We have encountered tremendous opposition in our efforts thus far but we have made plans to counter this. The importance of protecting our water rights in this last "water hole," both in the upper and lower basins, requires that we go all out in this activity. There should be complete unity in this State regarding this effort and, if we are to succeed, there must be complete unity among the other Colorado river states.

Constitutional Changes

One problem the Legislature should resolve this session is reapportionment. The vote of the people on the reapportionment plan adopted by the Thirtieth Legislature should indicate that an extreme measure is not wanted. There are suitable compromise plans which could be adopted with a little give and take. We owe it to the people to come out of this session with such a plan.

In addition, further attention should be given to the Constitutional amendment authorized by state-wide referendum in 1948 pertaining to grand juries. Nothing to implement this mandate has yet been enacted.

I cannot believe it was ever the intention of those who drafted our Constitution that persons on the public payroll should serve in the Legislature. Our Courts have interpreted a Constitutional section in such a way that only those persons holding a statutory public office are prohibited from serving. This provision should be clarified and the intention should be made clear that no person being paid from public funds can serve in the Legislature.

Legislative Council

I have called attention to the Legislative Council's role in connection with the study of the State's tax system. The Council has undertaken or supervised a number of other studies of troublesome issues. All of these activities are of great value to the State and the Council is to be commended for its work.

The Council itself has commended the Department of Public Welfare for its efficient and effective administration. I wish to add my commendation to that department and also to the Liquor Control Commission. At one time both these departments were almost constantly embroiled in politics, corruption, and scandal, but during the past six years they have operated in exemplary fashion.

State Building

I already have recommended a means to assure a building fund in the coming biennium. There is no question but that building fund requests will greatly exceed available revenue. The Legislature should establish the urgency and priority of each request and provide appropriations or allocations in accordance with these on the basis of current needs without regard to the schedule enacted last session. Consideration should be given to the possible construction of a State office building, either north of the Capitol building or at a downtown site, to relieve crowded conditions that now exist. A request for a National Guard Armory construction fund also should be considered.

Highways

The improvement in our highways over the last six years is readily apparent. Nevertheless, there is always a desire to accelerate this improvement program through the imposition of a higher motor fuel tax. I do not favor such an increase at this time.

Last year in conjunction with their training program, engineer units of the Utah National Guard did considerable work on the uncompleted portions of the Pioneer Memorial highway. It is our plan to combine future engineer training with projects of this kind wherever feasible.

Revised Statutes

Over the past nine months the Attorney General's office has been making a study of our statutes with the view in mind of bringing them up to date. This will involve the repeal of some sections and the modification of others. I commend the results of this study to your attention for appropriate action.

Tax Resolutions

There are two resolutions pertaining to taxation that I recommend you adopt. The first is to urge Congress to repeal the Sixteenth Amendment to the United States Constitution which permits the Federal government to levy a tax on incomes. The income tax is contrary to the spirit and principles of the original U. S. Constitution. Instead of the people being master and government a servant, which is the mark of a free Nation, the American people have become servants of government.

The second is to authorize the State government to initiate a court test on the legality of the Federal government's program of giving portions of the revenue derived through taxes to foreign nations. I do not know of any Constitutional provision which permits our government to tax its citizens for the support of a foreign government. I urge you to support this court test to put a stop to this deliberate waste of our national resources.

Other Recommendations

I recommend that resolutions be adopted to rescind the action of the 1945 Legislature which favored World Government; to support the enactment by Congress of the so-called Bricker amendment; to urge the adoption by Congress of a proposal which provides an additional means of proposing amendments to the Constitution; and to memorialize the President and Congress to pass legislation limiting the power of inferior Federal courts to review criminal judgments of State courts.

In addition, I recommend the adoption of legislation to provide a better means of executing condemned prisoners, to clarify the nepotism statute, to provide that all meetings of government bodies be open, and to make the Attorney General the only legal adviser of all State departments and agencies, including the Tax Commission and Liquor Control Commission.

Conclusion

I well realize that I have not touched upon all matters that will come before the Legislature in this session. It is possible that from time to time I shall find it necessary to bring other recommendations to your attention by special message. My budget message, which I am prepared to deliver next week, will cover additional matters.

At all times we must make certain that acts of legislation are in the interests of the general welfare. Each of us should endeavor to obtain the facts on all problems brought before us. When we have determined unselfishly to the best of our ability the course of action we honestly believe to be right, we should stand on that decision without fear or favor. Those of you who have served in prior Legislatures know of the demands and pressures to which you will be subjected. Unless we have the courage to resist those groups and individuals whose personal and selfish interests transcend the general welfare, the future of representative government and of freedom will be placed in greater peril. We were elected under the banners of two political parties, but our obligation is to serve all of the people, not just those of our political faith. These principles should be our constant guide.

I assure you the fullest co-operation from me personally and from my office and all of the departments and agencies of our State. Let us join together so as to continue to provide the people of Utah with a sound, efficient, and honest administration of their affairs.

The Joint Committee then escorted Governor Lee to his chamber.

On motion of Senator Kerr, the President of the Senate announced the Joint Convention dissolved.

The Senate re-assembled with all Senators present.

On motion of Senator Davis, the Senate ordered the Governor's message printed in this day's Journal.

On motion of Senator Woolley the Secretary was instructed to communicate with the House and arrange for a joint meeting at the earliest possible time to have a general discussion concerning re-apportionment.

On motion of Senator Kerr, the Senate voted to meet in Joint Convention Thursday, January 13, 1955 at 3:00 P.M. for a demonstration of a unit of the Future Farmer's of America.

Mr. B. M. Jolley, former Senator and now Utah County Republican Chairman, was introduced to the Senate.

On motion of Senator Kerr, the Senate voted to adjourn until Wednesday, January 12, 1955 at 10:00 A.M.

THIRD DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 12, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Gibson and Jenkins, excused.

Prayer by the Chaplain.

January 12, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Kerr, the Senate voted to meet with the House in joint session today January 12, 1955 at 2:30 P.M. to hear the report and recommendations of the Utah Legislative Council.

On motion of Senator Clegg, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate reconvened at 2:00 P.M. President Burton in the chair.

COMMUNICATIONS FROM THE GOVERNOR

January 12, 1955

Honorable C. Taylor Burton
Members of the Utah State Senate

Dear Mr. President and Members of the Senate:

I respectfully request permission to present my budget message to a joint convention of the Legislature on Tuesday, January 18, at 11 a.m., if this time meets the convenience of both houses.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

On motion of Senator Hafen, the Senate voted to meet in Joint Convention on Tuesday, January 18, at 11:00 A.M. if that hour is convenient to the House.

The Senate recessed to meet in Joint Convention.

The Senate reconvened.

REPORTS OF SPECIAL COMMITTEES

January 11, 1955

Mr. President:

Mr. Speaker:

We, your 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 of the Thirtieth Legislature of the State of Utah be adopted as the Joint Rules for the Thirty-first Session of the Legislature with the following exceptions and amendments:

After Joint Rule 16 and under the Caption "Preparation and Introduction of Bills," insert the following rule:

"17. *Introduction, Number of Authors.* No bill shall be introduced in the Senate which bears the name of more than three members. No bill shall be introduced in the House which bears the name of more than five members."

Strike the Figure "17" on the next numbered rule and insert in lieu thereof the figure "18" and change all following rule numbers and accordingly renumber in consecutive order.

On Line 3 of Rule 17 (old number), after the word "inches" strike the comma and insert "or eight and one-half by fourteen inches,"

Strike the fifth paragraph of Rule 22 (old number) (and insert in lieu thereof the following:

"In the preparation of a bill amending an existing law, and in the printing thereof, all omissions must appear between brackets [ ], and all additions must be shown by underlining the new matter, except in new laws and where new sections are added to existing laws."

After Rule 23 (old number), under the caption "Record of Bills," insert the following rule:

"25. *Title of Bill to be Printed Once.* The title of a bill, resolution, or memorial shall be set forth in full in the journal only upon introduction or upon first receipt of a measure from the other house; subsequently it may be designated by number and a brief condensation of the title."

Change all following rule numbers and accordingly renumber in consecutive order.

After Joint Rule 44 (old number) and under the caption "Legislative Expense," insert the following:

"46. *Legislative Council.* The Legislative Council, created by Title 36, Chapter 4, Utah Code Annotated 1953, being an arm of the Legislature and answerable only to the Legislature, shall employ and fix the salaries of such personnel as necessary in the performance of its duties. It shall approve any other necessary expenses, including travel, and certify all expense items to the Commission of Finance, who shall draw their warrant upon the State Treasurer.

"The Legislative Council shall pay salaries and expenses from appropriations provided and shall not be subject to budgetary control of appropriations and allotments but shall be responsible only to the Legislature in the discharge of its function and in the expenditure of its funds.

"In the event regular biennial appropriations are not specifically provided for the Legislative Council, then such Council is hereby authorized and empowered to expend funds from the appropriation for contingent expenses of the Legislature."

In addition to the foregoing, we respectfully recommend that the Legislative Council be directed to provide for the members of the Legislature, presession bill drafting, filing, and printing service at least 30 days prior to the convening of the Legislature.

The Committee will give further consideration to the Joint Rules and make future recommendations if it is deemed necessary.

Respectfully,

SENATE JOINT COMMITTEE
RENDELL N. MABEY, Chairman

HOUSE JOINT COMMITTEE
RALPH A. SHEFFIELD, Chairman

Committee report read and adopted.

January 11, 1955

Mr. President:

We, your Committee on Senate Rules, have carefully considered the Rules of the Senate and recommend that the rules as adopted and printed in the Book of Rules of the Thirtieth Session of the Legislature of the State of Utah be adopted as the rules of the Thirty First Session of the Legislature, with the following exceptions and amendment:

After Senate Rule 6 (d) insert the following:

"(e) To correct the spelling of words, erroneous division and hyphenation of words, mistakes in numbering sections and references thereto, to capitalize or decapitalize words, to add or correct the enacting clause, to change numbers from words to figures or from figures to words, and to underscore or remove underscoring or to add or remove brackets in bills upon suggestion without a motion to amend."

And change the following paragraph (e) to read (f), (f) to read (g), (g) to read (h), (h) to read (i), (i) to read (j), (j) to read (k).

Strike the whole of Rule 24 and insert in lieu thereof the following:

"24. Motions in Writing. All amendments to bills, resolutions and memorials in excess of ten words shall be reduced to writing and read by the

secretary before the same shall be put. All other motions except motions to adjourn, postpone or commit, shall be reduced to writing if the president or any senator desires it".

At the end of Rule 99 insert the following:

"If it shall be subsequently found, however, that a mistake has been made in engrossing by omitting or inserting a word or phrase in the bill as passed by both houses, the secretary shall have the power to correct such error in engrossing".

Strike the figure "36" on the 5th line of Rule 99 and insert in lieu thereof the figure "38."

Amend Senate Rule 100 by striking the word "fortieth" on the first and third lines of said rule and insert in lieu thereof the word "thirtieth."

Strike the whole of Rule 75 and insert in lieu thereof the following:

"75. Standing Committees. The following standing committees shall be appointed by the president of the Senate:

1. Agriculture and Irrigation, seven members
2. Business and Commerce, five members
3. Political Subdivisions, five members
4. Education, five members
5. Appropriations, eleven members
6. Fish and Game, five members
7. Public Health, Welfare & Institutions, five members
8. Judiciary, seven members
9. Labor, five members
10. Industry, five members
11. Military Affairs and Civil Defense, five members
12. Highways and Aeronautics, seven members
13. State and Federal Affairs, five members
14. Rules, four members
15. Revenue and Taxation, seven members

The committee will give further consideration to the Senate Rules and make a further report if it is deemed necessary.

Respectfully submitted,

RENDELL N. MABEY,
Chairman

Committee report read and adopted.

On motion of Senator Davis, the Senate voted that all Senators be provided forthwith a locked drawer file to accommodate the literature and correspondence each receives during the session.

On motion of Senator Mabey, the Senate voted to adjourn until Thursday, January 13, 1955 at 10:00 A.M.

FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 13, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Jenkins and Tietjen, excused.

Prayer by the Chaplain.

January 13, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Kerr, the Secretary was authorized to revise the Senate rules affected by the change as was adopted by the Senate after being submitted by the Special Committee on Senate Rules, January 12, 1955, then report back to the Senate.

STANDING COMMITTEES OF THE SENATE

The following standing committees were appointed by President Burton, the first Senator named on each committee to be chairman thereof.

AGRICULTURE AND IRRIGATION

Stringham, Anderson, Bullen, Gronning, Hopkin, Kerr, Selvin.

BUSINESS AND COMMERCE

Tietjen, Davis, Fowles, Hafen, Lloyd.

POLITICAL SUBDIVISIONS

Thorn, Hammond, Hopkin, Openshaw, Selvin.

EDUCATION

Clegg, Bullen, Jenkins, Lloyd, Stringham.

APPROPRIATIONS

Openshaw, Adams, Anderson, Clegg, Davis, Gibson, Hafen, Jenkins, Mabey, Thorn, Tietjen.

FISH AND GAME

Anderson, Day, Gronning, Mabey, Openshaw.

PUBLIC HEALTH, WELFARE AND INSTITUTIONS

Kerr, Gronning, Lloyd, Selvin, Stringham.

JUDICIARY

Mabey, Adams, Day, Fowles, Gibson, Hafen, Kerr.

LABOR

Lloyd, Bullen, Clegg, Gibson, Gronning.

INDUSTRY

Hafen, Adams, Anderson, Hammond, Woolley.

MILITARY AFFAIRS AND CIVIL DEFENSE

Hammond, Clegg, Fowles, Kerr, Tietjen.

HIGHWAYS AND AERONAUTICS

Woolley, Davis, Fowles, Hammond, Jenkins, Selvin, Thorn.

STATE AND FEDERAL AFFAIRS

Davis, Hopkin, Mabey, Openshaw, Woolley.

RULES

Bullen, Day, Jenkins, Stringham.

REVENUE AND TAXATION

Day, Adams, Gibson, Hopkin, Thorn, Tietjen, Woolley.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 1 By Messrs. Day, Stringham, Fowles and Gronning

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE THE COLORADO RIVER STORAGE PROJECT, INCLUDING THE ECHO PARK DAM AND PARTICIPATING PROJECTS, was read the first time and referred to the Committee on Rules.

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

A JOINT RESOLUTION PROPOSING TO AMEND SECTIONS 2, 3 AND 4 OF ARTICLE IX OF THE CONSTITUTION OF UTAH BY PROVIDING FOR SENATORIAL DISTRICTS REAPPORTIONING LEGISLATIVE REPRESENTATION AND AUTHORIZING THE LEGISLATURE TO CHANGE SUCH REPRESENTATION, was read the first time and referred to the Committee on Rules.

S. J. R. No. 2 By Messrs. Mabey, Hafen and Hopkin

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 Rules.

INTRODUCTION OF BILLS

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

AN ACT AMENDING SECTIONS 36-1-1, 36-1-2, 36-1-4 AND 36-1-5, UTAH CODE ANNOTATED 1953, RELATING TO REPRESENTATION IN THE LEGISLATURE OF THE STATE OF UTAH; PROVIDING FOR A REAPPORTIONMENT THEREOF; CREATING NEW SENATORIAL DIS-

TRICTS; PROVIDING FOR THE ELECTION OF NEW SENATORS; DESIGNATING SENATORIAL AND REPRESENTATIVE DISTRICTS OF THE STATE OF UTAH AND NUMBERING THE SAME; PROVIDING FOR THE APPOINTMENT OF COMMITTEES TO FORM REPRESENTATIVE DISTRICTS IN COUNTIES HAVING MORE THAN ONE REPRESENTATIVE; AND REPEALING SECTION 36-1-3, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 2 By Messrs. Mabey, Fowles and Clegg

AN ACT REPEALING CHAPTER 86, LAWS OF THE STATE OF UTAH, 1947; REPEALING CHAPTER 58, LAWS OF THE STATE OF UTAH, 1949; REPEALING CHAPTER 7, TITLE 55, UTAH CODE ANNOTATED 1953; AND CREATING THE UTAH STATE BOARD ON ALCOHOLISM, DEFINING ITS POWERS AND DUTIES, CREATING A FUND AND MAKING AN APPROPRIATION, was read the first time and referred to the Committee on Rules.

S. B. No. 3 By Messrs. Mabey, Clegg and Fowles

AN ACT AMENDING SECTIONS 32-2-2 AND 32-2-15, UTAH CODE ANNOTATED 1953, TO INCREASE LIQUOR PERMIT FEES, was read the first time and referred to the Committee on Rules.

S. B. No. 4 By Messrs. Woolley and Lloyd

AN ACT AMENDING SECTION 37-2-1, UTAH CODE ANNOTATED, 1953, RELATING TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES AND THE LEVYING OF TAXES FOR THE MAINTENANCE OF THE SAME, was read the first time and referred to the Committee on Rules.

S. B. No. 5 By Mr. Selvin

AN ACT AMENDING SECTION 55-10-49, UTAH CODE ANNOTATED 1953, MAKING IT THE DUTY OF EACH COUNTY TO MAKE PROVISION FOR THE DETENTION OF CHILDREN AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 55-10-49.1, 55-10-49.2, 55-10-49.3, AND 55-10-49.4, PROVIDING FOR THE CREATION OF DETENTION DISTRICTS, A DETENTION BOARD, AND FOR A METHOD OF APPOINTING MEMBERS THERETO, DESCRIBING THE POWERS OF SAID DETENTION BOARD AND PROVIDING FOR THE COSTS OF DETENTION TO BE BORNE BY THE COUNTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 6 By Messrs. Openshaw, Fowles and Day

AN ACT AMENDING SECTIONS 49-6-2, 49-6-4, 49-6-7 AND 49-6-8, UTAH CODE ANNOTATED 1953, RELATING TO THE SOURCE OF

MONIES OF THE UTAH FIREMEN'S PENSION FUND; THE 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; PAYMENTS FROM THE FIREMEN'S PENSION FUND OF DEATH BENEFITS TO THE WIDOW AND DEPENDENT MINOR CHILDREN OF PAID AND RETIRED FIREMEN; AND THE PAYMENT FROM THE FIREMEN'S PENSION FUND OF DEATH BENEFITS TO THE WIDOW AND DEPENDENT CHILDREN OF FIREMEN WHERE DEATH RESULTS FROM ACCIDENT OR EXPOSURE IN THE PERFORMANCE OF DUTY, was read the first time and referred to the Committee on Rules.

S. B. No. 7 By Messrs. Kerr and Selvin

AN ACT AMENDING TITLE 30, CHAPTER 3, SECTIONS 4 AND 5, UTAH CODE ANNOTATED, 1953, DECLARING THE PUBLIC POLICY OF THE STATE OF UTAH TO BE THE MAINTENANCE OF DESIRABLE MARITAL RELATIONSHIPS, PARTICULARLY IN HOMES WITH MINOR CHILDREN AND MAKING PROVISIONS FOR ASSISTANCE THERETO; RELATING TO PLEADINGS, FINDINGS AND PROCEDURE IN HEARING OF DIVORCE MATTERS; PROVIDING FOR USE AND APPOINTMENT OF DOMESTIC RELATIONS COUNSELOR AND ASSISTANTS, THEIR OFFICE, SALARY, QUALIFICATIONS AND EXPENSES; ESTABLISHING DUTIES OF DOMESTIC RELATIONS COUNSELOR; AUTHORIZING EXPENDITURE OF WELFARE FUNDS; PROVIDING FOR USE AND RESTRICTION OF CONFIDENTIAL RECORDS; PROVIDING FOR DISPOSITION OF PROPERTY AND CHILDREN, AND ENFORCEMENT OF COURT'S ORDER IN RELATION THERETO, was read the first time and referred to the Committee on Rules.

S. B. No. 8 By Messrs. Day, Adams and Davis

AN ACT AUTHORIZING THE SUPREME COURT TO SUPERVISE THE VARIOUS COURTS OF THIS STATE, ASSIGN TEMPORARILY JUDGES FROM ONE DISTRICT, CITY OR PRECINCT TO ANOTHER, ASSIGN CITY AND JUVENILE JUDGES TO THE DISTRICT COURTS TEMPORARILY WHEN NECESSARY AND APPOINT NOT TO EXCEED TWO ADDITIONAL JUSTICES OF THE SUPREME COURT FOR A TEMPORARY PERIOD WHEN NECESSARY; ALSO PROVIDING FOR THE APPOINTMENT OF AN ADMINISTRATOR FOR THE COURTS OF THE STATE OF UTAH TO ACT UNDER THE SUPERVISION OF THE SUPREME COURT AND FIXING HIS POWERS AND DUTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 9 By Messrs. Openshaw, Fowles and Day

AN ACT AMENDING SECTIONS 49-5-1, 49-5-2 AND 49-5-3, UTAH CODE ANNOTATED 1953, RELATING TO THE ESTABLISHMENT OF A POLICE PENSION FUND; SOURCE OF MONIES FOR THE FUND; THE GRANTING OF SERVICE AND DISABILITY PENSIONS TO EM-

PLOYEES OF POLICE DEPARTMENTS OF CITIES OF THE FIRST AND SECOND CLASS; THE AMOUNTS AND PAYMENTS THEREOF; PROVISION FOR ACTUARIAL RESERVE PLAN AND STUDIES: PROVISION FOR PAYMENT OF DEATH BENEFITS TO DEPENDENTS AND WIDOWS OF ACTIVE OR RETIRED EMPLOYEES; ADMINISTRATION, AND MANDATORY RETIREMENT; BY ALLOWING A PENSION TO EMPLOYEES DISABLED DURING PERFORMANCE OF DUTY; ESTABLISHING THE PROCEDURE AND REQUIREMENTS FOR REINSTATEMENT TO ACTIVE DUTY; INCREASING EMPLOYEE'S CONTRIBUTIONS; REQUIRING CITY GENERAL FUNDS TO PAY BALANCE; INCREASING MAXIMUM PAYMENTS; AND CHANGING PAYMENT FORMULA, was read the first time and referred to the Committee on Rules.

S. B. No. 10 By Messrs. Openshaw and Fowles

AN ACT AMENDING SECTION 58-14-7, UTAH CODE ANNOTATED 1953, RELATING TO LICENSE TO PRACTICE AS REGISTERED NURSE; AND REDUCING AGE REQUIREMENT, was read the first time and referred to the Committee on Rules.

On motion of Senator Hafen, the Senate recessed until 2:00 P.M.

The Senate re-assembled.

AFTERNOON SESSION

The Senate reconvened at 2:00 P.M. President Burton in the chair.

On motion of Senator Stringham, the rules were suspended and the Senate voted to now consider *S. C. R. No. 1.*

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

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

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

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Openshaw and Tietjen.

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

President Burton recognized Mr. Merrill Faux, Salt Lake Republican County Chairman.

On motion of Senator Kerr, the Senate voted to adjourn until Friday, January 14, 1955 at 10:00 A.M.

FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 14, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call — All Senators present except Senators Adams, Fowles, Gibson, Jenkins and Tietjen, excused.

Prayer by the Chaplain.

January 14, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

COMMUNICATIONS

January 14, 1955

Honorable C. Taylor Burton
President of the Senate
Building

Dear Mr. President:

If it meets with your approval, we are prepared to duplicate 50 copies of final bills as passed by each house. The arrangement worked out, subject to your approval, provides for stenciling the final bill and Mr. Cummings, of

the Supreme Court, has made available the facilities of his office to duplicate 50 copies of each bill immediately upon presentation. This procedure will eliminate the previous cumbersome method of typing 11 copies. The typing job results in many errors and very few legible copies. There is always a demand for a few copies for distribution and by duplicating 50 copies it will be possible to comply with certain important requests.

If this procedure meets with your approval, we shall go ahead with the plans and arrange to make available at least 25 copies for each house and 25 copies for distribution during and after the legislative session.

Very sincerely yours,

LEWIS H. LLOYD, Director
Utah Legislative Council

Communication filed.

On motion of Senator Day, the Senate voted to accept the procedure proposed in the above letter.

COMMUNICATIONS FROM THE HOUSE

January 13, 1955

Mr. President:

I am directed to invite your Honorable Body to meet with the House in joint convention on Tuesday, January 18, at 11 a.m. to hear the Governor's budget message and that hour is convenient for the House.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the Senate voted to accept the invitation to meet with the House in joint convention on Tuesday, January 18, at 11:00 A.M.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 3 By Messrs. Mabey, Kerr and Hafen

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH REAFFIRMING ITS SUPPORT OF THE BRICKER AMENDMENT AND AGAIN MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES BY PASSING SENATE JOINT RESO-

LUTION 1 OF THE 83RD CONGRESS, FIRST SESSION, AS PROPOSED BY SENATOR BRICKER, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 11 By Messrs. Day, Anderson and Openshaw

AN ACT ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 32-4-22 AND 32-4-23, UTAH CODE ANNOTATED, 1953, MAKING IT UNLAWFUL TO PERMIT PERSONS UNDER 21 YEARS TO FREQUENT PREMISES LICENSED TO PERMIT THE CONSUMPTION OF BEER THEREON, PROVIDING FOR REVOCATION OF SUCH LICENSES UNDER CERTAIN CONDITIONS, MAKING IT UNLAWFUL FOR ANY PERSON UNDER 21 YEARS OF AGE TO ENTER, REMAIN, OR LOITER IN OR ABOUT ANY PLACE WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, OR TO CONSUME, PURCHASE, OR POSSESS ALCOHOLIC BEVERAGES OF ANY KIND, was read the first time and referred to the Committee on Rules.

S. B. No. 12 By Messrs. Day, Davis and Fowles

AN ACT AMENDING SECTION 78-56-3, UTAH CODE ANNOTATED 1953, RELATING TO COMPENSATION OF COURT REPORTERS, was read the first time and referred to the Committee on Rules.

S. B. No. 13 By Messrs. Hafen and Stringham

AN ACT AMENDING SECTION 27-2-3, UTAH CODE ANNOTATED, 1953, PROVIDING FOR COOPERATION BETWEEN THE STATE ROAD COMMISSION AND OTHER AGENCIES OF THE STATE AND PROVIDING THAT THE STATE ROAD COMMISSION SHALL OBTAIN THE APPROVAL OF THE UTAH TOURIST AND PUBLICITY COUNCIL BEFORE BY-PASSING ANY CITY OR TOWN WITHIN THE STATE OR PROVIDING AN ALTERNATE ROUTE THROUGH OR OUTSIDE ANY SUCH CITY OR TOWN, was read the first time and referred to the Committee on Rules.

S. B. No. 14 By Messrs. Lloyd, Fowles and Day

AN ACT AMENDING SECTION 76-20-11, UTAH CODE ANNOTATED 1953, RELATING TO THE ISSUANCE OF CHECKS, DRAFTS OR ORDERS WITHOUT SUFFICIENT FUNDS OR CREDIT, AND RELATING TO PRESUMPTIVE EVIDENCE OF CRIMINAL INTENT, PRESENTATION AND NON-PAYMENT, DEFINING "CREDIT" AS USED IN THIS SECTION, AND PROVIDING THAT VIOLATION OF THIS SECTION SHALL BE PUNISHABLE BY IMPRISONMENT IN THE COUNTY JAIL FOR NOT MORE THAN ONE YEAR, OR IN THE STATE PRISON FOR NOT MORE THAN FIVE YEARS, was read the first time and referred to the Committee on Rules.

S. B. No. 15 By Messrs. Day, Kerr and Selvin

AN ACT AMENDING SECTION 55-2-22, UTAH CODE ANNOTATED, 1953, RELATING TO FRAUD IN OBTAINING PUBLIC ASSISTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 16 By Messrs. Hafen and Kerr

AN ACT AMENDING SECTION 41-6-147, UTAH CODE ANNOTATED 1953, RELATING TO MUFFLERS ON MOTOR VEHICLES AND PROVIDING THAT MUFFLER BE AS EFFICIENT AS STANDARD EQUIPMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 17 By Messrs. Day, Fowles and Davis

AN ACT AMENDING TITLE 58, CHAPTER 16, SECTION 13, AND TITLE 58, CHAPTER 16, SECTION 14, AND AMENDING TITLE 58, CHAPTER 16, BY ADDING SECTION 15, 1953 UTAH CODE ANNOTATED THERETO, PROVIDING FOR REGULATION OF ADVERTISING IN CONNECTION WITH THE SALE OF EYE GLASSES, LENSES OR EYE GLASS FRAMES AND IN CONNECTION WITH RENDERING OPTOMETRIC OR OPHTHALMIC SERVICES, was read the first time and referred to the Committee on Rules.

S. B. No. 18 By Messrs. Clegg and Day

AN ACT AMENDING SECTION 41-6-44, UTAH CODE ANNOTATED 1953, RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS, BY PROVIDING AS A CONDITION FOR THE OPERATON OF ALL MOTOR VEHICLES UPON THE HIGHWAYS OF THIS STATE, THAT THE OPERATOR GIVE HIS CONSENT TO HAVING A CHEMICAL ANALYSIS UPON ARREST FOR TRAFFIC VIOLATION; AND THE PENALTY FOR REFUSING, was read the first time and referred to the Committee on Rules.

S. B. No. 19 By Messrs. Thorn and Gibson

AN ACT AMENDING SECTION 27-1-27, UTAH CODE ANNOTATED 1953 PRESCRIBING LIMITATIONS AS TO THE SIZE, DIMENSIONS AND EXTENSIONS OF MOTOR VEHICLES, was read the first time and referred to the Committee on Rules.

S. B. No. 20 By Mr. Woolley

AN ACT AMENDING SECTION 53-8-3, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE OPERATION OF A SCHOOL LUNCH PROGRAM BY LOCAL SCHOOL DISTRICTS; PROVIDING FOR A STATE ADMINISTRATIVE AGENCY, AND REPEALING SECTIONS 53-8-2, 53-8-4 AND 53-8-5, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 21 By Messrs. Anderson, Day and Openshaw

AN ACT AMENDING CHAPTER 10, TITLE 23, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH 1953, BY ADDING A NEW SECTION TO BE KNOWN AS SECTION 23-10-30 MAKING IT UNLAWFUL TO CARRY A LOADED RIFLE OR SHOTGUN IN A TRANSPORT VEHICLE, was read the first time and referred to the Committee on Rules.

S. B. No. 22 By Messrs. Hopkin, Thorn and Gibson

AN ACT AMENDING SECTION 59-16-25, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT ALL USE TAX REVENUE BE CREDITED TO THE STATE GENERAL FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 23 By Messrs. Hopkin, Thorn and Gibson

AN ACT AMENDING SECTION 59-15-21, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT ALL SALES TAX REVENUE BE CREDITED TO THE STATE GENERAL FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 24 By Messrs. Hopkin, Thorn and Gibson

AN ACT AMENDING SECTIONS 53-8-1, 53-8-2 AND 53-8-5, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT APPROPRIATIONS FOR THE SCHOOL LUNCH PROGRAM BE MADE BY THE LEGISLATURE FROM THE STATE GENERAL FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 25 By Messrs. Davis, Mabey and Gronning

AN ACT AMENDING SECTION 16-2-14, UTAH CODE ANNOTATED 1953, RELATING TO THE POWER OF CORPORATIONS FOR PECUNIARY PROFIT TO MAKE DONATIONS FOR THE PUBLIC WELFARE OR FOR CHARITABLE, SCIENTIFIC, RELIGIOUS OR EDUCATIONAL PURPOSES, was read the first time and referred to the Committee on Rules.

S. B. No. 26 By Mr. Davis

AN ACT TO REGULATE THE SOLICITATION OF CONTRIBUTIONS FOR CHARITABLE PURPOSES BY PROFESSIONAL FUND RAISERS AND SOLICITORS BY REQUIRING THEM TO REGISTER WITH THE STATE DEPARTMENT OF PUBLIC WELFARE, REQUIRING PROFESSIONAL FUND RAISERS TO POST A BOND, AND PROVIDING THAT THE VIOLATION THEREOF SHALL BE A MISDEMEANOR, was read the first time and referred to the Committee on Rules.

S. B. No. 27 By Mr. Davis

AN ACT TO PROHIBIT THE UNAUTHORIZED USE OF NAMES IN THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES, AND DECLARING THE VIOLATION THEREOF TO BE A MISDEMEANOR, was read the first time and referred to the Committee on Rules.

S. B. No. 28 By Mr. Davis

AN ACT TO REGULATE THE SOLICITATION OF FUNDS BY CHARITABLE ORGANIZATIONS BY REQUIRING SUCH ORGANIZATIONS TO REGISTER WITH THE STATE DEPARTMENT OF PUBLIC WELFARE, TO MAINTAIN RECORDS AND FILE A FINANCIAL REPORT, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 29 By Messrs. Openshaw, Hammond and Hafen

AN ACT RELATING TO PUBLIC FUNDS AND ACCOUNTS, ENACTING A NEW CHAPTER TO BE KNOWN AS TITLE 51, CHAPTER 4, "DEPOSIT IN THE STATE TREASURY OF STATE FUNDS;" REQUIRING THE DEPOSIT OF ALL FUNDS DUE TO THE STATE IN THE STATE TREASURY DAILY BY STATE DEPARTMENTS AND INSTITUTIONS AND MONTHLY BY DISTRICT, COUNTY, PRECINCT, AND CITY OFFICIALS, was read the first time and referred to the Committee on Rules.

S. B. No. 30 By Mr. Kerr

AN ACT AMENDING SECTION 31-21-6, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE ELIMINATION OF ASSESSMENT LIABILITY AND ASSESSMENT PROVISIONS IN THE POLICIES OF MUTUAL & LIGHTNING INSURANCE COMPANIES WHEN SAID COMPANIES HAVE A SURPLUS NOT LESS THAN THE MINIMUM CAPITAL REQUIRED OF DOMESTIC STOCK INSURERS WRITING LIKE INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 31 By Messrs. Hafen and Hammond

AN ACT ENACTING TWO NEW SECTIONS TO BE KNOWN AS 76-39-5 AND 76-39-6, UTAH CODE ANNOTATED 1953, RELATING TO LEWDNESS, AND PROVIDING THAT IT SHALL BE A MISDEMEANOR FOR ANY DISTRIBUTOR OF BOOKS, MAGAZINES, PERIODICALS, AND SIMILAR PUBLICATIONS TO RETAILERS TO REQUIRE THE RETAILERS TO TAKE ANY PUBLICATION; AND DECLARING THE PUBLIC POLICY OF THE STATE TO BE OPPOSED TO RESTRAINT OF TRADE IN THE MAGAZINE BUSINESS AND THAT ALL PERSONS BE FREE FROM BEING FORCED TO SELL OR READ LEWD LITERATURE, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, the Senate adjourned until Monday, January 17, 1955 at 2:00 P.M.

EIGHTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 17, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

January 17, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed by acclamation, under suspension of the rules, *S. C. R. No. 1*, by Messrs. Stringham, Fowles and Gronning, entitled:

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE THE COLORADO RIVER STORAGE PROJECT, INCLUDING THE ECHO PARK DAM AND PARTICIPATING PROJECTS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSON,
Chief Clerk

Communication filed.

S. C. R. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

REPORT OF JOINT COMMITTEE

January 14, 1955

Mr. President:

Mr. Speaker:

We, the Joint Committee on Rules, have met and after due consideration, recommend that the rates of pay for the officers and employees of the Legislature be the same as those established in the Thirtieth Session of the Legislature.

Respectfully,

REED BULLEN,
Chairman of Senate Rules Committee

EARL BUTTERS,
Chairman of House Rules Committee

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 14, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 2 by Messrs. Mabey, Hafen and Hopkin
(State and Federal Affairs)

S. J. R. No. 3 by Messrs. Mabey, Kerr and Hafen (Judiciary)

S. B. No. 2 by Messrs. Mabey, Clegg and Fowles
(Public Health, Welfare and Institutions)

S. B. No. 3 by Messrs. Mabey, Clegg and Fowles
(Public Health, Welfare and Institutions)

S. B. No. 4 by Messrs. Woolley and Lloyd (Revenue and Taxation)

S. B. No. 7 by Messrs. Kerr and Selvin (Judiciary)

S. B. No. 10 by Messrs. Openshaw and Fowles
(Business and Commerce)

S. B. No. 11 by Messrs. Day, Anderson and Openshaw
(Political Subdivisions)

S. B. No. 12 by Messrs. Day, Davis and Fowles
(State and Federal Affairs)

S. B. No. 13 by Messrs. Hafen and Stringham
(Highways and Aeronautics)

S. B. No. 15 by Messrs. Day, Kerr and Selvin
(Public Health, Welfare and Institutions)

S. B. No. 16 by Messrs. Hafen and Kerr (Highways and Aeronautics)

S. B. No. 17 by Messrs. Day, Fowles and Davis
(Business and Commerce)

S. B. No. 18 by Messrs. Clegg and Day (Judiciary)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 17, 1955

Mr. President:

Your Committee on Rules to which was referred *S. C. R. No. 1*, by Messrs. Stringham, Fowles and Gronning, entitled:

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE THE COLORADO RIVER STORAGE PROJECT, INCLUDING THE ECHO PARK DAM AND PARTICIPATING PROJECTS, to be engrossed, has been examined by this committee who 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 submitted,

REED BULLEN,
Chairman

Report adopted and filed.

S. C. R. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 2 By Messrs. Day, Gronning and Anderson

A CONCURRENT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES OF AMERICA TO PASS LEGISLATION CURTAILING AND LIMITING THE POWER AND JURISDICTION OF INFERIOR FEDERAL COURTS TO REVIEW CRIM-

INAL JUDGMENTS OF STATE COURTS, was read the first time and referred to the Committee on Rules.

S. J. R. No. 4 By Messrs. Bullen, Day and Stringham

A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FIRST LEGISLATURE OF UTAH, was read the first time.

On motion of Senator Bullen, the rules were suspended and *S. J. R. No. 4* was read the second and third times and placed on its final passage.

S. J. R. No. 4 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

S. J. R. No. 4 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 32 By Messrs. Mabey and Hafen

AN ACT RELATING TO THE DISPOSITION OF UNCLAIMED PROPERTY; MAKING PROVISION FOR CLASSIFYING SUCH PROPERTY AS ABANDONED AND SETTING UP PROVISIONS OF LAW FOR HANDLING SUCH PROPERTY SO AS TO PROTECT THE INTERESTS OF THE ORIGINAL OWNERS, RELIEVE THE HOLDERS OF ANNOYANCE, EXPENSE AND LIABILITY, PRECLUDE MULTIPLE LIABILITY, AND PRESERVE ANY WINDFALLS THAT MAY RESULT FROM ABANDONMENT TO THE STATE OF UTAH; PROVIDING THAT THE FUNDS BECOMING AVAILABLE TO THE STATE UNDER THE PROVISIONS OF THIS ACT SHALL BE DEPOSITED IN THE UNIFORM SCHOOL FUND; AND REPEALING CHAPTER 9, TITLE 16, AND SECTIONS 78-27-5, 78-27-6, 78-27-7, 78-27-8, 78-27-9, 78-27-10 AND 78-27-11 UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 33 By Messrs. Day, Openshaw and Selvin

AN ACT RELATING TO THE ACQUISITION AND DISPOSITION OF LAND BY STATE AGENCIES; PROVIDING THAT THE STATE LAND BOARD SHALL MAINTAIN A CENTRAL INDEX OF ALL LAND AND INTERESTS IN LAND ACQUIRED OR DISPOSED OF BY ANY STATE AGENCY; CLARIFYING AND MAKING UNIFORM THE AUTHORITY OF STATE AGENCIES TO ACQUIRE AND DISPOSE OF

LAND AND INTERESTS IN LAND; AND PRESCRIBING THE MANNER AND METHOD OF SUCH ACQUISITION AND DISPOSAL AND THE DISPOSITION OF THE PROCEEDS OF LAND OR INTERESTS IN LAND, was read the first time and referred to the Committee on Rules.

S. B. No. 34 By Messrs. Openshaw, Gronning and Day

AN ACT AMENDING SECTION 67-3-1, UTAH CODE ANNOTATED 1953, RELATING TO THE DUTIES AND POWERS OF THE STATE AUDITOR, TO REQUIRE THE FILING OF ALL STATE CONTRACTS INVOLVING STATE MONIES TO BE FILED IN THE AUDITOR'S OFFICE; PROVIDING FOR THE INVALIDATION OF SUCH CONTRACTS UPON NON-COMPLIANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 35 By Messrs. Day, Hafen and Mabey

AN ACT PROVIDING FOR THE RETIREMENT OF JUDGES AND PROVIDING FOR RETIREMENT PAY, was read the first time and referred to the Committee on Rules.

S. B. No. 36 By Mr. Day

AN ACT AMENDING SECTION 53-7-5a, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, TO PROVIDE FOR DETERMINING COST OF THE STATE-SUPPORTED MINIMUM SCHOOL PROGRAM AND FOR DISTRIBUTING THE STATE CONTRIBUTION TOWARD SUCH PROGRAM, was read the first time and referred to the Committee on Rules.

S. B. No. 37 By Mr. Day

AN ACT AMENDING SECTION 67-8-5, UTAH CODE ANNOTATED, 1953, PROVIDING FOR ANNUAL SALARIES FOR THE DISTRICT ATTORNEYS OF THE VARIOUS JUDICIAL DISTRICTS, was read the first time and referred to the Committee on Rules.

S. B. No. 38 By Mr. Day

AN ACT AMENDING SECTION 41-2-16, UTAH CODE ANNOTATED 1953, RELATING TO THE EXPIRATION, EXTENSION, OR RENEWAL OF NEW LICENSE CERTIFICATES, THE DISPOSITION OF LICENSE FEES, AND TO OPERATOR'S OR CHAUFFEUR'S LICENSES HELD BY PERSONS IN THE ARMED FORCES OF THE UNITED STATES, was read the first time and referred to the Committee on Rules.

S. B. No. 39 By Mr. Day

AN ACT AMENDING SECTIONS 41-2-5 AND 41-2-7, UTAH CODE ANNOTATED 1953, RELATING TO APPLICATION FOR OPERATOR'S

OR CHAUFFEUR'S LICENSE, EXAMINATION OF APPLICANTS AND ISSUANCE OF INSTRUCTION PERMITS, was read the first time and referred to the Committee on Rules.

S. B. No. 40 By Mr. Day

AN ACT AMENDING SECTION 41-2-19, UTAH CODE ANNOTATED 1953, RELATING TO THE SUSPENSION, REVOCATION, AND RESTRICTION OF DRIVERS' LICENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 41 By Messrs. Day, Hafen and Davis

AN ACT TO ESTABLISH A JUDICIAL COUNCIL, TO PROVIDE FOR ITS MEMBERSHIP, POWERS, DUTIES AND EXPENSES; TO PROVIDE A SECRETARY OF THE COUNCIL AND HIS POWERS, DUTIES AND SALARIES; AND TO REPEAL ALL ACTS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Rules.

S. B. No. 42 By Messrs. Fowles and Day

AN ACT AMENDING SECTION 23-7-19, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH 1953, RELATING TO ALIEN LICENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 43 By Mr. Day

AN ACT AMENDING SECTION 76-23-7, UTAH CODE ANNOTATED 1953, RELATING TO THE DISCHARGE OF FIREARMS FROM A VEHICLE UPON, ALONG, OR ACROSS A PUBLIC HIGHWAY, was read the first time and referred to the Committee on Rules.

S. B. No. 44 By Mr. Day

AN ACT REGULATING TRAFFIC ON HIGHWAYS, PRESCRIBING THE EQUIPMENT USED ON VEHICLES, REQUIRING THE GIVING OF NOTICE OF ACCIDENTS BY OPERATORS OR OCCUPANTS OF MOTOR VEHICLES INVOLVED, AND DEFINING CERTAIN CRIMES IN THE USE AND OPERATION OF VEHICLES: AMENDING SECTIONS 41-6-6, 41-6-7, 41-6-8, 41-6-9, 41-6-14, 41-6-34, 41-6-36, 41-6-37, 41-6-49, 41-6-64, 41-6-70, 41-6-76, 41-6-77, 41-6-90, 41-6-144, 41-6-117, 41-6-120, 41-6-21, 41-6-123, 41-6-124, 41-6-29, 41-6-130, 41-6-131, 41-6-132, 41-6-133, 41-6-134, 41-6-135, 41-6-140, 41-6-141, 41-6-142, 41-6-149, 41-6-159, AND 27-1-28, UTAH CODE ANNOTATED 1953; AND ENACTING NEW SECTIONS 41-6-43.10, 41-6-72.10, 41-6-121.10, 41-6-140.10, AND 41-6-140.20, UTAH CODE ANNOTATED 1953; AND REPEALING SECTION 27-9-8 UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 45 By Messrs. Day and Fowles

AN ACT PROVIDING FOR USE OF BLOOD TESTS TO DETERMINE PARENTAGE, APPOINTMENT OF EXAMINERS BY COURT, FINDING OF EXCLUSION OF PARENTAGE CONCLUSIVE, AND COSTS TO BE DETERMINED BY THE COURT, was read the first time and referred to the Committee on Rules.

S. B. No. 46 By Messrs. Day, Fowles and Hafen

AN ACT AMENDING SECTIONS 7-10-2, 7-10-8, 7-10-11, 7-10-13, 7-10-14, 7-10-15, 7-10-16 AND 7-10-18, UTAH CODE ANNOTATED 1953 RELATING TO THE INTEREST TO BE CHARGED BY SMALL LOAN LICENSEES AND LIMIT OF TIME AND AMOUNT OF SUCH LOANS, was read the first time and referred to the Committee on Rules.

S. B. No. 47 By Messrs. Day, Fowles and Hafen

AN ACT AMENDING SECTIONS 7-8-3 (1) AND 7-8-5 (1) AND (2) UTAH CODE ANNOTATED 1953 RELATING TO THE INTEREST TO BE CHARGED BY INDUSTRIAL LOAN CORPORATIONS: THE REFUNDS TO BE MADE IN CASE OF REPAYMENT: AND LIMIT OF TIME AND AMOUNT OF SUCH LOANS, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, it was agreed that when the Senate adjourns today, it stand adjourned until Tuesday, January 18, at 10:30 A.M.

On motion of Senator Day, the Senate voted to appoint a Special Committee to handle presentations of Resolutions and Memorials.

President Burton appointed Senators Day, Fowles and Hammond as a Special Committee on Resolutions and Memorials.

The Senate adjourned.

NINTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 18, 1955.

The Senate was called to order at 10:30 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

January 18, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 3 By Mr. Davis

A CONCURRENT RESOLUTION, REQUESTING THE CONGRESS OF THE UNITED STATES TO DISREGARD HOUSE CONCURRENT MEMORIAL NO. 1 ADOPTED BY THE UTAH LEGISLATURE IN 1945, THUS RESCINDING, RECALLING AND REVOKING THE AFORESAID MEMORIAL FROM THE STATE OF UTAH FOR THE CONVENING OF AN INTERNATIONAL CONVENTION, AMONG OTHER THINGS, TO FORMULATE A CONSTITUTION FOR THE FEDERATION OF THE WORLD, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 48 By Messrs. Mabey, Adams and Bullen

AN ACT TO PERMIT THE STATE LAND BOARD TO WAIVE MINERAL OR SUBSURFACE RIGHTS IN LAND IN ORDER TO SELECT LIEU LANDS AND TO PERMIT THE STATE LAND BOARD, WITH THE CONSENT AND APPROVAL OF THE BOARD OF EXAMINERS, TO EXCHANGE MINERAL OR SUBSURFACE IN LAND WITH THE UNITED STATES, was read the first time and referred to the Committee on Rules.

S. B. No. 49 By Messrs. Day, Jenkins and Openshaw

AN ACT RELATING TO DUTIES OF SUPPORT AND TO MAKE UNIFORM THE LAW IN RESPECT THERETO, was read the first time and referred to the Committee on Rules.

S. B. No. 50 By Messrs. Gibson and Mabey

AN ACT AMENDING SECTION 16-2-32, UTAH CODE ANNOTATED 1953, RELATING TO THE INSPECTION OF BOOKS OF CORPORATIONS BY ANY BONA FIDE STOCKHOLDER OF RECORD, AND PROVIDING THAT SAID BOOKS SHALL BE SUBJECT TO INSPECTION ONLY WHERE SAID BONA FIDE STOCKHOLDER OF RECORD IS ACTING IN GOOD FAITH AND FOR A PROPER PURPOSE, was read the first time and referred to the Committee on Rules.

S. B. No. 51 By Messrs. Gibson and Mabey

AN ACT AMENDING SECTION 76-13-7, UTAH CODE ANNOTATED 1953, WHICH MAKES IT A MISDEMEANOR FOR EVERY OFFICER OR AGENT OF ANY CORPORATION TO REFUSE TO GIVE A STOCKHOLDER OR MEMBER OF SUCH CORPORATION AN OPPORTUNITY TO INSPECT ANY BOOK, PAPER, OR DOCUMENT OF SUCH CORPORATION, BY PROVIDING THAT SUCH PENALTY SHALL APPLY ONLY WHERE AN OFFICER OR AGENT OF ANY CORPORATION REFUSES TO GIVE A BONA FIDE STOCKHOLDER OF RECORD OR MEMBER OF SUCH CORPORATION, ACTING IN GOOD FAITH AND FOR A PROPER PURPOSE, A REASONABLE OPPORTUNITY TO INSPECT THE BOOKS OF SAID CORPORATION, was read the first time and referred to the Committee on Rules.

S. B. No. 52 By Mr. Gibson

AN ACT TO ESTABLISH DAYLIGHT SAVING TIME AT ONE HOUR EARLIER THAN UNITED STATES STANDARD MOUNTAIN TIME FROM THE FIRST SUNDAY OF JUNE, 1955, AND THEREAFTER FROM THE LAST SUNDAY OF APRIL OF EACH YEAR UNTIL THE LAST SUNDAY OF SEPTEMBER OF EACH YEAR, was read the first time and referred to the Committee on Rules.

S. B. No. 53 By Mr. Gronning

AN ACT AMENDING SECTION 17-19-11, UTAH CODE ANNOTATED 1953, RELATING TO THE TIME OF PUBLISHING OF AUDITOR'S FINANCIAL STATEMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 54 By Mr. Kerr

AN ACT REPEALING SECTION 4-3-9, 4-3-10, 4-3-11, 4-3-12, 4-3-13, AND 4-3-14, UTAH CODE ANNOTATED, 1953, AND CREATING AND ENACTING A NEW CHAPTER 4-3a RELATING TO LICENSING, INSPECTION AND REGULATION BY THE AGRICULTURAL DEPARTMENT OF THE STATE OF UTAH OF NURSERIES AND INDUSTRY

PRODUCTS THEREOF, AND REQUIRING AND PROHIBITING CERTAIN ACTS, AND DEFINING TERMS; EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 55 By Messrs. Adams and Lloyd

AN ACT AMENDING SECTION 58-17-20, UTAH CODE ANNOTATED 1953, ENUMERATING, SCHEDULING, AND DEFINING SUBSTANCES DESIGNATED AS "POISONOUS," was read the first time and referred to the Committee on Rules.

On motion of Senator Bullen, the Senate voted that the special committee on Resolutions and Memorials prepare a resolution in behalf of Dr. William M. Jardine.

On motion of Senator Day, the Senate voted that when they recess they recess until 2:00 P.M.

On motion of Senator Clegg, 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.

On motion of Senator Hafen, President Burton appointed a joint committee consisting of Senators Openshaw, Jenkins and Bullen, and Representatives Esplin, Hall and McConkie, to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

The Joint Committee returned escorting His Excellency, Governor J. Bracken Lee, who was presented to the Joint Convention by President Burton.

The Governor then delivered the following message.

GOVERNOR'S BUDGET MESSAGE

Ladies and Gentlemen of the Legislature:

The budget problem confronting this Legislature does not lie so much in making the appropriations recommended in the document I am presenting you today as it does in providing for statutory spending from the Uniform School fund which has been authorized in previous sessions.

Our financial picture today is not nearly so favorable as it was at this time two years ago whereas our spending demands are substantially greater. Two years ago there were predicted surpluses of over $3.1 million in the Gen-

eral fund, $8.6 million in the Emergency Relief fund, and $1.7 million in the Reserve Building fund. The anticipated surpluses at this time amount to $911,000 in the General fund, $5.7 million in the Emergency Relief fund, and nothing in the Reserve Building fund. Thus, our reserves at the moment are $6.6 million lower than those of two years ago.

Spending Demands

On the other hand, the spending demands as authorized by statute and requested by the various departments of government are greater than before. Two-thirds of State expenditures in the coming biennium will be made from revenues automatically available to spending agencies without the necessity of biennial appropriation or review. The remaining third will result from appropriations you will make during this session. In the face of increased spending demands, it would be well for this Legislature to review statutory authorizations to determine if more of this spending should be made each biennium by appropriation instead of by rigid law.

The authorized spending from the Uniform School fund for the next school year will be approximately $21 million. As enrollment continues to increase, so will the spending from this fund. On the other hand, the expected revenue for the fund from regular sources in the coming year amounts to only $12 million. The difference, in accordance with the statutes, must be made up by a State property tax.

Last biennium we avoided the imposition of a State property tax by appropriating $13.1 million from the Emergency Relief fund to the Uniform School fund. This appropriation so depleted the Emergency Relief fund that virtually nothing spilled over into the Reserve Building fund and, as a consequence, the State building program was choked off. I believe a mistake was made in doing this in view of the many important building needs that still exist.

Building Program

In order to assure a resumption of the building program, I recommend, as I did in my opening message, that the first $3 to $5 million of surplus in the Emergency Relief fund, over and above the $5 million statutory reserve, be appropriated to the Reserve Building fund, and that the remaining surplus be appropriated to the Uniform School fund. This provision should provide an incentive to hold the line on other appropriations, because the more this line can be held, the greater the surplus for the Uniform School fund will be, which, in turn, will lower the property tax.

As the foregoing should indicate, I am submitting a balanced budget which will provide a surplus for both the building and school funds. Spending requests for the biennium totaled over $75.7 million compared with over $72.9 million last biennium.

The General fund, as usual, is the whipping boy of all funds. The estimated available revenue for this fund is $17,293,000 compared with spending requests of $25,137,000, and my recommendations of $20,529,000. In order to balance the General fund, it will be necessary, as in past bienniums, to appropriate the difference from the Emergency Relief fund.

New Procedures

In the preparation of this budget, a new procedure was adopted to permit each agency of government an opportunity to present its budget in written form to the Department of Finance and then defend it at a later hearing. After the hearings, the budget officer reviewed the information that was developed and submitted his recommendations to me. These were further reviewed by a special committee I named for this purpose before final recommendations were made.

I believe this new procedure has served a good purpose, and it should be continued in the future. In addition, it is our intention to strengthen the review and control procedures in the execution of the budget. This will be done by checking expenditures more closely, analyzing the activities of the various spending agencies, and initiating efficiency studies where necessary. The need for doing this in an operation as large and diversified as State government seems obvious, yet a recent ruling in the Third District Court holds that the Executive branch of government is without such power, at least as far as school appropriations are concerned.

Court Ruling

Although I previously have discussed this court ruling, let me repeat that the function of the Executive branch of government is to carry out the directions of the Legislative branch as embodied in our statutes. I do not believe it was ever the intention of the Legislature to permit the spending of public funds by any branch of government without providing for the constant supervision and control of such spending. Anything short of this would invite bureaucratic empire building, extravagant spending and financial chaos.

In past bienniums, and in my opening message, I have recommended that the practice of earmarking funds be abolished. I repeat that recommendation at this time. This budget, however, has been prepared to conform with existing funds. In the process, an effort has been made to remove from the General fund those agencies and functions of government that more logically should be supported out of other funds. In addition, the items of the budget have been rearranged to keep related functions together, and the detail of the budget has been reduced.

It would be inadvisable for me to attempt to comment on each item in the budget, but I do wish to call your attention to some of the significant changes.

Consolidations

To begin with, I am recommending two consolidations, somewhat minor in nature, which should provide greater efficiency and some economy. They are the consolidation of the Board of Forestry and Fire Control with the State Land Board, and the Commission for Uniformity of Legislation with the Attorney General's office. I have recommended an increase in the appropriations to the State Land Board to provide for this consolidation but none to the Attorney General.

I am recommending that the Attorney General's office assume the legal duties of the State Tax Commission and Liquor Control Commission, which has necessitated a significant increase in the budget to that office.

I am recommending no appropriation for the two Vocational schools, which have been supported from the General fund, or for the Vocational Education item to the State Board of Education, which has been supported from the Uniform School fund. I propose, instead, that the two Vocational schools be supported by the school districts from the area each serves, with supplementary State assistance from the Uniform School fund; that the Board of Education's appropriation for Vocational Education, as it pertains to funds for the reimbursement of local districts, be eliminated, and that its appropriation for supervision be reduced.

Higher Education

I am recommending increased appropriations for all institutions of higher learning, although less than they requested, mostly to provide for the payment of Social Security and retirement costs, not previously included in institutional budgets. The increase recommended for the administration of the University of Utah includes an amount for the Geological and Mineralogical Survey but not as a separate item.

Although my recommendations include appropriations to the junior colleges, I wish to repeat my earlier recommendations that the junior colleges be financed on a joint State and regional or district basis.
the institutions of higher learning have received in the past bienniums:

Once again I want to call attention to the great increase in appropriations

1945-47—Appropriations	$5,358,631.26	
1947-49—Appropriations	$8,469,111.20	
1949-51—Appropriations	$9,937,400.00	(after vetoes)
1951-53—Appropriations	$11,927,757.58	
1953-55—Appropriations	$13,176,780.00	
1955-57—Requests	$17,003,547.00	
1955-57—Recommendation	$14,742,490.00	

It cannot be truthfully said, in the face of these tremendous increases, that we do not support these institutions well. No other function or agency of government has been supported as generously over this 10-year period. Nevertheless, the comment has been made that even greater sums must be appropriated to enable Utah institutions to compete salary-wise with other schools. Some comparisons have been offered which show Utah at a disadvantage with Yale.

As might be expected, such comparisons do not include all significant data. It should be pointed out, for example, that Utah is a relatively poor State; that it has a greater percentage of its population enrolled in higher education than any other State; that it supports all of its junior colleges with

State funds, which is not the case in the great majority of States, and that it devotes a greater portion of its income to higher education than any other State. It is impossible, under these circumstances, to compete with all other schools. We are doing the best we can with what we have, and no one can ask more.

Agriculture

I am recommending reduced appropriations for the USAC Extension Service and Experiment Station. The justification for this lies in the great appropriation increases these two agencies have had since the 1945-47 biennium, during which time the State's economy has been shifting from agricultural to industrial. I am aware of the accomplishments of these two agencies, but I believe the money saved through the proposed reductions can be used to better advantage elsewhere.

Since 1945-47, the Extension Service budget has increased from $241,000 to $550,000, or 128 per cent; and the Experiment Station from $268,000 to $775,000, or 189 per cent. During the same period, the Department of Agriculture budget has increased from $401,000 to $435,000, or 8 per cent. I am proposing for next biennium a $500,000 budget for the Extension Service, $650,000 for the Experiment Station, and $434,000 for the Department of Agriculture.

Last biennium, a new statute was enacted requiring mandatory inspection of meats. The program was to be administered by the Department of Agriculture but no funds for this purpose were provided. The department has asked for $97,000 in the coming biennium to handle this work. It is my recommendation either that the statute be made optional, not mandatory, or, failing this, that a joint sharing of costs among the State, counties, cities and packers be provided. In keeping with the latter proposal, I have recommended a $40,000 appropriation.

Change in Funds

I am recommending an increased appropriation to the State Tax Commission to provide for the property reappraisal program and for increased sales and income tax audits. The result of this increase should be added revenue for the State over and above present estimates. In line with action taken by the special session of the Legislature last year, I am proposing that the Uniform School fund be assessed for a portion of the Tax Commission's expense in administering and collecting cigarette, income and corporation franchise taxes earmarked for the schools.

I am recommending that the Advertising and Publicity Council be supported from the Motor Fuel fund, and that the Building Board be supported from the Emergency Relief fund, as an indirect charge against the Reserve Building fund. Both are now supported from the General fund.

I am recommending an increased appropriation for the Water and Power Board, but split to indicate administration costs and Colorado River investigation and promotion costs. In the event more funds than what I have

recommended are needed for Colorado River work, the Board of Examiners could allow a deficit as the need arises. I am recommending also that Water and Power Board construction funds be appropriated from the Reserve Building fund, not the General fund.

Building Fund

In line with the foregoing, I am recommending that all appropriations for new construction, major maintenance, and other construction activities be made from the Reserve Building fund. I am making an exception to this rule in the recommendation I have proposed for maintenance at the Governor's residence in view of the small amount involved. I am recommending that $25,000 be appropriated from the Emergency Relief fund as an indirect charge against the Reserve Building fund for residence maintenance and repair work, or that we consider giving up the residence.

I am recommending that the administrative costs of the Utah Teachers Retirement Board be appropriated from the earnings from the Retirement fund rather than from the General fund, and that the various departments absorb the costs of Workmen's Compensation Insurance, which are now paid by a separate appropriation to the Department of Finance.

Finally, I am recommending that the costs of supporting needy dependents of State prisoners be handled strictly as an item of public welfare, to be absorbed in the appropriation to the Department of Public Welfare, and that the separate appropriation for prisoners' dependents be abolished.

Conclusion

The foregoing summary covers the major changes in the budget. The detail of the budget will supply information not covered here, such as the recommended appropriation for each item. As I stated last biennium, it may be felt that I have been too severe in some of my recommendations and too liberal in others. It is the Legislature's prerogative to review these recommendations and adjust them where differences exist, but the net result must be a balanced budget. The budget I have submitted is balanced and provides a surplus.

I have made no proposals for new services, in view of the financial squeeze we are facing to meet present obligations. If new services are proposed in the Legislature, some means to finance them also should be proposed, but without resorting to earmarking of funds. I cannot give any assurance of supporting or opposing new services until I have studied their merits and demerits.

Let me urge you to hold a tight rein on the State's purse strings. I have pointed out how costs are bound to increase in future years just to keep up with our present commitments and services. We should keep this in mind in considering all proposed expenditures. We should look beyond the present biennium and well into the future in assessing the possible costs of new or expanded programs. It is not enough that we merely balance this budget;

we should make certain that the budget can still be balanced in future bienniums without overburdening the people.

The only other comment I have to make in presenting this budget to you is to assure you of my cooperation and the cooperation of the various State executive offices in assisting you with your work.

The Joint Committee then escorted Governor Lee to his Chambers.

On motion of Senator Gibson, the President of the Senate announced the Joint Convention dissolved.

AFTERNOON SESSION

The Senate reconvened at 2:00 P. M. President Burton in the chair.

On motion of Senator Kerr, the Senate voted that the Governor's Budget Message be printed in the Journal.

COMMUNICATIONS FROM THE HOUSE

January 18, 1955

Mr. President:

I am directed 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. 1*, MEMORIALIZING CONGRESS TO AUTHORIZE THE COLORADO RIVER STORAGE PROJECT, INCLUDING ECHO PARK DAM AND PARTICIPATING PROJECTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 1 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

January 18, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 1 by Messrs. Hopkin and Woolley
(State and Federal Affairs)

S. B. No. 1 by Messrs. Hopkin and Woolley
(State and Federal Affairs)

S. C. R. No. 2 by Messrs. Day, Gronning, and Anderson
(Judiciary)

S. B. No. 22 by Messrs. Hopkin, Thorn, and Gibson
(Revenue and Taxation)

S. B. No. 23 by Messrs. Hopkin, Thorn, and Gibson
(Revenue and Taxation)

S. B. No. 30 by Mr. Kerr (Business and Commerce)
S. B. No. 31 by Messrs. Hafen and Hammond
(Business and Commerce)

•*S. B. No. 36* by Mr. Day (Education)

•*S. B. No. 37* by Mr. Day (Judiciary)

•*S. B. No. 38* by Mr. Day (Highways and Aeronautics)

•*S. B. No. 39* by Mr. Day (Highways and Aeronautics)

•*S. B. No. 40* by Mr. Day (Highways and Aeronautics)

•*S. B. No. 43* by Mr. Day (Fish and Game)

•*S. B. No. 44* by Mr. Day (Highways and Aeronautics)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 5 By Messrs. Mabey, Selvin and Hafen

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH CONGRATULATING THE CIVILIAN EMPLOYEES ASSOCIATION OF THE NAVAL SUPPLY DEPOT AT CLEARFIELD, UTAH, AND OTHERS, UPON THEIR RAISING FUNDS TO FLY THE WIFE AND SIX MINOR CHILDREN OF MIKE KATSENEVAS FROM GREECE TO SALT LAKE CITY, UTAH, was read the first time.

On motion of Senator Mabey, the rules were suspended and *S. J. R. No. 5* was read the second and third times and placed on its final passage.

S. J. R. No. 5 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Openshaw.

S. J. R. No. 5 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 56 By Messrs. Davis and Selvin

AN ACT AMENDING SECTION 53-17-1, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE ACCEPTANCE BY THE STATE OF FEDERAL STATUTES RELATING TO VOCATIONAL REHABILITATION AND AUTHORIZING THE STATE BOARD FOR VOCATIONAL EDUCATION TO ENTER INTO COOPERATIVE AGREEMENTS WITH THE FEDERAL GOVERNMENT TO CARRY OUT THE VOCATIONAL REHABILITATION PROGRAM, was read the first time and referred to the Committee on Rules.

S. B. No. 57 By Messrs. Davis and Openshaw

AN ACT TO AMEND SECTION 49-2-5 UTAH CODE ANNOTATED 1953 PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES OF THE FIRST CLASS, OTHER THAN MEMBERS OF THE POLICE, FIRE OR HEALTH DEPARTMENT: PROVIDING FOR AN APPEAL FROM SUCH DISCHARGE OR TRANSFER: CREATING A BOARD OF APPEAL WITH POWER TO FULLY HEAR THE MATTER AND GIVE A FINAL DECISION, was read the first time and referred to the Committee on Rules.

S. B. No. 58 By Mr. Davis

AN ACT AMENDING SECTION 32-1-8, UTAH CODE ANNOTATED 1953, RELATING TO POWERS AND REGULATIONS OF THE LIQUOR CONTROL COMMISSION AND PROVIDING THAT THE OFFICIAL SEAL OR LABEL OF THE LIQUOR CONTROL COMMISSION NEED ONLY BE AFFIXED TO CASES OF WINE, AND NOT TO EACH INDIVIDUAL PACKAGE, was read the first time and referred to the Committee on Rules.

S. B. No. 59 By Messrs. Davis, Openshaw and Fowles

AN ACT ADDING A CHAPTER TO TITLE 32, UTAH CODE ANNOTATED 1953, TO BE KNOWN AS 32-9, TO ESTABLISH QUALIFICATION, APPOINTMENT, PROMOTION, DEMOTION, DISCIPLINE, REEMPLOYMENT, AND TENURE OF OFFICE OF APPOINTEES AND EMPLOYEES OF UTAH LIQUOR CONTROL COMMISSION OF THE STATE OF UTAH BASED ON MERIT: TO ESTABLISH AND PROVIDE APPOINTMENT, QUALIFICATIONS, TENURE OF OFFICE, COMPENSATION, POWERS AND DUTIES OF A CIVIL SERVICE COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 60 By Messrs. Davis, Day and Hammond

AN ACT AMENDING SECTION 17-16-11, UTAH CODE ANNOTATED, 1953, RELATING TO OFFICIAL BONDS OF COUNTY AND PRECINCT OFFICERS AND SECTION 10-6-35 RELATING TO BONDS OF CITY AND TOWN OFFICIALS TO REQUIRE THAT JUSTICES OF THE PEACE FURNISH AN ADDITIONAL BOND IN THE AMOUNT OF $1,000 RUNNING TO THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 61 By Mr. Davis

AN ACT AMENDING SECTION 10-6-6, UTAH CODE ANNOTATED, 1953, TO PROVIDE THAT THE GOVERNING BODY OF A MUNICIPALITY MAY PRESCRIBE BY ORDINANCE RESIDENTIAL QUALIFICATIONS OF APPOINTIVE OFFICERS, was read the first time and referred to the Committee on Rules.

S. B. No. 62 By Messrs. Bullen, Hafen and Gibson

AN ACT AMENDING SECTION 78-7-2, UTAH CODE ANNOTATED 1953, RELATING TO THE RIGHT OF SUPREME COURT JUSTICES AND JUDGES OF THE DISTRICT AND CITY COURTS TO PRACTICE LAW, was read the first time and referred to the Committee on Rules.

S. B. No. 63 By Messrs. Bullen, Hafen and Gibson

AN ACT AMENDING SECTION 75-10-17, UTAH CODE ANNOTATED 1953, RELATING TO THE TITLE PASSED BY ADMINISTRATOR'S CONVEYANCE PURSUANT TO SALE; AND PROVIDING THAT WHEN PROPERTY IS SOLD BY A LEGALLY APPOINTED REPRESENTATIVE OF THE ESTATE, THE WIDOW MUST OBJECT OR HER STATUTORY RIGHTS AND INTEREST ARE ALSO CONVEYED TO THE BUYER, was read the first time and referred to the Committee on Rules.

S. B. No. 64 By Messrs Hafen and Fowles

AN ACT AMENDING SECTIONS 7-7-1, 7-7-2, AND 7-7-5, UTAH CODE ANNOTATED 1953, RELATING TO THE ORGANIZATION OF

BUILDING AND LOAN ASSOCIATIONS, DEFINING THEIR RIGHTS, PRIVILEGES, POWERS, DUTIES, AND OBLIGATIONS AND OF THE OFFICERS AND STOCKHOLDERS THEREOF: ENUMERATING THE FACTS TO BE STATED IN THEIR ARTICLES OF INCORPORATION: PROVIDING FOR APPROVAL OF ARTICLES OF INCORPORATION, OF APPLICATIONS FOR CERTIFICATE OF AUTHORITY TO DO BUSINESS IN THIS STATE BY FOREIGN CORPORATIONS AND APPLICATIONS FOR ESTABLISHMENT OF BRANCHES BY THE BANK COMMISSIONER ONLY AFTER PUBLIC HEARING; DEFINING THE GENERAL POWERS OF BUILDING AND LOAN ASSOCIATIONS; AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 7-7-1.1, UTAH CODE ANNOTATED 1953, DEFINING MEMBERS OF THE BUILDING AND LOAN ASSOCIATION, THE NUMBER OF SHARES DEEMED HELD BY THEM, AND THEIR VOTING RIGHTS, was read the first time and referred to the Committee on Rules.

On motion of Senator Thorn, the Senate recessed.

The Senate re-assembled.

On motion of Senator Thorn, the Senate adjourned until Wednesday, January 19, 1955 at 1:30 P.M.

TENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 19, 1955.

The Senate was called to order at 1:30 P.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

January 19, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

COMMUNICATION

COMMONWEALTH OF PUERTO RICO
LEGISLATIVE ASSEMBLY
CAPITOL

San Juan, Puerto Rico

January 15, 1955

Honorable President of the Senate
Salt Lake City, Utah

Sir:

Pursuant to the provisions of the Concurrent Resolution approved by the Legislative Assembly of the Commonwealth of Puerto Rico on January 14, 1955, condemning the aggression against democracy in Costa Rica, we have the honor of attaching a certified copy of the said resolution.

Respectfully yours,

SAMUEL R. QUINONES,
President of the Senate

ERNESTO RAMOS ANTONINI,
Speaker, House of Representatives

Communication filed.

COMMUNICATIONS FROM THE HOUSE

January 18, 1955

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. 4*, FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FIRST LEGISLATURE OF UTAH, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 4 was referred to the Rules Committee to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

January 19, 1955

Mr. President:

Your Rules Committee, to which were referred

S. C. R. No. 3 by Mr. Davis (State and Federal Affairs)

S. B. No. 6 by Messrs. Openshaw and Fowles (Political Subdivision)

S. B. No. 8 by Messrs. Day, Adams and Davis (Judiciary)

S. B. No. 9 by Messrs. Openshaw, Fowles and Day (Political Subdivisions)

S. B. No. 14 by Messrs. Lloyd, Fowles and Day (Business and Commerce)

S. B. No. 19 by Messrs. Thorn and Gibson (Highways and Aeronautics)

S. B. No. 20 by Mr. Woolley (Education)

S. B. No. 21 by Messrs. Anderson, Day and Openshaw (Fish and Game)

S. B. No. 24 by Messrs. Hopkin, Thorn and Gibson (Education)

S. B. No. 25 by Messrs. Davis, Mabey and Gronning (Business and Commerce)

S. B. No. 27 by Mr. Davis (Public Health, Welfare and Institutions)

S. B. No. 29 by Messrs. Openshaw, Hammond and Hafen (State and Federal Affairs)

S. B. No. 33 by Messrs. Day, Openshaw and Selvin (Agriculture and Irrigation)

S. B. No. 34 by Messrs. Openshaw, Day and Gronning (State and Federal Affairs)

S. B. No. 35 by Messrs. Day, Hafen and Mabey (Judiciary)

S. B. No. 41 by Messrs. Day, Hafen and Davis (Judiciary)

S. B. No. 42 by Messrs. Fowles and Day (Fish and Game)

S. B. No. 45 by Messrs. Day and Fowles (Judiciary)

S. B. No. 46 by Messrs. Day, Fowles and Hafen (Business and Commerce)

S. B. No. 47 by Messrs. Day, Fowles and Hafen (Business and Commerce)

•*S. B. No. 50* by Messrs. Gibson and Mabey (Business and Commerce)

S. B. No. 51 by Messrs. Gibson and Mabey (Business and Commerce)

S. B. No. 53 by Mr. Gronning (Political Subdivisions)

S. B. No. 55 by Messrs. Adams and Lloyd (Agriculture and Irrigation)

S. B. No. 56 by Messrs. Davis and Selvin (Education)

S. B. No. 58 by Mr. Davis (State and Federal Affairs)

*S. B. No. 61 by Mr. Davis (Political Subdivisions)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

*Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the Committees indicated.

January 19, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred S. J. R. No. 1, by Messrs. Hopkin and Woolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 19, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred S. J. R. No. 2, by Messrs. Mabey, Hafen, and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 2 was placed on the Second Reading Calendar.

January 19, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 3*, by Messrs. Mabey, Kerr, and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. J. R. No. 3 was placed on the Second Reading Calendar.

January 19, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 1*, by Messrs. Hopkin and Woolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 1 was placed on the Second Reading Calendar.

January 18, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 2*, by Messrs. Mabey, Clegg and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. KERR,
Chairman

Report filed.

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

January 18, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 3*, by Messrs. Mabey, Clegg and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. KERR,
Chairman

Report filed.

S. B. No. 3 was placed on the Second Reading Calendar.

January 19, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 12*, by Messrs. Hopkin and Woolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 18, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 15*, by Messrs. Day, Kerr and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLIFTON G. KERR,
Chairman

Report filed.

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

January 18, 1955

Mr. President:

Your Committee on Highway and Aeronautics, to which was referred *S. B. No. 16*, by Messrs. Hafen and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 16 was placed on the Second Reading Calendar.

January 18, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 18*, by Messrs. Clegg and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLIFTON G. KERR,
Chairman

Report filed.

S. B. No. 18 was placed on the Second Reading Calendar.

January 19, 1955

Mr. President:

Your Committee on Rules to which was referred S. *J. R. No. 4*, by Messrs. Bullen, Day and Stringham, entitled, "A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FIRST LEGISLATURE OF UTAH," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

S. J. R. No. 4 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 6 By Messrs. Day, Hammond and Fowles

A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF WILLIAM M. JARDINE, was read the first time.

On motion of Senator Fowles, the rules were suspended and *S. J. R. No. 6* was read the second and third times and placed on its final passage.

S. J. R. No. 6 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Lloyd, Openshaw and Tietjen.

S. J. R. No. 6 was transmitted to the House.

S. J. R. No. 7 By Messrs. Day, Hammond and Fowles

A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF GENERAL JOHN K. CANNON, was read the first time.

On motion of Senator Hammond, the rules were suspended and *S. J. R. No. 7* was read the second and third times and placed on its final passage.

S. J. R. No. 7 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Lloyd, Openshaw and Tietjen.

S. J. R. No. 7 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 65 By Mr. Clegg

AN ACT AMENDING SECTION 59-15-2(f), UTAH CODE ANNOTATED, 1953, PROVIDING THAT SALES OF SPRAYS AND INSECTICIDES FOR CONTROL OF INSECTS, PESTS, AND DISEASES IN COMMERCIAL PRODUCTION OF FRUITS, VEGETABLES, AND ANIMAL PRODUCTS SHALL BE DEEMED A WHOLESALE SALE AND EXEMPT FROM TAXATION, was read the first time and referred to the Committee on Rules.

S. B. No. 66 By Mr. Day

AN ACT AMENDING SECTION 67-7-13, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE APPOINTMENT OF DEPUTY DISTRICT ATTORNEYS AND DESCRIBING THEIR SALARIES AND QUALIFICATIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 67 By Messrs. Day, Hafen and Gronning

AN ACT AMENDING SECTION 20-2-20, UTAH CODE ANNOTATED 1953, RELATING TO TRANSFERRING FROM ONE VOTING DISTRICT TO ANOTHER, was read the first time and referred to the Committee on Rules.

S. B. No. 68 By Messrs. Day, Hafen and Gronning

AN ACT AMENDING SECTION 20-6-1, UTAH CODE ANNOTATED 1953, RELATING TO RIGHT OR PRIVILEGE TO VOTE—QUALIFICATIONS FOR, was read the first time and referred to the Committee on Rules.

S. B. No. 69 By Messrs. Day and Davis

AN ACT AMENDING SECTION 30-3-10, UTAH CODE ANNOTATED 1953, ALLOWING THE COURT DISCRETION IN AWARDING CUSTODY OF MINOR CHILDREN OF SEPARATED HUSBAND AND WIFE BASED UPON FINDING OF WHAT WOULD BE FOR THE BEST INTEREST OF SUCH CHILDREN, was read the first time and referred to the Committee on Rules.

S. B. No. 70 By Messrs. Hopkin, Hafen and Tietjen

AN ACT AMENDING SECTION 41-6-114, UTAH CODE ANNOTATED 1953, RELATING TO DESTRUCTIVE OR INJURIOUS MATERIALS ON PUBLIC HIGHWAYS; MAKING IT UNLAWFUL TO THROW OR DEPOSIT REFUSE OF ANY NATURE ON THE HIGHWAYS, AND PROVIDING A FINE FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 71 By Mr. Davis

AN ACT PROVIDING ENACTMENT OF A NEW SECTION UNDER TITLE 77, CHAPTER 62, UTAH CODE ANNOTATED, 1953, TO BE KNOWN AS SECTION 77-62-40a, AND PROVIDING FOR THE DEPUTIZATION OF OUT OF STATE AGENTS TO EFFECT THE RETURN OF PERSONS TO THIS STATE WHO HAVE VIOLATED THE TERMS OF THEIR PROBATION OR PAROLE AS GRANTED BY THIS STATE, was read the first time and referred to the Committee on Rules.

S. B. No. 72 By Mr. Fowles

AN ACT PROVIDING FOR THE ADMISSION AS PRIMA FACIE EVIDENCE OF DATA OBTAINED BY ELECTRONIC OR ELECTRICAL DEVICES RELATING TO THE SPEED OF MOTOR VEHICLES, PROVIDING FOR ARREST WITHOUT WARRANT, AND REQUIRING ADEQUATE WARNING OF THE MOTOR VEHICLE OPERATOR, was read the first time and referred to the Committee on Rules.

S. B. No. 73 By Messrs. Day, Tietjen and Selvin

AN ACT TO REGULATE THE PRACTICE OF SERVICING TELEVISION AND RADIO RECEIVING EQUIPMENT AND TO PROVIDE FOR THE EXAMINATION AND LICENSING OF TELEVISION AND RADIO TECHNICIANS, AND THE LICENSING OF TELEVISION AND RADIO APPRENTICES, SERVICE CONTRACTORS, AND SERVICE DEALERS; PROVIDING FOR THE ISSUANCE OF LICENSES: PROVIDING FOR THE REVOKING OF LICENSES; FIXING FEES TO BE PAID; AUTHORIZING THE DEPARTMENT OF REGISTRATION TO MAKE AND ENFORCE RULES AND REGULATIONS; PROVIDING FOR APPEAL IN THE EVENT OF SUSPENSION OR REVOCATION OF LICENSE; AND PRESCRIBING PENALTIES FOR VIOLATION OF THIS ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 74 By Mr. Kerr

AN ACT AMENDING SECTION 24-1-1, UTAH CODE ANNOTATED 1953, RELATING TO THE BOARD OF FORESTRY AND FIRE CONTROL AND THE CHIEF FORESTER-FIRE WARDEN, AND PROVIDING THAT THE STATE LAND BOARD SHALL CONSTITUTE THE BOARD

OF FORESTRY AND FIRE CONTROL AND SHALL APPOINT, WITH THE APPROVAL OF THE GOVERNOR, THE CHIEF FORESTER-FIRE WARDEN, was read the first time and referred to the Committee on Rules.

S. B. No. 75 By Messrs. Clegg and Jenkins

AN ACT AMENDING SECTION 53-2-26, UTAH CODE ANNOTATED 1953, RELATING TO HEALTH EDUCATION REQUIREMENTS FOR TEACHERS IN UTAH SCHOOLS, was read the first time and referred to the Committee on Rules.

S. B. No. 76 By Messrs. Mabey, Hopkin and Kerr

AN ACT AMENDING SECTION 36-1-2, UTAH CODE ANNOTATED 1953, RELATING TO REPRESENTATION IN THE HOUSE OF REPRESENTATIVES, BY INCREASING TO TWO THE REPRESENTATIVES FROM THE SIXTH REPRESENTATIVE DISTRICT, AND THEREBY INCREASING THE TOTAL HOUSE OF REPRESENTATIVES' MEMBERSHIP TO SIXTY-ONE, was read the first time and referred to the Committee on Rules.

S. B. No. 77 By Messrs. Mabey, Hopkin and Woolley

AN ACT RELATING TO MEETINGS OF LEGISLATIVE BODIES OF STATE, SCHOOL, AND LOCAL AGENCIES; PROVIDING THAT ALL MEETINGS OF THE LEGISLATIVE BODIES OF STATE, SCHOOL, OR LOCAL AGENCIES SHALL BE OPEN AND PUBLIC, AND ENUMERATING CERTAIN EXCEPTIONS TO PERMIT EXECUTIVE SESSIONS, was read the first time and referred to the Committee on Rules.

On motion of Senator Hopkin, the Senate voted not to accept as a body any invitation to public institutions, but rather the committee concerned go as a group and any other member of the Senate interested be invited to go along with the committee.

On motion of Senator Kerr, the rules were suspended and the Senate voted to now consider bills on second reading.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider *S. B. No. 1.*

S. B. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the Senate recessed.

The Senate re-assembled.

Senator Tietjen, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Kerr, the Call of the Senate was lifted.

On motion of Senator Tietjen, the Senate adjourned until Thursday, January 20, 1955 at 2:00 P.M.

ELEVENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 20, 1955

The Senate was called to order at 2:00 P M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

January 20, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

January 19, 1955

Honorable Lamont F. Toronto
Secretary of State
The Capitol

Dear Mr. Toronto:

I am transmitting herewith *S. C. R. No. 1*, by Messrs. Stringham, Fowles, and Gronning, entitled "MEMORIALIZING CONGRESS TO AUTHORIZE THE COLORADO RIVER STORAGE PROJECT, INCLUDING ECHO PARK DAM AND PARTICIPATING PROJECTS," which I signed on January 18.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

January 20, 1955

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. 6*, by Messrs. Day, Hammond, and Fowles, entitled "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF WILLIAM M. JARDINE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

January 20, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 7*, by Messrs. Day, Hammond, and Fowles, entitled "A JOINT RESOLUTION OF CONDOLENCE

TO THE FAMILY OF GENERAL JOHN K. CANNON," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 7 was referred to the Committee on Rules to be enrolled and engrossed.

January 20, 1955

Mr. President:

I am directed 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. 4*, "A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FIRST LEGISLATURE OF UTAH," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 4 was transmitted to the Secretary of State.

January 19, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 12*, by Messrs. Davis and Gunther, entitled, "AN ACT AMENDING SECTION 76-23-7, UTAH CODE ANNOTATED 1953, RELATING TO THE DISCHARGE OF FIRE-ARMS FROM A VEHICLE UPON, ALONG, OR ACROSS A PUBLIC HIGHWAY AND PROVIDING A PENALTY THEREOF," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 12 was read the first time and referred to the Committee on Judiciary.

On motion of Senator Hopkin, the Senate voted that with the permission of Senator Anderson, chairman of the Fish and Game Committee, *S. B. No. 43* be lifted from his committee and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

January 20, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 26 by Mr. Davis (Public Health, Welfare and Institutions)

S. B. No. 28 by Mr. Davis (Public Health, Welfare and Institutions)

S. B. No. 48 by Messrs. Mabey, Adams, and Bullen (Agriculture and Irrigation)

S. B. No. 52 by Mr. Gibson (Judiciary)

S. B. No. 57 by Messrs. Davis and Openshaw (Political Subdivisions)

S. B. No. 59 by Messrs. Davis, Openshaw, and Fowles (Political Subdivisions)

S. B. No. 60 by Messrs. Davis, Day, and Hammond (Political Subdivisions)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 20, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 17*, by Messrs. Day, Fowles and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

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

January 20, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 10*, by Messrs. Openshaw and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

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

January 20, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 30*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

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

January 20, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 36*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 36 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 78 By Messrs. Hafen, Tietjen and Hopkin

AN ACT RELATING TO AND PROVIDING FOR STANDARDS OF ELIGIBILITY TO OBTAIN STATE FUNDS TO MEET EMERGENCY SUPPLEMENTAL NET BUILDING NEEDS; DIRECTING THE STATE

BOARD OF EDUCATION TO PRESCRIBE MINIMUM SCHOOL PLANT STANDARDS; PROVIDING FOR APPROVAL OF PLANS AND SUPERVISION OF CONSTRUCTION; AUTHORIZING SCHOOL DISTRICTS TO MAKE SCHOOL BUILDING LEVIES; APPROPRIATING THE SUM OF TWO MILLION ONE HUNDRED THIRTY THOUSAND DOLLARS ($2,130,000) FOR EMERGENCY SUPPLEMENTAL STATE AID IN ADDITION TO APPROPRIATIONS PREVIOUSLY MADE; ESTABLISHING CERTAIN PRIORITIES AND PROVIDING FOR THE DISTRIBUTION OF STATE AID AND THE CONDITIONS PRECEDENT THERETO, was read the first time and referred to the Committee on Rules.

S. B. No. 79 By Messrs. Day and Adams

AN ACT AMENDING SECTIONS 78-51-21 AND 78-51-22, UTAH CODE ANNOTATED, 1953, RELATING TO ATTORNEYS AND COUNSELORS, was read the first time and referred to the Committee on Rules.

S. B. No. 80 By Messrs. Anderson, Bullen and Adams

AN ACT AUTHORIZING THE UTAH STATE AGRICULTURAL COLLEGE ACTING BY AND THROUGH ITS BOARD OF TRUSTEES TO PURCHASE CERTAIN HEREINAFTER DESCRIBED TRACTS OF REAL PROPERTY, was read the first time and referred to the Committee on Rules.

S. B. No. 81 By Mr. Day

AN ACT AMENDING SECTION 67-8-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126, SECTION 1, LAWS OF UTAH 1953; RELATING TO THE TERMS OF OFFICES OF DISTRICT COURT JUDGES, THEIR COMPENSATION, PROVIDING AND AUTHORIZING COUNTIES TO PAY DISTRICT COURT JUDGES SUCH SALARY AS MAY BE DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF SUCH COUNTY, PROVIDING FOR MAXIMUM COMPENSATION AND SALARY, AND PROVIDING FOR ACTUAL AND NECESSARY EXPENSES WHEN HOLDING COURT OUTSIDE THE COUNTY IN WHICH THE JUDGE RESIDES, was read the first time and referred to the Committee on Rules.

S. B. No. 82 By Messrs. Woolley and Fowles

AN ACT AMENDING SECTION 32-4-2, UTAH CODE ANNOTATED 1953, RELATING TO PUBLIC SERVICE LIQUOR LICENSES, AND PROVIDING THAT SUCH LICENSES MAY BE ISSUED TO AIRLINES WITH REGULARLY SCHEDULED FLIGHTS INTO AND THROUGH THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 83 By Messrs. Openshaw and Day

AN ACT AMENDING SECTION 32-8-57, UTAH CODE ANNOTATED 1953, REQUIRING THE DEPARTMENT OF PUBLIC SAFETY

TO INITIATE AND CARRY ON PROSECUTIONS FOR VIOLATIONS OF THE LIQUOR CONTROL ACT AND REQUIRING THE DEPARTMENT OF PUBLIC SAFETY TO MAINTAIN AN ENFORCEMENT PROVISION TO ENFORCE THE LIQUOR CONTROL ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 84 By Mr. Day

AN ACT PROVIDING FOR PROPER AND ABUNDANT ILLUMINATION OF AND UNOBSTRUCTED WINDOWS INTO PUBLIC HALLS, MEETING PLACES, PLACES OF ENTERTAINMENT, RESTAURANTS, CAFETERIAS, CAFES, BEER HALLS, TAVERNS, CABARETS, DANCE HALLS, DANCING SCHOOLS AND ANY OTHER ENCLOSED PUBLIC PLACE, was read the first time and referred to the Committee on Rules.

S. B. No. 85 By Messrs. Jenkins and Clegg

AN ACT AMENDING SECTION 53-6-12, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 31 SPECIAL SESSION LAWS 1953, AND SECTION 53-6-13, UTAH CODE ANNOTATED 1953, RELATING TO ENUMERATION OF THE SCHOOL POPULATION OF ALL CHILDREN UNDER EIGHTEEN YEARS OF AGE, was read the first time and referred to the Committee on Rules.

S. B. No. 86 By Messrs. Day and Anderson

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 23-5-6, RELATING TO HOLDING FIELD MEETS OR TRIALS, AND RETRIEVER MEETS OR TRIALS WHERE DOGS ARE PERMITTED TO WORK IN EXHIBITION OR CONTEST BY RETRIEVING WOUNDED GAME BIRDS LAWFULLY PURCHASED, AND FOR SECURING PERMISSION THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 87 By Messrs. Gibson, Thorn and Hopkin

AN ACT TO PROVIDE FOR AN ALTERNATIVE OPTIONAL METHOD OF DETERMINING THE UTAH INCOME TAX OF A RESIDENT OF THIS STATE BY PERMITTING A STANDARD DEDUCTION IN LIEU OF ITEMIZING DEDUCTIONS UNDER THE UTAH INCOME TAX CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 88 By Messrs. Gibson, Thorn and Hopkin

AN ACT AMENDING SECTIONS 59-14-1, 59-14-9, 59-14-34, 59-14-36, 59-14-37, 59-14-69, 59-14-71 AND 59-14-72, UTAH CODE ANNOTATED 1953, RELATING TO INDIVIDUAL INCOME TAX; DEFINITION OF THE TERM RESIDENT FOR TAX PURPOSES; RECOGNITION OF GAIN OR LOSS ON SALE OF RESIDENCE; CHANGING ASSESSMENT PE-

RIOD TO THREE YEARS; EXTENDING LIMITATION TO SIX YEARS FOR FAILURE TO REPORT 25% OR MORE OF GROSS INCOME; EXTENDING PERIOD FOR TAX REFUNDS TO THREE YEARS; CREDITS AGAINST NET INCOME OF NON-RESIDENTS; APPLICATION OF PROVISIONS OF THE ACT AFTER DECEMBER 31, 1954; AND PROVIDING FOR RECIPROCAL EXCHANGE OF INFORMATION; ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 59-14-4, 59-14-5, 59-14-7, 59-14-16 AND 59-14-68, UTAH CODE ANNOTATED 1953, DEFINING GROSS INCOME AND BUSINESS EXPENSES AND THE BASIS FOR DETERMINATION; DEFINING NET INCOME AND DEDUCTIONS ALLOWED; CREDITS AGAINST NET INCOME EXEMPTIONS; REQUIREMENTS FOR FILING RETURNS, AND INCOME OF NON-RESIDENTS FROM SOURCES WITHIN THE STATE; REPEALING SECTIONS 59-14-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 108, LAWS OF UTAH 1953, 59-14-7 AND 59-14-16, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 114, LAWS OF UTAH 1953, 59-14-73, 59-14-74 AND 59-14-75, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 115, LAWS OF UTAH 1953, AND REPEALING 59-14-5, 59-14-68, 59-14-76, 59-14-77, 59-14-78, 59-14-79 AND 59-14-80, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 89 By Messrs. Day, Fowles and Tietjen

AN ACT AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 96, LAWS OF UTAH 1953, RELATING TO AN ELECTRICAL ADVISORY COMMITTEE IN THE DEPARTMENT OF REGISTRATION AND ENACTING A NEW CHAPTER TO BE KNOWN AS CHAPTER 22, TITLE 58, UTAH CODE ANNOTATED 1953, RELATING TO THE LICENSING OF ELECTRICAL CONTRACTORS, ELECTRICAL WORKMEN, AND ELECTRICAL INSPECTORS AND PRESCRIBING ELECTRICAL STANDARDS FOR WORKMENSHIP AND MATERIALS, was read the first time and referred to the Committee on Rules.

On motion of Senator Adams, the Senate resolved itself into a Committee of the Whole.

Mr. Blair Burwell appeared before the Committee of the Whole.

On motion of Senator Adams, the Committee of the Whole was dissolved.

UNFINISHED BUSINESS

S. B. No. 1, being unfinished business, was before the Senate.

On motion of Senator Hopkin, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

On motion of Senator Hopkin, the Committee of the Whole was dissolved.

On motion of Senator Openshaw, the Senate recessed.

The Senate re-assembled.

Senator Day, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Hopkin, the Call of the Senate was lifted.

On motion of Senator Hafen, *S. B. No. 1* was amended as follows:

Page 2, lines 21-22, strike "thirteen thousand five hundred (13,500)" and insert in lieu thereof "eleven thousand five hundred (11,500)."

Page 2, lines 30-31, strike the deletion brackets and the words "one representative."

Page 2, line 32, strike the deletion brackets, also the word "two" and insert in lieu thereof "three".

Page 3, line 1, strike the word "six" and insert in lieu thereof "seven".

Page 3, line 3, strike the word "two" and insert in lieu thereof "three."

Page 3, line 5, strike the word "twenty" and insert in lieu thereof "twenty four".

Page 3, line 8, strike the word "six" and insert in lieu thereof "seven".

Page 3, line 27, strike "1957" and insert in lieu thereof "1955".

Page 4, line 17, strike "1958" and insert in lieu thereof "1956".

Page 5, delete all of Section 4 to include lines 18-19.

Page 1, delete all of lines 3-4-5-6-7-8-9-10 and 11 inclusive and insert in lieu thereof:

36-1-1. Representation in the senate of the state shall be on a basis of one senator for [each twenty-seven thousand inhabitants, or major fraction thereof, residing within the senatorial district; provided, that each senatorial district shall be entitled to at least one senator. Until otherwise provided by law the] the first nineteen thousand inhabitants, or major fraction thereof, and one additional senator for each additional fifty-five thousand inhabitants, or major fraction thereof, residing within the senatorial district. The number, boundaries and senatorial representation of such districts shall be as follows:

S. B. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Bullen, Day, Gronning, Selvin (explained vote) and Stringham.

Absent and not voting: Senator Fowles.

On motion of Senator Gibson, the Senate adjourned until Friday, January 21, 1955 at 10:00 A.M.

TWELFTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 21, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Fowles, excused.

Prayer by the Chaplain.

January 21, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 20, 1955

Mr. President:

Your Rules Committee, to which were referred

S. *B. No. 70* by Messrs. Hopkin, Hafen, Tietjen
(Highways and Aeronautics)

S. *B. No. 68* by Messrs. Day, Hafen, Gronning
(State and Federal Affairs)

•S. *B. No. 65* by Mr. Clegg (Agriculture and Irrigation)

S. *B. No. 63* by Messrs. Bullen, Hafen, Gibson (Judiciary)

•S. *B. No. 69* by Messrs. Day, Davis
(Public Health, Welfare and Institutions)

S. *B. No. 62* by Messrs. Bullen, Hafen, Gibson (Judiciary)

S. *B. No. 66* by Mr. Day (Political Subdivisions)

S. *B. No. 5* by Mr. Selvin
(Public Health, Welfare and Institutions)

S. *B. No. 74* by Mr. Kerr (Agriculture and Irrigation)

S. *B. No. 75* by Messrs. Clegg, Jenkins (Education)

S. *B. No. 76* by Messrs. Mabey, Hopkin, Kerr
(State and Federal Affairs)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 20, 1955

Mr. President:

Your Committee on Rules to which was referred S. *J. R. No. 7*, by Messrs. Day, Hammond and Fowles, entitled, A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF GENERAL JOHN K. CANNON, to be

engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Report filed.

S. J. R. No. 7 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

January 20, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 6*, by Messrs. Day, Hammond and Fowles, entitled, A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF WILLIAM M. JARDINE, to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Report filed.

S. J. R. 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.

January 20, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 22*, by Messrs. Hopkin, Thorn and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 22 was placed on the Second Reading Calendar.

January 20, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 23*, by Messrs. Hopkin, Thorn and Gibson, has carefully considered said bill and reprots the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 23 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. R. No. 1 By Bullen, Hopkin and Stringham

RESOLUTION APPROVING AND CONSENTING TO ASSIGNMENT AND CONVEYANCE TO REVEST TITLE OF PROPERTY IN LOGAN AND NORTHERN IRRIGATION COMPANY, was read the first time.

On motion of Senator Hopkin, the rules were suspended and *S. R. No. 1* was read the second and third times and placed on its final passage.

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

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Hammond, Hopkin, Kerr, Lloyd, Mabey, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Gronning, Hafen, Jenkins, Openshaw, Thorn and Woolley.

S. C. R. No. 4 By Mr. Day

A CONCURRENT RESOLUTION MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES TO PROPOSE BY JOINT RESOLUTION, OR CALL A CONSTITUTIONAL CONVENTION FOR, THE REPEAL OF THE SIXTEENTH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 90 By Messrs. Fowles and Jenkins

AN ACT APPROPRIATING ONE MILLION FOUR HUNDRED

SIXTY-FIVE THOUSAND DOLLARS ($1,465,000.00) TO WEBER COLLEGE OF THE STATE OF UTAH FOR THE PURPOSE OF MAKING CAMPUS IMPROVEMENTS AND CONSTRUCTING CERTAIN BUILDINGS ON THE WEBER COLLEGE CAMPUS AT OGDEN, UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 91 By Messrs. Fowles and Jenkins

AN ACT AUTHORIZING, EMPOWERING AND DIRECTING WEBER COLLEGE TO PURCHASE CERTAIN DESCRIBED REAL ESTATE ADJACENT TO AND TO BECOME A PART OF THE WEBER COLLEGE CAMPUS AT OGDEN, UTAH, AND APPROPRIATING NINETY-SEVEN THOUSAND ONE HUNDRED FIFTY DOLLARS ($97,150.00) TO THE SAID WEBER COLLEGE TO PAY THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 92 By Mr. Lloyd

AN ACT AMENDING SECTIONS 13-5-7 AND 13-5-9, UTAH CODE ANNOTATED 1953, A PART OF THE UNFAIR PRACTICES ACT, TO PROVIDE THAT IT IS UNLAWFUL TO ADVERTISE, OFFER TO SELL OR SELL ANY MERCHANDISE AT LESS THAN COST; DEFINING COST TO INCLUDE CASH DISCOUNTS, THE VALUE OF TRADING STAMPS AND DIRECT CONCESSIONS ISSUED TO A PURCHASER; AND PROVIDING FOR THE DETERMINATION OF COST WHEN ONE OR MORE ITEMS ARE ADVERTISED, OFFERED FOR SALE, SOLD, TIED IN OR COMBINED WITH THE SALE OF ONE OR MORE OTHER ITEMS, was read the first time and referred to the Committee on Rules.

S. B. No. 93 By Messrs. Kerr and Thorn

AN ACT AMENDING SECTIONS 41-1-1, 41-1-19, 41-1-20, 41-1-30, 41-1-31, 41-1-36, 41-1-57, 41-1-58, 41-1-64, 41-1-88, 41-1-93, 41-1-94, 41-1-128, UTAH CODE ANNOTATED 1953, RELATING TO MOTOR VEHICLE REGISTRATION; PROVIDING A BASIS FOR REGISTERING AND COLLECTING FEES ON ALL VEHICLES ENGAGED IN INTERSTATE COMMERCE WHICH ARE IN EXCESS OF MINIMUM WEIGHT CLASSIFICATIONS; PROVIDING A SINGLE IDENTIFICATON NUMBER FOR REGISTERING MOTOR VEHICLES; PROVIDING FOR REGISTRATION INDICES TO CONFORM TO A SINGLE IDENTIFICATION NUMBER ON MOTOR VEHICLES; ELIMINATING THE ADDITIONAL MOTOR VEHICLE INSPECTION WHERE TITLE IS TRANSFERRED TO A NEW OWNER; PROVIDING FOR SPECIAL DEALER PLATES TO BE ISSUED IN CONSECUTIVE ORDER; PROVIDING FOR THE DELETION OF THE SPECIAL MILEAGE TAX DECLARED UNCONSTITUTIONAL; ENACTING A NEW SECTION TO BE KNOWN AS SECTION 41-1-127, UTAH CODE ANNOTATED 1953, PROVIDING FOR REGISTRATION FEES BASED ON GROSS LADEN WEIGHT; REPEALING SECTIONS 41-1-29 AND 41-1-127, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 94 By Messrs. Day and Adams

AN ACT PROVIDING FOR PUNISHMENT FOR UNLAWFUL ENTRY, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 1 was read the third time and placed on its final passage.

On motion of Senator Openshaw, *S. B. No. 1* was made a Special Order of Business for Monday, January 24, 1955 at 3:30 P.M.

On motion of Senator Woolley, the Senate voted that when they recess they recess until 2:00 P.M.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Woolley, *S. J. R. No. 1* was made a Special Order of Business for Monday, January 24, 1955 immediately following disposition of *S. B. No. 1*.

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

Committee report read and adopted.

The Senate recessed.

AFTERNOON SESSION

The Senate reconvened at 2:00 P.M. President Burton in the chair.

UNFINISHED BUSINESS

S. B. No. 12, being Unfinished Business, was before the Senate.

S. B. No. 12 was read the third time and placed on its final passage.

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

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Gibson, Gronning, Hafen (explained vote), Hammond, Jenkins, Lloyd, Mabey, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen, Kerr, Stringham and Tietjen.

Absent and not voting: Senators Fowles, Hopkin, Openshaw and Woolley.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 2 was read the second time.

Committee report read and adopted.

S. J. R. No. 2 failed to pass on Second Reading on the following roll call:

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

Those voting in the affirmative were: Senators Bullen, Clegg, Davis, Hafen, Kerr, Openshaw and Thorn.

Those voting in the negative were: Senators Adams, Anderson, Day, Gibson, Gronning, Hammond, Jenkins, Lloyd, Mabey, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Fowles and Hopkin.

Senator Mabey served notice that on the next legislative day he would ask the Senate to reconsider its vote by which *S. J. R. No. 2* failed of passage.

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

Committee report read and adopted.

S. J. R. No. 3 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 5; Absent, 3.

Those voting in the affirmative were: Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Tietjen and Woolley.

Those voting in the negative were: Senators Adams, Jenkins, Selvin, Stringham and Thorn.

Absent and not voting: Senators Fowles, Hopkin and Mr. President.

On motion of Senator Gibson, the Senate adjourned until Monday, January 24, 1955, at 2:00 P.M.

FIFTEENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 24, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present except Senators Hafen and Stringham, excused.

Prayer by the Chaplain.

January 24, 1955

Mr. President:

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

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

The President appointed Senators Hammond, Jenkins and Tietjen to read and revise the Journal for two weeks commencing January 25, 1955.

On motion of Senator Lloyd, the Senate voted that when they adjourn tomorrow, January 25, 1955, they adjourn at 3:30 P.M. and stand adjourned until Wednesday, January 26, 1955 at 2:00 P.M.

COMMUNICATIONS FROM THE GOVERNOR

January 21, 1955

Honorable C. Taylor Burton, President
Members and Employees of the Utah Senate

Dear Mr. President, Members and Employees of the Senate:

Mrs. Lee and I cordially invite you to our residence at 603 East South Temple the evening of February 9, for the annual reception.

Invitations will be mailed within the immediate future to each one of you and will permit you to bring your partner to this function.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

January 21, 1955

Honorable C. Taylor Burton, President
Utah State Senate

Dear Mr. President and Members of the Senate:

In compliance with State Laws, I am submitting the following interim appointments to your Honorable Body for advice and consent:

MEMBERS, BOARD ON ALCOHOLISM:

Joseph M. Warner, Midvale, and Robert M. Hoggan, Ogden, for unexpired terms ending March 1, 1955.

MEMBER, ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Mrs. William G. Shelton, Murray, for five-year term ending March 1, 1959.

MEMBERS, STATE COURSE OF STUDY (TEXTBOOK) COMMISSION:

H. H. Fisher and Brig. Gen. Franklin Riter, Salt Lake City, for terms expiring June 30, 1955; Mrs. Henry Ruggeri, Price, Joseph Rosenblatt, Salt Lake City, and Mrs. George Worthen, Provo, for terms expiring June 30, 1956.

COMMISSIONER, DEPARTMENT OF ENGINEERING:

Lorenzo J. Bott, Brigham City, for unexpired term ending March 1, 1957.

DIRECTORS, STATE FAIR ASSOCIATION:

C. H. Vance, Provo, and C. J. Smout, Slaterville, for unexpired terms ending June 1, 1955.

COMMISSIONER, DEPARTMENT OF FINANCE:

Herbert F. Smart, Salt Lake City, for unexpired term ending March 1, 1959.

MEMBER, STATE HEALTH BOARD:

Leonard A. Higgins, Salt Lake City, for seven-year term ending March 1, 1961.

MEMBER, WATER POLLUTION CONTROL BOARD:

E. J. Fjeldsted, North Ogden, for eight-year term ending March 1, 1962.

MEMBER, HISTORICAL SOCIETY BOARD OF CONTROL:

N. G. Morgan, Sr., Salt Lake City, for unexpired term ending April 1, 1957.

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Louis R. Watts, Salt Lake City, for unexpired term ending July 1, 1955.

MEMBER, HIGHWAY PATROL CIVIL SERVICE COMMISSION:

Gomer Peacock, Price, for four-year term ending January 1, 1958.

COMMISSIONER, STATE TAX COMMISSION:

Byron D. Jones, Salt Lake City, for unexpired term ending March 1, 1957.

MEMBER, COMMISSION FOR UNIFORMITY OF LEGISLATION:

Harley W. Gustin, Salt Lake City, for unexpired term ending July 1, 1955.

MEMBER, UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

LeGrand Richards, Salt Lake City, for unexpired term ending July 1, 1957.

MEMBERS, UTAH WATER AND POWER BOARD:

David A. Scott, Ogden, and Leo C. Harvey, Pleasant Grove, for unexpired terms ending March 1, 1956.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

January 22, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In my budget message, I recommended that the sum of $25,000 be appropriated from the Emergency Relief fund to provide for maintenance and

repair at the Governor's residence. The amount recommended was rather arbitrary, basd on some previous estimates that had been made.

I am enclosing herewith two copies of a letter from the State Building Board in which the itemized costs of maintenance and repairs are listed. Please note that the total cost of these items is $42,015, not including engineer and architect fees.

My recommendation to the Legislature was that we either adequately repair the residence or consider giving it up. I am submitting the letter from the State Building Board to your attention to detail the approproximate cost of adequate repairs.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Committee on Appropriations.

ENCLOSURE TO GOVERNOR'S LETTER

January 20, 1955

The Honorable Governor J. Bracken Lee
State of Utah
Building

Re: Governor's Mansion

Dear Governor Lee:

As the result of a recent inspection of the Governor's mansion, we are transmitting herewith recommendations for the renovation of specific items to the building. These items will be enumerated in a paragraph to follow.

We cannot over-emphasize the urgency and need for immediate attention to the items of repair as listed, for this building is in a deplorable state of repair, and provided something is not done in the immediate future to correct the existing conditions, exorbitant costs will be involved. It is of the utmost importance that hazardous conditions be corrected at once, such as the deterioration of the cornice.

We enumerate the items and costs for your consideration:

Item #1. Sandblast the exterior of both the mansion and garage.

Manison	$ 3,960
Garage	620

Item #2. Replacement of existing cornice and patching of exterior walls and porches after sandblasting..... 16,050

Item #3.	Roof and roof flashing repairs.....	1,000
Item #4.	Painting and painting interior of the mansion, including cleaning and polishing of all hardwood paneling	6,080
	Painting wood trim on exterior of building	790
	Painting of garage roof	225
	Painting of all window frames and all exterior wood trim on garage	90
Item #5.	Changes and additions to heating system as outlined in a report dated January 14 from J. F. Heath, Consulting Engineer	7,750
	Attic Insulation	1,350
Item #6.	Plumbing repairs and replacements	2,000
Item #7.	Conversion of coal-fired boiler to gas-fired	2,100
	GRAND TOTAL	$42,015

Over and above the other costs, it must be taken into consideration the employment of professional services such as architects and engineers to prepare necessary plans and specifications. These services should cost approximately 6% of such repairs requiring those services.

Time did not permit a detailed investigation of the electrical distribution system and we recommend that a person skilled in this phase be employed to study what changes may be required.

We reiterate the necessity of corrective measures being initiated immediately.

Very truly yours,

STATE BUILDING BOARD

JAMES A. WADE,
Supt. of Construction

Communication filed.

COMMUNICATIONS FROM THE HOUSE

January 21, 1955

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. 5*, CONGRATULATING THE CIVILIAN EMPLOYEES ASSOCIATION OF THE NAVAL SUPPLY DEPOT AT CLEARFIELD, AND OTHERS FOR RAISING FUNDS TO BRING THE WIFE AND SIX CHILDREN OF MIKE KATSENEVAS FROM GREECE TO SALT LAKE CITY, UTAH, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 5 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

January 21, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 32 by Messrs. Mabey and Hafen (Judiciary)

S. B. No. 67 by Messrs. Day, Hafen and Gronning (Political Subdivisions)

S. B. No 71 by Mr. Davis (State and Federal Affairs)

S. B. No. 72 by Mr. Fowles (Highways and Aeronautics)

•*S. B. No. 78* by Messrs. Hafen, Tietjen and Hopkin (Education)

S. B. No. 79 by Messrs. Day and Adams (Judiciary)

S. B .No. 80 by Messrs. Anderson, Bullen and Adams (Education)

S. B. No. 81 by Mr. Day (Judiciary)

S. B. No. 82 by Messrs. Woolley and Fowles (Business and Commerce)

•*S. B. No.* 83 by Messrs. Openshaw and Day (Judiciary)

•*S. B. No. 84* by Mr. Day (Judiciary)

S. B. No. 85 by Messrs. Jenkins and Clegg (Education)

S. B. No. 87 by Messrs. Gibson, Thorn and Hopkin (Revenue and Taxation)

S. B. No. 88 by Messrs. Gibson, Thorn and Hopkin (Revenue and Taxation)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

*Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 24, 1955

Mr. President:

Your Committee on Rules to which was referred S. *R. No. 1* by Messrs. Bullen, Hopkin and Stringham, entitled, A RESOLUTION OF THE SENATE OF THE THIRTY-FIRST LEGISLATURE APPROVING AND CONSENTING TO ASSIGNMENT AND CONVEYANCE TO REVEST TITLE OF PROPERTY IN THE LOAN AND NORTHERN IRRIGATION COMPANY AS REQUIRED UDER SECTION 73-10-4, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 133, LAWS OF UTAH, 1953, to be engrossed, has been examined by this Committee who has carefully compared the Resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Report filed.

S. *R. No. 1* was signed by the President in open session in the presence of the Senate and was transmitted to the Secretary of State.

January 24, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred S. *B. No. 48*, by Messrs. Mabey, Adams and Bullen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. *B. No. 48* was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 55*, by Messrs. Adams and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 55 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. C. R. No. 2*, by Messrs. Day, Gronning and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. C. R. No. 2 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 37*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 37 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 41*, by Messrs. Day, Hafen and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 41 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 43*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

On motion of Senator Day, the enacting clause of *S. B. No. 43* was struck.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 45*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 45 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 8*, by Messrs. Day, Adams and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 8 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 35*, by Messrs. Day, Hafen and Mabey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 35 was placed on the Second Reading Calendar.

January 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 12*, by Messrs. Davis and Gunther, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

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

January 24, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 28*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON KERR,
Chairman

Report filed.

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

January 24, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 27*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON KERR,
Chairman

Report filed.

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

January 24, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 26*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON KERR,
Chairman

Report filed.

S. B. No. 26 was placed on the Second Reading Calendar.

January 21, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 13*, by Messrs. Hafen and Stringham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

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

INTRODUCTION OF BILLS

S. B. No. 95 By Mr. Hafen

AN ACT TO PROVIDE FOR THE REGISTRATION AND PROTECTION OF TRADE-MARKS; ESTABLISHING THE TERMS AND CONDITIONS OF REGISTRATION; LIMITING THE DURATION OF EXISTING AND FUTURE TRADE-MARKS TO TEN YEARS UNLESS RENEWED; PROVIDING FOR ASSIGNMENT, A PUBLIC RECORD, CANCELLATION AND CLASSIFICATION OF TRADE-MARKS; DEFINING INFRINGEMENT AND FRAUDULENT REGISTRATION AND REMEDIES FOR THE OWNER OF A TRADE-MARK; MAKING THE UNAUTHORIZED USE, SALE OR DEFACING OF A TRADE-MARK OR ANY CONTAINER CONTAINING A TRADE-MARK UNLAWFUL BY AMENDING SECTIONS 76-59-4 AND 76-59-5, UTAH CODE ANNOTATED 1953 AND ENACTING NEW SECTIONS TO BE KNOWN AS 76-59-6, 76-59-7, AND 76-59-8, UTAH CODE ANNOTATED 1953; AND REPEALING CHAPTER 1 AND CHAPTER 2 OF TITLE 70, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 128, LAWS OF UTAH 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 96 By Mr. Thorn

AN ACT TO REGULATE THE PRACTICES OF ENGINEERING AND LAND SURVEYING; PROVIDING FOR THE REGISTRATION OF QUALIFIED PERSONS AS PROFESSIONAL ENGINEERS AND LAND SURVEYORS, AND PROVIDING FOR THE CERTIFICATION OF ENGINEERS-IN-TRAINING; DEFINING THE TERMS "ENGINEER," "PROFESSONAL ENGINEER," "ENGINEER," "ENGINEER-IN-TRAINING," "PRACTICE OF ENGINEERING", "LAND SURVEYOR", AND "PRACTICE OF LAND SURVEYING"; PROVIDING FOR A COMMITTEE OF ENGINEERING EXAMINERS FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THE APPOINTMENT OF ITS MEMBERS; FIXING THE TERMS OF THE MEMBERS OF SAID COMMITTEE AND DEFINING ITS POWERS AND DUTIES; SETTING FORTH THE MINIMUM QUALIFICATIONS AND OTHER REQUIREMENTS FOR REGIS-

TRATION; ESTABLISHING FEES WITH EXPIRATION AND RENEWAL REQUIREMENTS; IMPOSING CERTAIN DUTIES UPON THE STATE AND POLITICAL SUBDIVISIONS THEREOF IN CONNECTION WITH PUBLIC WORK AND PROVIDING FOR THE ENFORCEMENT OF THIS ACT AND PENALTIES FOR ITS VIOLATION; AND REPEALING CHAPTER 10 TITLE 58, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 97 By Messrs. Clegg and Thorn

AN ACT AMENDING SECTION 34-5-1, UTAH CODE ANNOTATED 1953, RELATING TO THE EMPLOYMENT OF MINORS, was read the first time and referred to the Committee on Rules.

S. B. No. 98 By Messrs. Hammond and Fowles

AN ACT AMENDING SECTIONS 39-1-18 AND 39-1-21, UTAH CODE ANNOTATED 1953, RELATING TO THE DUTIES, QUALIFICATIONS AND SALARY OF THE ASSISTANT ADJUTANT GENERAL AND THE SALARY, BOND AND DUTIES OF THE ADJUTANT GENERAL; INCREASING THE SALARY OF THE ASSISTANT ADJUTANT GENERAL TO $6,500 PER YEAR AND INCREASING THE SALARY OF THE ADJUTANT GENERAL TO $7,500 PER YEAR, was read the first time and referred to the Committee on Rules.

S. B. No. 99 By Messrs. Tietjen, Fowles and Mabey

AN ACT TO AMEND TITLE 16, CHAPTER 3, SECTION 1, UTAH CODE ANNOTATED 1953, PROVIDING FOR CREATION OF JOINT TENANCY IN STOCK SHARES AND CERTIFICATES BY THE TRANSFER BY THE SOLE OWNER OR TENANTS IN COMMON THEREOF TO THE SAID OWNER OR OWNERS AND ONE OR MORE OTHERS, was read the first time and referred to the Committee on Rules.

Senator Mabey, having voted on the prevailing side moved that the Senate do re-consider its action on *S. J. R. No. 2.*

Motion carried.

S. J. R. No. 2 was before the Senate for its re-consideration.

On motion of Senator Mabey, *S. J. R. No. 2* was tabled.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Tietjen, *S. B. No. 12* retained its position at the head of the Third Reading Calendar.

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:

Yeas, 13; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gibson, Hopkin, Kerr, Lloyd, Mabey, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Adams, Fowles, Gronning, Hammond, Jenkins, Selvin and Thorn.

Absent and not voting: Senators Hafen, Openshaw and Stringham.

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

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 16 was read the second time.

Committee report read and adopted.

S. B. No. 16 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen Woolley and Mr. President.

Absent and not voting: Senators Hafen, Openshaw and Stringham.

S. B. No. 15 was read the second time.

Committee report read and adopted.

S. B. No. 15 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Hafen, Openshaw and Stringham.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

President Burton appointed Senators Mabey, Hafen, Stringham, Hopkin and Selvin as the Special Committee on Appointments.

SPECIAL ORDER

S. B. No. 1, being a Special Order of Business, was before the Senate.

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

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Those voting in negative were: Senators Day and Selvin.

Absent and not voting: Senators Adams, Hafen and Stringham.

S. B. No. 1 was transmitted to the House.

S. J. R. No. 1, being a Special Order of Business, was before the Senate.

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

Committee report read and adopted.

On motion of Senator Woolley, *S. J. R. No. 1* was amended as follows:

Page 1, line 14, strike the words "sixty one" and insert in lieu thereof "seventy."

Page 1, line 17, strike the deletion brackets.

Page 1, line 18, strike the words "two and one half."

Page 2, line 21, strike the word "one" and insert in lieu thereof "two" also strike the period following "representative" and add an "s".

Page 2, line 23, strike the deletion brackets and the word "two" and insert in lieu thereof "three."

Page 2, line 27, strike the word "six" and insert in lieu thereof "seven".

Page 2, line 31, strike the word "two" and insert in lieu thereof "three."

Page 3, line 2, after the word "twenty" insert the word "four".

Page 3, line 8, strike the word "six" and insert in lieu thereof "seven."

On motion of Senator Mabey, the Senate adjourned until Tuesday, January 25, 1955 at 2:00 P.M.

SIXTEENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 25, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call — All Senators present.

Prayer by the Chaplain.

January 25, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 8*, by Messrs. Davis and Gunther, entitled, "TO PROVIDE DISTRIBUTION UNIT CREDIT UNDER MINIMUM SCHOOL PROGRAM FOR DRIVER EDUCATION CLASSES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 8 was read the first time and referred to the Committee on Education.

January 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 9*, by Messrs. Davis and Gunther, entitled, "TO LOWER

DRIVER LICENSING ACT AGE TO 15½ YEARS FOR STUDENTS WHO HAVE COMPLETED DRIVER EDUCATION CLASS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 9 was read the first time and referred to the Committee on Highways and Aeronautics.

January 25, 1955

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. Thomas, Badger, Davis, Cope and Spence, entitled, "AN ACT AMENDING SECTION 37-2-1, UTAH CODE ANNOTATED, 1953, RELATION TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES AND THE LEVYING OF TAXES FOR THE MAINTENANCE OF THE SAME, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 3 was read the first time and referred to the Committee on Political Subdivisions.

January 24, 1955

Mr. President:

I am directed 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. 6*, by Messrs. Day, Hammond, and Fowles, entitled "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF WILLIAM M. JARDINE," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 6 was transmitted to the Secretary of State.

January 24, 1955

Mr. President:

I am directed 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. 7*, by Messrs. Day, Hammond, and Fowles, entitled "A JOINT RESOLUTION OF CONDOLENCE TO THE FAMILY OF GENERAL JOHN K. CANNON," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 7 was transmitted to the Secretary of State.

REPORTS OF STANDING COMMITTEES

January 25, 1955

Mr. President:

Your Rules Committee, to which were referred

S. C. R. No. 4 by Mr. Day (State and Federal Affairs)

S. B. No. 49 by Messrs. Day, Jenkins and Openshaw (Judiciary)

S. B. No. 64 by Messrs. Hafen and Fowles (Business and Commerce)

S. B. No. 73 by Messrs. Day, Tietjen and Selvin (Labor)

S. B. No. 77 by Messrs. Mabey, Hopkin and Woolley (Political Subdivisions)

S. B. No. 86 by Messrs. Day and Anderson (Fish and Game)

•*S. B. No. 90* by Messrs. Fowles and Jenkins (State and Federal Affairs)

•*S. B. No. 91* by Messrs. Fowles and Jenkins (State and Federal Affairs)

S. B. No. 92 by Mr. Lloyd (Business and Commerce)

S. B. No. 94 by Messrs. Day and Adams (Judiciary)

S. B. No. 96 by Mr. Thorn (Business and Commerce)

S. B. No. 97 by Messrs. Clegg and Thorn (Labor)

S. B. No. 98 by Messrs. Hammond and Fowles (Military Affairs and Civil Defense)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

*Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 56*, by Messrs. Davis and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 56 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 75*, by Messrs. Clegg and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 75 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 80*, by Messrs. Anderson, Bullen and Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 80 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 85*, by Messrs. Jenkins and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 85 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 11*, by Messrs. Day, Anderson and Openshaw, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 11 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 60*, by Messrs. Davis, Day and Hammond, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 60 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 57*, by Messrs. Davis and Openshaw, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 57 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 53*, by Mr. Gronning, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 53 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 61*, by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 61 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 100 By Mr. Day

AN ACT AMENDING SECTION 41-1-127, UTAH CODE ANNOTATED 1953 AS AMENDED PROVIDING FOR THE REGISTRATION ON A MILEAGE PERCENTAGE BASIS OF COMMERCIAL VEHICLES OPERATED IN FLEETS IN THE STATE OF UTAH UNDER AUTHORITY OF THE INTERSTATE COMMERCE COMMISSION AND THE PUBLIC SERVICE COMMISSION OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 101 By Messrs. Clegg, Jenkins and Gronning

AN ACT PROVIDING FOR THE GRANTING OF NORMAL SCHOLARSHIPS FOR THE TRAINING OF TEACHERS IN SCHOOLS OF EDUCATION AT UTAH STATE AGRICULTURAL COLLEGE, COLLEGE OF SOUTHERN UTAH, AND AT STATE JUNIOR COLLEGES, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. J. R. No. 1, being unfinished business, was before the Senate.

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

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

Yeas, 18; Nays, 5; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn (explained vote), Tietjen and Woolley.

Those voting in the negative were: Senators Davis, Gronning, Openshaw (explained vote), Selvin and Mr. President.

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

Senator Day served notice that on the next legislative day he would ask the Senate to re-consider its final action on *S. J. R. No. 1.*

The Senate adjourned.

SEVENTEENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 26, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present except Senator Jenkins, excused.

Prayer by the Chaplain.

January 26, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the 16th day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

Senator Kerr presented Mrs. Ivy Baker Priest, Treasurer of the United States to members of the Senate.

COMMUNICATIONS FROM THE GOVERNOR

January 25, 1955

Honorable C. Taylor Burton, President
Members of the Senate
The Capitol

Dear Mr. President and Members of the Senate:

I am attaching a copy of a letter written to my Executive Assistant by the Budget Examiner concerning a misunderstanding that developed relative to the budgetary request made by the Civil Air Patrol. It was not my intention that this appropriation be withheld or denied. I am, therefore, recommending that $5,000 be appropriated to the Civil Air Patrol from the Aeronautics Administration Fund, in accordance with the suggestion in the attached letter.

Sincerely yours,

J. BRACKEN LEE,
Governor

Encl.

Communication referred to the Committee on Appropriations.

THE STATE OF UTAH
COMMISSION OF FINANCE
SALT LAKE CITY 1, UTAH

January 24, 1955

Mr. Harold W. Simpson
Executive Assistant
Building

Dear Mr. Simpson:

Due to a misunderstanding, no appropriation was recommended for the Aeronautics Commission, Civil Air Patrol Division, notwithstanding the fact that the Utah State Aeronautics Commission submitted a request for a $5000.00 appropriation for the biennium beginning July 1, 1955. The appropriation of $5000.00 per biennium has proven to be very accurate in the amount needed by the Civil Air Patrol for its operation.

The mission of the Civil Air Patrol is to train and maintain a voluntary quasi-military flying organization, who are interested in the advancement of aviation, and who are sufficiently public-spirited and patriotically minded to contribute voluntarily in war time and in peace time their aircraft and personal time and effort. C.A.P. was created under public law 557, 80th Congress, with the law precluding any budgetary support. Aid by the Federal

Government is limited to making surplus and obsolete equipment available on donation basis.

The appropriation to the Civil Air Patrol has been supported from the General Fund of the State. It would seem advisable to support this activity from the "Aeronautics Administration Fund," which is supported by an excise tax against motor fuel used or manufactured for use in aircraft. Seventy-five per cent of the tax is allocated from the Aeronautics Administration Fund to airports and the remaining twenty-five per cent to be expended as the Aeronautics Commission may determine for the promotion, supervision and regulation of aeronautics.

Yours very truly,

DEPARTMENT OF FINANCE

/s/ D. K. MOFFAT,
Budget Examiner

DKM/sk

COMMUNICATIONS FROM THE HOUSE

January 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 20*, by Messrs. Sheffield, Kerr, Grover, and Jones, entitled:

TO PERMIT SALT LAKE CITY TO LEVY A 4-MILL PROPERTY TAX FOR WATER AND SEWAGE PURPOSES WITHOUT CALLING A SPECIAL ELECTION, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSON,
Chief Clerk

Communication filed.

H. B. No. 20 was read the first time and referred to the Committee on Political Subdivisions.

January 25, 1955

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 Messrs. Conover and G. D. Taylor, entitled:

TO REQUIRE SCHOOL BOARDS TO FILE THEIR ANNUAL FINANCIAL STATEMENTS WITH THE STATE AUDITOR WITHIN 15

DAYS AFTER PUBLICATION, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSON,
Chief Clerk

Communication filed.

H. B. No. 34 was read the first time and referred to the Committee on Education.

January 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 32*, by Mr. Ralph A. Sheffield, entitled:

TO PERMIT CORPORATIONS TO MAKE CONTRIBUTIONS TO CHARITABLE, SCIENTIFIC, RELIGIOUS OR EDUCATION PURPOSES, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSON,
Chief Clerk

Communication filed.

H. B. No. 32 was read the first time and referred to the Committee on Business and Commerce.

REPORTS OF STANDING COMMITTEES

January 26, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 5*, by Messrs. Mabey, Selvin and Hafen, entitled:

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH CONGRATULATING THE CIVILIAN EMPLOYEES ASSOCIATION OF THE NAVAL SUPPLY DEPOT AT CLEARFIELD, UTAH, AND OTHERS, UPON THEIR RAISING FUNDS TO FLY THE WIFE AND SIX MINOR CHILDREN OF MIKE KATSENEVAS FROM GREECE TO SALT LAKE CITY, UTAH, to be engrossed, has been examined by this Committee who has carefully compared the Resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
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.

January 25, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 14*, by Messrs. Lloyd, Fowles and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 14 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 25*, by Messrs. Davis, Mabey and Gronning, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

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

January 25, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 50*, by Messrs. Gibson and Mabey, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 50 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S .B. No. 51*, by Messrs. Gibson and Mabey, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 51 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 29*, by Messrs. Openshaw, Hammond and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 29 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 34*, by Messrs. Openshaw, Day and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 58*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 58 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 68*, by Messrs. Day, Hafen and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 71*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 71 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 76*, by Messrs. Mabey, Hopkin and Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 76 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 6*, by Messrs. Openshaw and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

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

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 67*, by Messrs. Day, Hafen and Gronning, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

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

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 77*, by Messrs. Mabey, Hopkin and Woolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 77 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 9*, by Messrs. Openshaw, Fowles and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 9 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 59*, by Messrs. Davis, Openshaw and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 59 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 66*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 66 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 8*, by Messrs. Thomas, Badger, Davis, Cope and Spence, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 8 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 8 By Messrs. Selvin, Davis and Clegg

RESOLUTION RE-AFFIRMING EQUAL RIGHTS OF ALL CITIZENS OF THE UNITED STATES AND OF UTAH AND CONGRATULATING PRESIDENT DWIGHT DAVID EISENHOWER AND CONGRESS AND THE SUPREME COURT FOR ACCOMPLISHMENTS UPON THIS SUBJECT, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 102 By Mr. Gibson

AN ACT APPROPRIATING THE SUM OF $60,000 FROM THE GENERAL FUND IN THE STATE TREASURY TO THE UTAH STATE ARMORY BOARD FOR THE CONSTRUCTION OF AN ARMORY BUILDING AT PRICE, UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 103 By Messrs. Anderson, Day and Gronning

AN ACT AMENDING CHAPTER 10, TITLE 23, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH 1953, BY ADDING NEW SECTIONS TO BE KNOWN AS SECTIONS 23-10-26, 23-10-27, 23-10-28, 23-10-29, RELATING TO MINIMUM FINES FOR VIOLATIONS OF FISH AND GAME CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 104 By Mr. Day

AN ACT AMENDING SECTION 16-6-13, UTAH CODE ANNOTATED 1953, AND ENACTING NEW SECTIONS TO BE KNOWN AS 16-6-13.1, 16-6-13.2 AND 16-6-13.3, UTAH CODE ANNOTATED 1953, RELATING TO SOCIAL CLUBS AND RECREATIONAL, ATHLETIC, OR

KINDRED ASSOCIATIONS INCORPORATED AS NON-PROFIT CORPORATIONS: PROVIDING FOR REVOCATION OF THE CHARTERS OF SUCH CORPORATIONS, AFTER HEARING, FOR FAILURE TO MAINTAIN AND CONTINUALLY MAKE AVAILABLE A RECORD OF MEMBERSHIP: FOR ANY VIOLATION OF THE LIQUOR CONTROL LAWS: FOR FAILURE TO FILE AND MAINTAIN A BOND WITH THE SECRETARY OF STATE: AND REQUIRING THE CONTINUAL MAINTENANCE OF A RECORD OF MEMBERSHIP AND THE FILING OF A BOND, was read the first time and referred to the Committee on Rules.

S. B. No. 105 By Messrs. Davis, Day and Selvin

AN ACT AMENDING SECTION 78-3-1, UTAH CODE ANNOTATED 1953, RELATING TO THE NUMBER OF JUDGES IN EACH JUDICIAL DISTRICT OF THE STATE OF UTAH AND PROVIDING FOR THE APPOINTMENT OF ADDITIONAL JUDGES, was read the first time and referred to the Committee on Rules.

S. B. No. 106 By Messrs. Mabey, Adams and Openshaw

AN ACT AMENDING SECTION 31-5-21, UTAH CODE ANNOTATED, 1953, PROVIDING THAT ALL INSURERS MUST PUBLISH A SYNOPSIS OF THE ANNUAL FINANCIAL STATEMENT FILED WITH THE COMMISSIONER OF INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 107 By Messrs. Tietjen, Fowles and Davis

AN ACT AMENDING SECTION 31-22-1 (6), UTAH CODE ANNOTATED 1953, TO PERMIT POLICYHOLDERS OWNING PARTICIPATING LIFE INSURANCE TO ANNUALLY PARTICIPATE IN THE COMPANY SURPLUS AND REPEALING SECTION 31-22-5 AND 31-22-6, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 108 By Messrs. Davis, Lloyd and Fowles

AN ACT AMENDING SECTION 31-31-6, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT MUTUAL BENEFIT ASSOCIATIONS SHALL BE SUBJECT TO THE SAME EXAMINATION REQUIREMENTS AS OTHER INSURERS UNDER THE PROVISIONS OF CHAPTER 3, TITLE 31, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 109 By Messrs. Tietjen, Fowles and Davis

AN ACT AMENDING SECTION 31-32-8, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT COOPERATIVE ASSOCIATIONS SHALL BE SUBJECT TO THE SAME EXAMINATION REQUIREMENTS

AS OTHER INSURERS UNDER THE PROVISIONS OF CHAPTER 3, TITLE 31, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 110 By Messrs. Lloyd and Fowles

AN ACT AMENDING SECTION 31-32-23, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT COOPERATIVE ASSOCIATIONS DOING BUSINESS WITHIN THIS STATE SHALL NOT BE SUBJECT TO OTHER PROVISIONS OF THE CODE UNLESS THE CONTEXT CLEARLY INDICATES APPLICABILITY TO SUCH ASSOCIATIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 111 By Messrs. Davis, Tietjen and Fowles

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 31-19-38, UTAH CODE ANNOTATED 1953, REQUIRING ASSESSABLE INSURANCE POLICIES TO HAVE THE WORD "ASSESSABLE" PRINTED IN LARGE TYPE ON ITS FACE, was read the first time and referred to the Committee on Rules.

S. B. No. 112 By Messrs. Lloyd, Tietjen and Fowles

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 31-27-23, UTAH CODE ANNOTATED 1953, SPECIFYING CERTAIN PROHIBITED PRACTICES WHICH RELATE TO THE ISSUANCE OF LIFE INSURANCE POLICIES AND PROVIDING A PENALTY FOR VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 113 By Mr. Day

AN ACT AMENDING SECTION 77-21-31, UTAH CODE ANNOTATED 1953, RELATING TO CHARGING MORE THAN ONE OFFENSE IN THE INDICTMENT, INFORMATION OR COMPLAINT AND PROVIDING FOR THE CHARGING OF TWO OR MORE OFFENSES IN DIFFERENT COUNTS IN THE SAME INFORMATION, INDICTMENT OR COMPLAINT, AND PROCEDURE RELATING THERETO, was read the first time and referred to the Committee on Rules.

On motion of Senator Day, the Senate recessed.

The Senate re-assembled.

Senator Day, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Day, the Call of the Senate was lifted.

CONSIDERATION OF BILLS ON THIRD READING

S. *B. No. 12* was read the third time and placed on its final passage.

On motion of Senator Hafen, S. *B. No. 12* was amended as follows:

Page 1, lines 3 and 4, strike the parenthesis.

Page 1, line 3, strike "$4000.00" and insert in lieu thereof "$5200.00."

Page 1, beginning with the underlined material at the end of line 4, strike all of lines 5-6-7-8 and part of 9 to include "$5000.00."

S. *B. No. 12* then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Jenkins, Stringham and Woolley.

S. *B. No. 16* was read the first time and placed on its final passage.

S. *B. No. 16* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Jenkins, Stringham and Woolley.

S. *B. No. 16* was transmitted to the House.

On motion of Senator Gibson, the Senate voted to re-consider its final action on S. *B. No. 12.*

S. *B. No. 12* was before the Senate for its re-consideration.

On motion of Senator Gibson, S. *B. No. 12* was amended as follows:

Page 1, following line 14, add a new section to read as follows: "Section 2. This act shall take effect on July 1, 1955."

S. *B. No. 12* then passed on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Jenkins, Stringham and Woolley.

S. B. No. 12 was transmitted to the House.

S. B. No. 15 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 15* was amended as follows:

Page 1, line 8, strike the words "of not more than $300" and insert in lieu thereof "in any sum less than $300."

S. B. No. 15 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Jenkins and Stringham.

S. B. No. 15 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 3 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, *S. B. No. 3* retained its position at the head of the Second Reading Calendar.

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

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 2* was amended as follows:

Page 1, line 1, strike "(Introduced by Title only. See *H. B. No. 5.*)" and insert in lieu thereof the following:

Section 1. Chapter 7, Title 55, Utah Code Annotated 1953 is hereby repealed.

Section 2. There is created the Utah State Board on Alcoholism, consisting of seven members to be appointed by the governor. The first

members of the Board shall be appointed as follows: three members shall be appointed for terms of three years two members shall be appointed for terms of 2 years, and two members shall be appointed for terms of one year. Subsequent appointments shall be for terms of three years, except that in the case of vacancy the appointment shall be for the unexpired portion of the term. Members of the Board shall serve without salary or compensation of any kind except that they shall be reimbursed for necessary and actual expenses incurred while performing official duties.

Section 3. The powers of the Utah State Board on Alcoholism shall be:

(a) To promote or operate programs for rehabilitation and care

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of alcoholics; to cooperate and assist the Utah Alcoholism Foundation and Alcoholics Anonymous by providing them with essential materials for furthering programs of prevention and rehabilitation of alcoholics; and to cooperate with and assist political subdivisions of the state, educational institutions, religious organizations, and other organized groups dealing with problems associated with alcoholism.

(b) To promote or conduct educational, training and preventive programs on alcoholism.

(c) To promote or conduct research on alcoholism.

(d) To promote or establish cooperative relationships with courts, hospitals and clinics, medical and social agencies, public health authorities, law enforcement agencies, education and research organizations, and other related groups; to promote the establishment and operation of public clinics and other public alcoholism facilities in local communities of the state; to provide consultation and other assistance to public and private agencies and groups; and to contract for the services of individuals, public and private agencies, and to carry out the provisions of this act.

Section 4. The term "alcoholic" as used in this act means any

person who habitually uses alcoholic beverages to such an extent that he endangers the health, morals safety or welfare of himself, or any other person or group of persons.

Section 5. The Utah State Board on Alcoholism shall annually elect from its membership a chairman, vice-chairman, and such other officers as it shall deem advisable. It shall have power to appoint an executive director and to prescribe his powers and duties. The salary of the executive director shall be fixed by the board with the approval of the Board of Examiners. The board may adopt rules and regulations governing its organization and procedure. Meetings of the board shall be held at least once each month. The board may provide for offices for the conduct of its business.

Section 6. On or before December 1 of each year preceding a regular session of the legislature, the Board shall submit a report to

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the governor and the legislature. Such report shall cover the activities of the Board for the preceding two fiscal years and shall include a complete financial statement.

Section 7. The Utah State Board on Alcoholism may accept in the name of and on behalf of the state donations, gifts, devises or bequests of real or personal property or of services. Such donations, gifts, devises or bequests shall be used by the Board in the performance of its powers and duties. Any money so obtained shall be deposited with the state treasurer and placed to the credit of the Utah State Board on Alcoholism fund.

Section 8. There is created a Utah State Board on Alcoholism fund. On the last day of each calendar month, there shall be transferred from the liquor control fund to the Utah State Board on Alcoholism the sum of twelve thousand five hundred ($12,500.00) dollars or a sum equal to the amount received by the Utah Liquor Control Commission during the preceding calendar month from the sale of liquor permits issued pursuant to Chapter 2, Title 32, Utah Code Annotated 1953,

whichever is greater, but in no event shall more than one hundred fifty thousand ($150,000.00) dollars be so transferred to the Utah State Board on Alcoholism in any one fiscal year.

On motion of Senator Mabey, the title of *S. B. No. 2* was amended by deleting the following:

AN ACT REPEALING CHAPTER 86, LAWS OF THE STATE OF UTAH, 1947; REPEALING CHAPTER 58, LAWS OF THE STATE OF UTAH, 1949; REPEALING CHAPTER 7, TITLE 55, UTAH CODE ANNOTATED 1953; AND CREATING THE UTAH STATE BOARD ON ALCOHOLISM, DEFINING ITS POWERS AND DUTIES, CREATING A FUND AND MAKING AN APPROPRIATION.

and insert in lieu thereof the following:

AN ACT REPEALING CHAPTER 7, TITLE 55, UTAH CODE ANNOTATED 1953; AND ENACTING A NEW LAW CREATING THE UTAH STATE BOARD ON ALCOHOLISM, DEFINING ITS POWERS AND DUTIES, CREATING A FUND, AND MAKING AN APPROPRIATION, OF NOT TO EXCEED $150,000.00.

Be it enacted by the Legislature of the State of Utah:

On motion of Senator Kerr, the Senate voted to convene from 9 to 12 Friday, January 28, 1955.

On motion of Senator Openshaw, the Senate adjourned until Thursday, January 27, 1955 at 2:00 P.M.

EIGHTEENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 27, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

January 27, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the seventeenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 26, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. M. No. 1*, by Messrs. E. C. Larsen, Hebertson, Gardner and Kerr, entitled:

AN ACT MEMORIALIZING THE CONGRESS OF THE UNITED STATES URGING THE ENACTMENT OF LEGISLATION AMENDING THE SUGAR ACT OF 1948 TO ENABLE THE DOMESTIC SUGAR INDUSTRY TO HAVE A FAIR AND EQUITABLE SHARE OF SUGAR CONSUMPTION IN THE UNITED STATES, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

H. J. M. No. 1 was read the first time.

On motion of Senator Anderson, the rules were suspended and *H. J. M. No. 1* was read the second and third times and placed on its final passage.

H. J. M. No. 1 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Davis and Hafen.

H. J. M. No. 1 was returned to the House.

January 26, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 7*, by Mr. Haven J. Barlow and Mrs. E. Vance, entitled:

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES C. GARDNER, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

H. J. R. No. 7 was read the first time.

On motion of Senator Jenkins, the rules were suspended and *H. J. R. No. 7* was read the second and third times and placed on its final passage.

H. J. R. No. 7 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Gronning,, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Davis and Hafen.

H. J. R. No. 7 was returned to the House.

January 26, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 33*, by Messrs. Conover and G. D. Taylor, entitled:

TO REQUIRE COUNTY AUDITORS TO FILE THEIR ANNUAL FINANCIAL STATEMENTS WITH STATE AUDITOR WITHIN 15 DAYS AFTER PUBLICATION, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 33 was read the first time and referred to the Committee on Political Subdivisions.

January 26, 1955

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. 86*, by Messrs. Conover and Taylor, entitled:

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 51-2-4, UTAH CODE ANNOTATED 1953, PROVIDING THAT ALL BIDS REQUIRED BY LAW TO BE RECEIVED ON PUBLIC CONTRACTS AND PROOF OF ADVERTISEMENT THEREFOR BY THE VARIOUS POLITICAL SUBDIVISIONS OR TAXING UNITS OF THE STATE OF UTAH SHALL BE PLACED ON FILE FOR THREE YEARS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 86 was read the first time and referred to the Committee on Political Subdivisions.

REPORTS OF STANDING COMMITTEES

January 27, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 99 by Messrs. Tietjen, Fowles and Mabey (Business and Commerce)

S. B. No. *100* by Mr. Day (Highways and Aeronautics)

S. B. No. *101* by Messrs. Clegg, Jenkins and Gronning (Education)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

*Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the Committees indicated.

January 26, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 20*, by Messrs. Sheffield, Kerr, Grover and Jones, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 20 was placed on the Second Reading Calendar.

January 25, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 69*, by Messrs. Day and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 69 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 21*, by Messrs. Anderson, Day and Openshaw, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

S. B. No. 21 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 42*, by Messrs. Fowles and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

S. B. No. 42 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 86*, by Messrs. Day and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

S. B. No. 86 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 19*, by Messrs. Thorn and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

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

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 38*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

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

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 39*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

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

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 40*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 40 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 44*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 44 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 70*, by Messrs. Hopkin, Hafen and Tietjen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 70 was placed on the Second Reading Calendar.

January 27, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 72*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 72 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 114 By Messrs. Day and Lloyd

THIS IS AN ACT AMENDING SECTION 1, CHAPTER 7, TITLE 17, UTAH CODE ANNOTATED, 1953, EMPOWERING THE COUNTY COMMISSIONERS, ACTING ON THEIR OWN MOTION OR UPON PETITION OF 10% OF THE PROPERTY OWNERS, TO CREATE SPECIAL IMPROVEMENT, WATER SUPPLY, SEWER OR SANITARY DISTRICTS IN UNINCORPORATED AREAS, AND FLOOD CONTROL DISTRICTS INSIDE OR OUTSIDE INCORPORATED CITIES OR TOWNS, AND PROVIDING MEANS OF FINANCING THEREFOR, PERTAINING TO SIDEWALKS, CURBS AND GUTTERS, STREET LIGHTS, PIPE LINES, SEWERS, DRAINS, LEVEES, FLOOD BARRIERS, CHANNELS AND STRUCTURES CONNECTED THEREWITH, was read the first time and referred to the Committee on Rules.

S. B. No. 115 By Mr. Hafen

AN ACT AMENDING SECTION 27-2-4, UTAH CODE ANNOTATED 1953, PROVIDING FOR COOPERATION BETWEEN THE STATE ROAD COMMISSION AND OTHER AGENCIES OF THE STATE AND PROVIDING THAT THE STATE ROAD COMMISSION SHALL BEFORE CONSTRUCTING ANY HIGHWAY BYPASSING ANY CITY OR TOWN WITHIN THE STATE OR PROVIDING AN ALTERNATE ROUTE THROUGH OR OUTSIDE THE SAID CITY OR TOWN SHALL CONDUCT A HEARING, AFTER DUE NOTICE, AT SAID SUCH CITY OR TOWN WITH THE GOVERNING OFFICIALS THEREOF TO ADVISE SAID OFFICIALS OF THE NECESSITY FOR ANY SUCH HIGHWAY OR ROUTE; PROVIDING FURTHER FOR A NOTIFICATION TO SAID OFFICIALS OF THE DECISION REACHED AS A RESULT OF SUCH HEARING, was read the first time and referred to the Committee on Rules.

S. B. No. 116 By Mr. Kerr

AN ACT AMENDING SECTION 55-2-5, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 90, LAWS OF UTAH, 1953, RELATING TO ELIGIBILITY REQUIREMENTS FOR PUBLIC ASSISTANCE AND PUBLIC WELFARE LIENS, AUTHORIZING THE POSTPONEMENT OF FORECLOSURES OF LIENS UNDER CERTAIN CIRCUMSTANCES, was read the first time and referred to the Committee on Rules.

S. B. No. 117 By Mr. Hammond

AN ACT MAKING AN APPROPRIATION TO THE UTAH STATE ARMORY BOARD FOR THE PURPOSE OF NATIONAL GUARD ARMORY CONSTRUCTION, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON SECOND READING

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

Committee report read and adopted.

On motion of Senator Mabey, *H. B. No. 12* was amended as follows:

Page 1, line 7, after the word "demeanor" insert a period and strike the words "and shall be fined in a sum of not less than [$25] $50."

On motion of Senator Day, *H. B. No. 12* was amended as follows:

Page 1, line 5, strike the word "along."

On motion of Senator Gibson, the title of *H. B. No. 12* was amended as follows:

Line 3 of the title strike the word "ALONG."

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

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Fowles, Stringham and Thorn.

Senator Clegg, with the aid of five Senators requested a Call of the Senate.

On motion of Senator Clegg, the Call of the Senate was lifted.

H. B. No. 3 was read the second time.

Committee report read and adopted.

H. B. No. 3 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Gibson and Gronning.

Absent and not voting: Senators Hopkin, Selvin and Stringham.

On motion of Senator Davis, the rules were suspended and the Senate voted to now consider *H. B. No. 20.*

H. B. No. 20 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, 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:

Yeas, 21; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senator Stringham.

H. B. No. 20 was returned to the House.

UNFINISHED BUSINESS

S. B. No. 2, being Unfinished Business, was before the Senate.

On motion of Senator Mabey, *S. B. No. 2* was made a Special Order of Business for Monday, January 31, 1955 at 2:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Mabey, *S. B. No. 3* was made a Special Order of Business for Monday, January 31, 1955 immediately following the disposition of *S. B. No. 2.*

S. B. No. 18 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, *S. B. No. 18* was amended as follows:

Page 3, line 10, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, lines 11 and 12, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, line 16, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, line 17, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, line 21, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, line 26, delete the "or" and insert in lieu thereof "of".

Page 3, line 26, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, line 27, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 3, lines 29 and 30, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 4, line 1, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 4, line 5, delete "State Tax Commission" and insert in lieu thereof "Department of Public Safety".

Page 4, line 12, delete "duly licensed and practicing physician of this state" and insert in lieu thereof "physician and surgeon licensed by this state to practice medicine".

On page 3, line 5, delete the word "duly" and insert in lieu thereof the word "lawfully."

On page 3, line 8, insert after the word "request" and before the comma the following: "and after being informed that his refusal may cause his driver's license to be revoked."

On page 3, line 21, after the word "notify" insert the following: "the operator by registered mail delivered to the address listed in the affidavit or contained in the files of the Department of Public Safety and."

On line 22, of page 3, delete the word "revocation" and insert in lieu thereof the word "suspension."

On line 25, page 3, delete the word "revoked" and insert in lieu thereof the word "suspended."

On page 4, line 4, delete the word "ten" and insert in lieu thereof the word "twenty."

S. B. No. 18 failed to pass on Second Reading on the following roll call:

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

Those voting in the affirmative were: Senators Clegg and Day.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Davis, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Stringham.

On motion of Senator Kerr, the Senate adjourned.

NINETEENTH DAY

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, January 28, 1955.

The Senate was called to order at 9:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Kerr, excused.

Prayer by the Chaplain.

January 28, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the eighteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 27, 1955

Mr. President:

I am directed 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. Mabey, Selvin and Hafen, entitled:

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE

STATE OF UTAH CONGRATULATING THE CIVILIAN EMPLOYEES ASSOCIATION OF THE NAVAL SUPPLY DEPOT AT CLEARFIELD, UTAH, AND OTHERS UPON THEIR RAISING FUNDS TO FLY THE WIFE AND SIX MINOR CHILDREN OF MIKE KATSENEVAS FROM GREECE TO SALT LAKE CITY, UTAH, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 5 was transmitted to the Secretary of State.

January 27, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 29*, by Messrs. Hurst, Kerr, McPolin and Rowberry, entitled:

TO DELETE RETROACTIVE FEATURES FROM 1953 NEPOTISM ACT, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 29 was read the first time and referred to the Committee on State and Federal Affairs.

January 27, 1955

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. 47*, by Messrs. Henderson, Barnes and Jensen, entitled:

TO EMPOWER STATE BOARD OF EDUCATION TO BORROW, FROM APPROPRIATE FEDERAL AGENCY, FUNDS FOR BUILDING MEN'S DORMITORY AT CARBON COLLEGE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 47 was read the first time and referred to the Committee on Education.

January 27, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 51*, by Messrs. Howe and Jones, entitled:

AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE BIRD, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 51 was read the first time and referred to the Committee on State and Federal Affairs.

January 27, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 55*, by Messrs. Romney, Palmer, Kerr, Ivers and McPolin, entitled:

TO CLOSE PRIMARY ELECTION POLLS AT 8 P.M. INSTEAD OF 7 P.M., and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 55 was read the first time and referred to the Committee on State and Federal Affairs.

January 27, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this this day passed *H. B. No. 56*, by Mr. Gunther, entitled:

TO REQUIRE METAL GUARDS OR FLAPS ON REAR WHEELS OF ALL TRUCKS, TRAILERS, OR COMBINATIONS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 56 was read the first time and referred to the Committee on Highways and Aeronautics.

REPORTS OF STANDING COMMITTEES

January 28, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 8 by Messrs. Selvin, Davis and Clegg (State and Federal Affairs)

S. B. No. 54 by Mr. Kerr (Agriculture and Irrigation)

S. B. No. 89 by Messrs. Day, Fowles and Tietjen (Labor)

S. B. No. 93 by Messrs. Kerr and Thorn (Highways and Aeronautics)

S. B. No. 102 by Mr. Gibson (Military Affairs and Civil Defense)

S. B. No. 103 by Messrs. Anderson, Day and Gronning (Fish and Game)

•*S. B. No. 104* by Mr. Day (Judiciary)

S. B. No. 105 by Messrs. Davis, Day and Selvin (Judiciary)

S. B. No. 106 by Messrs. Mabey, Adams and Openshaw (Business and Commerce)

S. B. No. 107 by Messrs. Tietjen, Fowles and Davis (Business and Commerce)

S. B. No. 108 by Messrs. Lloyd, Davis and Fowles (Business and Commerce)

S. B. No. 109 by Messrs. Tietjen, Fowles and Davis (Business and Commerce)

S. B. No. 110 by Messrs. Lloyd and Fowles (Business and Commerce)

S. B. No. 111 by Messrs. Davis, Tietjen and Fowles (Business and Commerce)

S. B. No. 112 by Messrs. Lloyd, Tietjen and Fowles (Business and Commerce)

S. B. No. 113 by Mr. Day (Judiciary)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 28, 1955

Mr. President:

Your Committee on Public Health, to which was referred *S. B. No. 5*, by Mr. Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

G. M. KERR,
Chairman

Report filed.

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

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 31*, by Messrs. Hafen and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 31 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 46*, by Messrs. Day, Fowles and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 46 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 47*, by Messrs. Day, Fowles and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

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

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 82*, by Messrs. Woolley and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 82 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 96*, by Mr. Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 96 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 32*, by Mr. Ralph Sheffield, has carefully considered said bill and reports the same out favorably, with the recommendation that it take the place of *S. B. No. 25*.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

On motion of Senator Davis, the rules were suspended and the Senate voted to place *H. B. No. 32* immediately adjacent to *S. B. No. 25* on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 4*, by Messrs. Woolley and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

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

January 28, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 87*, by Messrs. Gibson, Thorn and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 87 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 88*, by Messrs. Gibson, Thorn and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 88 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 7*, by Messrs. Kerr and Selvin, has carefully considered said bill and reports the same out wthout recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

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

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 32*, by Messrs. Mabey and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 32 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 49*, by Messrs. Day, Jenkins and Openshaw, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 49 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 62*, by Messrs. Bullen, Hafen and Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 62 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 68*, by Messrs. Bullen, Hafen and Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

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

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 79*, by Messrs. Day and Adams, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 79 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 81*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 81 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 83*, by Messrs. Openshaw and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 83 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 84*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 84 was placed on the Second Reading Calendar.

January 28, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 94*, by Messrs. Day and Adams, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 94 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 5 By Mr. Tietjen

A CONCURRENT RESOLUTION DIRECTING THE GOVERNOR AND THE ATTORNEY GENERAL TO EXPLORE MEANS OF INSTITUTING AN ACTION TO ENJOIN THE FEDERAL GOVERNMENT FROM EXPENDITURE OF TAX FUNDS IN FOREIGN AID PROGRAMS, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 118 By Messrs. Fowles and Tietjen

AN ACT AMENDING SECTION 59-2-4, UTAH CODE ANNOTATED 1953, PROVIDING FOR EXEMPTION OF TAX ON TANGIBLE PROPERTY, MOVING IN INTERSTATE COMMERCE, was read the first time and referred to the Committee on Rules.

S. B. No. 119 By Messrs. Selvin and Mabey

AN ACT AMENDING SECTION 53-34-1, UTAH CODE ANNOTATED 1953, RELATING TO REGISTRATION FEES OF STATE INSTI-

TUTIONS OF HIGHER LEARNING; AND PROVIDING THAT MILITARY PERSONNEL AND THEIR FAMILIES STATIONED IN UTAH SHALL BE DEEMED RESIDENTS WHEN DETERMINING SCHOOL FEES, was read the first time and referred to the Committee on Rules.

S. B. No. 120 By Mr. Kerr (By Request)

AN ACT AMENDING SECTIONS 13-6-1, 13-6-2, 13-6-3, 13-6-4, AND 13-6-5, UTAH CODE ANNOTATED 1953 RELATING TO TRADING STAMPS AND PROVIDING THE ACT SHALL APPLY TO ANY FIRM OR CORPORATION; THAT ALL STAMPS SHALL HAVE THE REDEEMABLE VALUE THEREOF WRITTEN OR PRINTED THEREON IN CENTS OR FRACTIONS OF CENTS; THAT SUCH VALUE SHALL NOT BE LESS THAN THE ACTUAL VALUE AS DETERMINED BY THE ISSUER; THAT THE ISSUER THEREOF SHALL REDEEM THE STAMPS EITHER IN TANGIBLE PERSONAL PROPERTY OR IN CASH AT THE OPTION OF THE HOLDER THEREOF WHEN THE AGGREGATE VALUE OF THE STAMPS PRESENTED IS NOT LESS THAN ONE CENT; PROVIDING THAT THE DISTRIBUTOR OF THE STAMPS SHALL REDEEM THE SAME IF THE ISSUER FAILS OR REFUSES TO REDEEM SAID STAMPS; AND ENACTING SIX NEW SECTIONS TO BE KNOWN AS SECTIONS 13-6-7, 13-6-8, 13-6-9, 13-6-10, 13-6-11, AND 13-6-12, UTAH CODE ANNOTATED 1953, PROVIDING DEFINITIONS AND THAT TRADING STAMPS ISSUED AFTER THE EFFECTIVE DATE OF THIS ACT AND NOT PRESENTED FOR REDEMPTION AND REDEEMED WITHIN ONE YEAR AFTER THE END OF THE CALENDAR YEAR IN WHICH THEY ARE ISSUED SHALL BECOME UNCLAIMED PROPERTY AND ALL RIGHTS OF THE HOLDER SHALL REVERT AND BELONG TO THE STATE, PROVIDING THAT EACH TRADING STAMP SHALL HAVE PRINTED ON ITS FACE THE CALENDAR YEAR IN WHICH IT IS ISSUED AND THAT THE ISSUER SHALL KEEP RECORDS SHOWING THE TRADING STAMPS ISSUED, THE CALENDAR YEAR OF THEIR ISSUE, AND THE TRADING STAMPS REDEEMED WITHIN ONE YEAR AFTER THE END OF THE CALENDAR YEAR IN WHICH THEY ARE ISSUED, PROVIDING THAT THE ISSUER OF SUCH STAMPS SHALL MAKE A SWORN STATEMENT TO THE STATE TREASURER ON OR BEFORE MARCH 15, 1957, SHOWING THE TOTAL NUMBER OF STAMPS ISSUED BETWEEN THE EFFECTIVE DATE OF THIS ACT AND DECEMBER 31, 1956, THE TOTAL NUMBER OF TRADING STAMPS NOT REDEEMED, THE STATED VALUE OF SAID TRADING STAMPS, AND SUCH OTHER INFORMATION AS THE STATE TREASURER MAY REASONABLY REQUIRE AND PROVIDING FOR SIMILAR REPORTS ANNUALLY THEREAFTER; PROVIDING THAT THE PERSON, FIRM, OR CORPORATION MAKING THE REPORT SHALL AT THE TIME OF FILING THE REPORT PAY TO THE STATE TREASURER A SUM OF MONEY EQUAL TO THE AGGREGATE STATED VALUE OF ALL TRADING STAMPS ORIGINALLY ISSUED WHICH WERE NOT REDEEMED WITHIN ONE YEAR AFTER THE END OF THE CALENDAR YEAR IN WHICH THEY WERE ISSUED AFTER THE EFFECTIVE DATE OF THIS ACT,

AND AUTHORIZING COLLECTION BY THE STATE TREASURER; PROVIDING THAT EACH PERSON OPERATING A STORE WHERE STAMPS ARE SOLD OR GIVEN AWAY SHALL PLACE A SIGN IN SUCH STORE BEARING THE WORDS "TRADING STAMPS NOT GOOD IF NOT REDEEMED WITHIN ONE YEAR AFTER THE YEAR OF ISSUE AS PRINTED ON THE FACE THEREOF"; AND PROVIDING THE ATTORNEY GENERAL MAY MAINTAIN AN ACTION TO ENJOIN A CONTINUANCE OF ACTS IN VIOLATION OF THIS ACT AND STATING THE INTENTION OF THE LEGISLATURE; AND RENUMBERING SECTION 13-6-6 TO BE SECTION 13-6-13 UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 121 By Messrs. Bullen and Clegg

AN ACT AMENDING SECTIONS 5-5-4 AND 5-5-5, UTAH CODE ANNOTATED 1953, RELATING TO THE UTAH AGRICULTURAL COMMODITIES MARKETING ACT REGULATING HANDLING OF AGRICULTURAL COMMODITIES IN INTRASTATE COMMERCE AND PROVIDING THAT MARKETING ORDERS OR AMENDMENTS SHALL NOT BECOME EFFECTIVE UNTIL THE COMMISSIONER DETERMINES SUCH ORDER APPROVED AND FAVORED BY AT LEAST FIFTY-ONE PERCENT OF PRODUCERS VOTING WHO REPRESENT FIFTY-ONE PERCENT OF THE COMMODITY IN SUCH MARKETING ORDER, AND PROVIDING THAT MARKETING ORDER BOARD OF CONTROL SHALL NOT EXCEED NINE MEMBERS, THREE OF WHOM SHALL BE HANDLERS, was read the first time and referred to the Committee on Rules.

S. B. No. 122 By Messrs. Bullen, Anderson and Mabey

AN ACT APPROPRIATING TO THE UTAH STATE AGRICULTURAL COLLEGE THE SUM OF $134,710.00, FROM THE GENERAL FUND FOR THE PURPOSE OF REPAIRING THE MAIN BUILDING, MILITARY SCIENCE BUILDING, HOME ECONOMICS BUILDINGS, MECHANIC ARTS BUILDING, RURAL ARTS BUILDING, AND FOR PROVIDING STORAGE FOR CAMPUS MACHINERY AND ROLLING STOCK, was read the first time and referred to the Committee on Rules.

S. B. No. 123 By Messrs. Bullen, Anderson and Mabey

AN ACT APPROPRIATING TO THE UTAH STATE AGRICULTURAL COLLEGE THE SUM OF $730,650.00 FROM THE GENERAL FUND FOR THE PURPOSE OF COMPLETING AND EQUIPPING THE AGRICULTURAL SCIENCE BUILDING, ELIMINATING A STRUCTURAL HAZARD IN THE ENTRANCE OF THE PLANT INDUSTRY BUILDING, PROVIDING A BOILER AND AUXILIARY EQUIPMENT IN THE HEATING PLANT, AND REPLACEMENT AND EXTENSION OF CAMPUS WATER MAINS TO ASSURE ADEQUATE FIRE PROTECTION AND SERVICE, was read the first time and referred to the Committee on Rules.

On motion of Senator Bullen, the Senate voted to appoint a Special Committee to act with a like committee from the House to inspect the Governor's Mansion.

President Burton appointed Senators Day, Hammond and Selvin as a Special Committee to inspect the Governor's Mansion.

On motion of Senator Hafen, the Senate voted to re-call *H. B. No. 20* from the House.

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 Day, *H. B. No. 12* was amended as follows:

Page 1, line 7, strike the period and insert the words "and shall be fined in a sum not less than $25."

H. B. No. 12 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Bullen.

Absent and not voting: Senators Kerr, Selvin and Woolley.

H. B. No. 12 was returned to the House.

H. B. No. 3 was read the third time and placed on its final passage.

On motion of Senator Lloyd, *H. B. No. 3* was amended as follows:

Page 1, line 14, add the following: "Provided, that no such tax shall be levied in the first instance in any city of the first class until a petition therefor, signed by at least one thousand qualified voters and property taxpayers, residents therein, shall have been filed with its governing body, nor in any city of the second class until such petition, signed by at least two hundred fifty qualified voters and property taxpayers, residents therein, shall have been so filed."

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

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

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Anderson, Kerr and Stringham.

H. B. No. 8 was returned to the House.

On motion of Senator Woolley, the enacting clause of *S. B. No. 4* was struck.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 17 was read the second time.

Committee report read and adopted.

S. B. No. 17 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Anderson, Davis, Hafen, Tietjen and Woolley.

Absent and not voting: Senators Kerr, Openshaw and Stringham.

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

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 10* was read the third time and placed on its final passage.

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

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Lloyd, Mabey, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Kerr, Openshaw and Stringham.

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

On motion of Senator Gibson, the Senate adjourned until Monday, January 31, 1955 at 2:00 P.M.

TWENTY-SECOND DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 31, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call — All Senators present.

Prayer by the Chaplain.

January 31, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the nineteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 27, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 40*, by Messrs. Barlow, Dalebout and C. H. Taylor, entitled:

TO PERMIT MUNICIPALITIES TO ADOPT ORDINANCES ON FIRE PREVENTION BY CODE BOOK REFERENCE ONLY, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 40 was read the first time and referred to the Committee on Political Subdivisions.

January 27, 1955

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. 57*, by Messrs. Davis and Rowberry, entitled:

TO REQUIRE REVOCATION OF A DRIVER'S LICENSE UPON TWO CHARGES OF RECKLESS DRIVING WITHIN TWO YEARS INSTEAD OF THREE CHARGES WITHIN ONE YEAR, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 57 was read the first time and referred to the Committee on Highways and Aeronautics.

January 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 69*, by Mr. Sheffield, entitled:

TO PERMIT THE UTAH LIQUOR CONTROL COMMISSION TO AFFIX ITS OFFICIAL SEALS TO WINE CASES RATHER THAN TO THE INDIVIDUAL BOTTLES, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 69 was read the first time and referred to the Committee on State and Federal Affairs.

January 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 80*, by Mr. Sheffield, entitled:

TO CLARIFY PROCEDURE FOR APPOINTMENT FROM CIVIL SERVICE ELIGIBLE LISTS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 80 was read the first time and referred to the Committee on State and Federal Affairs.

January 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 81*, by Mr. Sheffield, entitled:

TO INCREASE THE PER DIEM PAY OF CIVIL SERVICE COMMISSIONERS FROM $5 TO $10, WITH A $100 A MONTH CEILING INSTEAD OF $40, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 81 was read the first time and referred to the Committee on State and Federal Affairs.

REPORTS OF STANDING COMMITTEES

January 31, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 95 by Mr. Hafen (Business and Commerce)

S. B. No. 114 by Messrs. Day and Lloyd (Political Subdivisions)

S. B. No. 115 by Mr. Hafen (State and Federal Affairs)

S. B. No. 117 by Mr. Hammond (Military Affairs and Civil Defense)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 31, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 73*, by Messrs.

Day, Tietjen and Selvin has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 73 was placed on the Second Reading Calendar.

January 31, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 78*, by Messrs. Hafen, Tietjen and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 78 was placed on the Second Reading Calendar.

January 31, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 97*, by Messrs. Clegg and Thorn, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 97 was placed on the Second Reading Calendar.

January 31, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 101*, by Messrs. Clegg, Jenkins and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 101 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 124 By Messrs. Davis, Bullen and Adams

AN ACT AMENDING SECTION 15-1-2, UTAH CODE ANNOTATED, 1953 TO CLARIFY THE LIMITATIONS ON INTEREST RATES, was read the first time and referred to the Committee on Rules.

S. B. No. 125 By Mr. Davis (By Request)

AN ACT AMENDING SECTION 31-20-3, UTAH CODE ANNOTATED 1953, PROVIDING THAT IN GROUP OR BLANKET DISABILITY INSURANCE THE TERM EMPLOYER SHALL INCLUDE STATE OR MUNICIPAL CORPORATION, was read the first time and referred to the Committee on Rules.

S. B. No. 126 By Mr. Davis (By Request)

AN ACT AMENDING SECTION 31-23-1, UTAH CODE ANNOTATED 1953, PROVIDING THAT IN GROUP LIFE INSURANCE THE TERM EMPLOYER SHALL INCLUDE THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 127 By Mr. Hafen

AN ACT AMENDING SECTIONS 53-38-1, 53-38-2, 53-38-3, AND 53-38-6, UTAH CODE ANNOTATED 1953, RELATING TO ISSUANCE OF BONDS FOR CAMPUS BUILDINGS AT INSTITUTIONS OF HIGHER EDUCATION; AUTHORIZING THE STATE BOARD OF EDUCATION AND THE UTAH STATE AGRICULTURAL COLLEGE TO ISSUE CAMPUS BUILDING BONDS FOR JUNIOR COLLEGES UNDER THEIR SUPERVISION, AND PROVIDING THAT FUNDS OTHER THAN REVENUES FROM THE BUILDING AND STUDENT BUILDING FEES MAY NOT BE PLEDGED AS SECURITY FOR BONDS OF INSTITUTIONS OF HIGHER EDUCATION, was read the first time and referred to the Committee on Rules.

S. B. No. 128 By Mr. Hafen

AN ACT APPROPRIATING $375,000 OUT OF THE RESERVE BUILDING FUND OF THE STATE TREASURY FOR THE CONSTRUCTION OF A GYMNASIUM AND CENTRAL HEATING PLANT AT DIXIE COLLEGE, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 17 was read the third time and placed on its final passage.

S. B. No. 17 then passed on the following roll call:

Yeas, 15; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Adams, Clegg, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin and Thorn.

Those voting in the negative were: Senators Anderson, Davis, Hafen, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Bullen.

S. B. No. 17 was transmitted to the House.

SPECIAL ORDER

S. B. No. 2, being a Special Order of Business, was before the Senate.

On motion of Senator Mabey, the Senate resolved itself into a Committee of the Whole.

Dr. E. T. Demars, Director Utah School Alcohol Studies; Dr. Chester A. Swinyard, University of Utah Medical School; Dr. Norman Anderson, Assistant Professor of Psychology, University of Utah Medical School and Mr. Clyde W. Wooderham appeared before the Committee of the Whole.

On motion of Senator Mabey, the Committee of the Whole was dissolved.

PRESENTATION OF RESOLUTIONS

S. R. No. 2 By Messrs. Thorn and Hopkin

A RESOLUTION OF COMMENDATION TO HONORABLE SOL J. SELVIN, SENATOR FROM THE THIRTEENTH DISTRICT IN THE STATE OF UTAH, FOR HIS MANY CONTRIBUTIONS TO THE PEOPLE OF THE STATE OF UTAH, ON THE OCCASION OF HIS 77TH BIRTHDAY, was read the first time.

On motion of Senator Hopkin, the rules were suspended and *S. R. No. 2* was read the second and third times and placed on its final passage.

S. R. No. 2 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President. (Senator Selvin excused from voting.)

Under suspension of the rules, the Rules Committee report was read by the Secretary of the Senate.

REPORT OF STANDING COMMITTEE

January 31, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. R. No. 2*, by Messrs. Thorn and Hopkin, entitled:

A RESOLUTION OF COMMENDATION TO HONORABLE SOL J. SELVIN, SENATOR FROM THE THIRTEENTH DISTRICT IN THE STATE OF UTAH, FOR HIS MANY CONTRIBUTIONS TO THE PEOPLE OF THE STATE OF UTAH, ON THE OCCASION OF HIS 77TH BIRTHDAY, to be engrossed, has been examined by this Committee who has carefully compared the Resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. R. No. 2 was signed by the President in open session in the presence of the Senate.

S. R. No. 2 was transmitted to the Secretary of State.

On motion of Senator Thorn, the Senate recessed.

The Senate re-assembled.

On motion of Senator Clegg, the Senate adjourned until Tuesday, February 1, 1955 at 2:00 P.M.

TWENTY-THIRD DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 1, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

February 1, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 3*, by Messrs. Thomas, Badger, Davis, Cope and Spence, entitled:

AN ACT AMENDING SECTION 37-2-1, UTAH CODE ANNOTATED, 1953, RELATING TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES AND THE LEVYING OF TAXES FOR THE MAINTENANCE OF THE SAME, and requests the Senate to recede from its amendments.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate refused to recede from its amendments.

President Burton appointed a Conference Committee consisting of Senators Woolley, Lloyd and Fowles to act with a like committee from the House to confer on *H. B. No. 3*.

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the House does this day return to your Honorable Body *H. B. No. 20*, as requested by you, only after considerable debate.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, *H. B. No. 20* was made a Special Order of Business for Wednesday, February 2, 1955 at 2:30 P.M.

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 3*, by Messrs. Grover, Burck and Kerr, entitled:

PROPOSING A CONSTITUTIONAL AMENDMENT TO LOWER THE VOTING AGE TO 18 YEARS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 3 was read the first time and referred to the Committee on State and Federal Affairs.

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 58*, by Mr. Gunther, entitled:

AN ACT AMENDING SECTION 41-11-50 UTAH CODE ANNOTATED 1953 TO RAISE THE SPECIAL MOTOR FUELS TAX FROM 5c TO 6c A GALLON, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 58 was read the first time and referred to the Committee on Highways and Aeronautics.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 9 By Mr. Woolley

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XIII, SECTION 3 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO ASSESSMENT AND TAXATION OF TANGIBLE PROPERTY EXEMPTIONS–PERSONAL INCOME TAX–DISPOSITION OF REVENUES; AND PROVIDING THAT ALL REVENUE RECEIVED FROM TAXES ON INCOME OR FROM TAXES ON INTANGIBLE PROP-

ERTY SHALL BE ALLOCATED TO THE GENERAL FUND OF THE STATE FOR APPROPRIATION AS THE LEGISLATURE SHALL PROVIDE, was read the first time and referred to the Committee on Rules.

S. J. R. No. 10 By Mr. Woolley

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3 OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO FUNDS FOR THE SUPPORT OF COMMON AND PUBLIC SCHOOLS OF THE STATE AND PROVIDING THAT THE LEGISLATURE SHALL DETERMINE THE SOURCE, AMOUNT, AND APPORTIONMENT OF SUCH FUNDS, was read the first time and referred to the Committee on Rules.

S. J. R. No. 11 By Messrs. Day, Openshaw and Hopkin

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH PROPOSING TO AMEND ARTICLE XIII, SECTION 2, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE TAXATION OF ALL TANGIBLE PROPERTY IN THE STATE OF UTAH; PROVIDING FOR THE GRANTING OF POWER TO THE LEGISLATURE TO EXEMPT FROM TAXATION HOUSEHOLD FURNISHINGS, FURNITURE, AND EQUIPMENT USED EXCLUSIVELY BY THE OWNER IN MAINTAINING A HOME FOR HIMSELF AND FAMILY, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 129 By Mr. Davis

AN ACT AMENDING SECTION 63-5-19, UTAH CODE ANNOTATED 1953, TO EXTEND THE LIFE OF THE STATE COUNCIL OF DEFENSE WHICH OTHERWISE EXPIRES JULY 1, 1955, TO JULY 1, 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 130 By Mr. Davis

AN ACT RELATING TO CIVIL DEFENSE AND RELIEVING OWNERS AND CONTROLLERS OF REAL ESTATE FROM LIABILITY FOR DEATH OR INJURY TO PERSONS GRATUITOUSLY OCCUPYING SUCH PREMISES DURING AN ACTUAL, IMPENDING, MOCK, OR PRACTICE ATTACK, was read the first time and referred to the Committee on Rules.

S. B. No. 131 By Messrs. Anderson, Hopkin and Bullen

AN ACT AMENDING SECTION 4-12-38, UTAH CODE ANNOTATED 1953, RELATING TO BREEDS AND GRADES OF BULLS TO

BE RUN AT LARGE UPON THE FEDERAL RANGE OR FOREST RESERVE, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. B. No. 2, being Unfinished Business, was before the Senate.

On motion of Senator Mabey, *S. B. No. 2* was tabled.

S. B. No. 3, being Unfinished Business, was before the Senate.

On motion of Senator Mabey, *S. B. No. 3* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 30 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 30* was amended as follows:

Page 1, line 3, underline the word "mutual."

Page 1, line 10, delete the comma following the word "assessment".

On motion of Senator Kerr, the title of *S. B. No. 30* was amended as follows:

Page 1, line 7, of the title delete the semicolon, insert a period and strike "EMERGENCY CLAUSE."

S. B. No. 30 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Jenkins and Thorn.

S. B. No. 36 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 36* retained its position at the head of the Second Reading Calendar.

S. B. No. 22 was read the second time.

Committee report read and adopted.

S. B. No. 22 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Kerr and Thorn.

S. B. No. 23 was read the second time.

Committee report read and adopted.

S. B. No. 23 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Fowles and Selvin.

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

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 27* was amended as follows:

Page 2, line 2, after the word "use" insert "without written consent."

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

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Openshaw.

S. B. No. 28 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 28* was amended as follows:

Page 3, line 10, after the words "patriotic" strike "and," insert a comma following "organizations" and add "and trade associations."

On motion of Senator Davis, *S. B. No. 28* was amended as follows:

Page 3, line 14, strike the period, add a semicolon and insert "(e) boy or girl scout organizations or their affiliates."

On motion of Senator Davis, *S. B. No. 28* was made a Special Order of Business for Wednesday, February 2, 1955 at 3:30 P.M.

On motion of Senator Day, *S. B. No. 26* was made a Special Order of Business to be considered immediately following disposition of *S. B. No. 28*.

On motion of Senator Gibson, the Senate adjourned until Wednesday, February 2, 1955 at 2:00 P.M.

TWENTY-FOURTH DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 2, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

February 2, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 7*, "A RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES C. GARDNER," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. 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.

January 31, 1955

Mr. President:

I am directed 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*, "MEMORIALIZING CONGRESS TO AMEND THE 1948 SUGAR ACT TO PERMIT DOMESTIC PRODUCERS TO A BIGGER SHARE IN U.S. SUGAR CONSUMPTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

January 31, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 12*, "TO INCREASE FINE FOR SHOOTING ALONG THE HIGHWAYS TO $25.00."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 2, 1955

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 Badger, Cope and Thomas, to act with a like committee from the Senate to consider *H. B. No. 3*, entitled "AN ACT AMENDING SECTION 37-2-1, UTAH CODE ANNOTATED, 1953, RELATING TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES AND THE LEVYING OF TAXES FOR THE MAINTENANCE OF THE SAME".

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

REPORTS OF STANDING COMMITTEES

February 2, 1955

Mr. President:

Your Rules Committee, to which was referred *S. B. No. 116*, by Mr. Kerr, reports the same back and recommends the same not be printed.

Respectfully,

REED BULLEN,
Chairman

Report filed.

Committee report read and adopted.

On motion of Senator Hopkin, the enacting clause of *S. B. No. 116* was struck.

February 1, 1955

Mr. President:

Your Rules Committee, to which were referred

S. C. R. No. 5 by Mr. Tietjen (State and Federal Affairs)

S. B. No. 118 by Messrs. Fowles and Tietjen (Revenue and Taxation)

S. B. No. 119 by Messrs. Selvin and Mabey (Education)

S. B. No. 120 by Mr. Kerr—by request (Business and Commerce)

S. B. No. 121 by Messrs. Bullen and Clegg (Agriculture and Irrigation)

S. B. No. 122 by Messrs. Bullen, Anderson and Mabey (Appropriations)

•S. *B. No. 123* by Messrs. Bullen, Anderson and Mabey (Appropriations)

S. *B. No. 124* by Messrs. Davis, Bullen and Adams (Business and Commerce)

S. *B. No. 125* by Mr. Davis—by request (Business and Commerce)

S. *B. No. 126* by Mr. Davis—by request (Business and Commerce)

S. *B. No. 127* by Mr. Hafen (Appropriations)

S. *B. No. 128* by Mr. Hafen (Appropriations)

S. *J. R. No. 9* by Mr. Woolley (State and Federal Affairs)

S. *J. R. No. 10* by Mr. Woolley (State and Federal Affairs)

S. *J. R. No. 11* by Messrs. Day, Openshaw and Hopkin (State and Federal Affairs)

S. *B. No. 129* by Mr. Davis (Military Affairs and Civil Defense)

S. *B. No. 130* by Mr. Davis (Military Affairs and Civil Defense)

S. *B. No. 131* by Messrs. Anderson, Hopkin and Bullen (Agriculture and Irrigation)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 2, 1955

Mr. President:

Your Committee on Judiciary, to which was referred S. *B. No. 52*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. *B. No. 52* was placed on the Second Reading Calendar.

February 2, 1955

Mr. President:

Your Committee on Military and Civil Defense, to which was referred *S. B. No. 98*, by Messrs. Hammond and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 98 was placed on the Second Reading Calendar.

February 2, 1955

Mr. President:

Your Committee on Military and Civil Defense, to which was referred *S. B. No. 102*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 102 was placed on the Second Reading Calendar.

February 2, 1955

Mr. President:

Your Committee on Military and Civil Defense, to which was referred *S. B. No. 117*, by Mr. Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 117 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 64*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 64 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 95*, by Mr. Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 95 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 99*, by Messrs. Tietjen, Fowles and Mabey, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 99 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 107*, by Messrs. Tietjen, Fowles and Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 107 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 108*, by Messrs. Davis, Lloyd and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 108 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 109*, by Messrs. Tietjen, Fowles and Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 109 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 110*, by Messrs. Lloyd and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 110 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 111*, by Messrs. Davis, Tietjen and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 111 was placed on the Second Reading Calendar.

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 112*, by Messrs. Lloyd, Tietjen and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 112 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 12 By Messrs. Davis and Fowles

A JOINT RESOLUTION OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION RECOGNIZING THAT THE SALES OF NATURAL GAS BY PRODUCERS OR GATHERERS IN INTERSTATE COMMERCE FOR RESALE ARE AN INTEGRAL PART OF THE PRODUCTION AND GATHERING OF THAT RESOURCE AND EXEMPTING SUCH SALES FROM ANY AND ALL REGULATION BY THE FEDERAL GOVERNMENT, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 132 By Messrs. Stringham and Hopkin

AN ACT AMENDING SECTIONS 73-2-14, 73-3-5, 73-3-6, 73-3-12, 73-3-15, 73-3-16 AND 73-3-17, UTAH CODE ANNOTATED, 1953, RELATING TO WATER AND WATER RIGHTS, THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE TO APPROPRIATION THEREOF, PUBLICATION OF NOTICE OF APPLICATIONS, EXTENSIONS OF TIME, APPEALS FROM DECISIONS OF THE STATE ENGINEER, AND PROOF OF APPROPRIATION AND CERTIFICATES THEREOF; AMENDING SECTIONS 73-5-12 AND 73-5-13, UTAH CODE ANNOTATED 1953, RELATING TO RESERVOIRS AND THE DUTIES OF OWNERS THEREOF AND TO THE FILING OF NOTICE OF CLAIMS TO SURFACE AND UNDERGROUND WATER; AND REPEALING SECTIONS 73-5-10, 73-5-11 AND 73-7-53, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 133 By Mr. Lloyd (By Request)

AN ACT AMENDING SECTIONS 58-5-2, 58-5-7, 58-5-9, AND REPEALING SECTION 58-5-8 RELATING TO CHIROPODISTS, THEIR QUALIFICATIONS TO PRACTICE AND THE REQUIREMENTS FOR A LICENSE, was read the first time and referred to the Committee on Rules.

S. B. No. 134 By Mr. Fowles

AN ACT AMENDING SECTION 63-13-2, UTAH CODE ANNOTATED, 1953, SO AS TO PROVIDE THAT THE 11TH DAY OF NOVEMBER OF EACH YEAR SHALL BE KNOWN AS VETERANS' DAY INSTEAD OF ARMISTICE DAY, was read the first time and referred to the Committee on Rules.

S. B. No. 135 By Mr. Kerr

AN ACT RATIFYING THE COLUMBIA RIVER INTERSTATE COMPACT ENTERED INTO AT PORTLAND, OREGON ON JANUARY 15, 1955 BY THOSE STATES OF THE COLUMBIA RIVER BASIN, NAMELY IDAHO, MONTANA, NEVADA, OREGON, UTAH, WASHINGTON, AND WYOMING BY THE REPRESENTATIVES OF THOSE STATES WITH THE APPROVAL OF THE REPRESENTATIVE OF THE UNITED STATES OF AMERICA, was read the first time and referred to the Committee on Rules.

S. B. No. 136 By Messrs. Day and Selvin

AN ACT APPROPRIATING TWO MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS ($2,650,000.00) TO UNIVERSITY OF UTAH OF THE STATE OF UTAH FOR THE PURPOSE OF MAKING CAMPUS IMPROVEMENTS AND CONSTRUCTING CERTAIN BUILDINGS ON THE UNIVERSITY OF UTAH CAMPUS AT SALT LAKE CITY, UTAH, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, the rules were suspended and the Senate voted to now consider bills on Second Reading.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 32 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the enacting clause of *S. B. No. 25* was struck.

On motion of Senator Hafen, 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:

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

Those voting in the affirmative yere: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen and Openshaw.

H. B. No. 32 was returned to the House.

SPECIAL ORDER

H. B. No. 20, being a Special Order of Business, was before the Senate for its re-consideration.

On motion of Senator Woolley, *H. B. No. 20* was made a Special Order of Business for Thursday, February 3, 1955 at 2:30 P.M.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 30 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 30* retained its position at the head of the Third Reading Calendar.

S. B. No. 22 was read the third time and placed on its final passage.

S. B. No. 22 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Anderson, Hafen and Stringham.

S. B. No. 22 was transmitted to the House.

S. B. No. 23 was read the third time and placed on its final passage.

S. B. No. 23 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Bullen, Hafen, Kerr and Stringham.

S. B. No. 23 was transmitted to the House.

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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Hafen, Hopkin and Stringham.

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

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 48 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, the Senate resolved itself into a Committee of the Whole.

On motion of Senator Gibson, the Committee of the Whole was dissolved.

S. B. No. 48 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Thorn.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

SPECIAL ORDER

S. B. No. 28, being a Special Order of Business, was before the Senate.

On motion of Senator Davis, *S. B. No. 28* was tabled.

S. B. No. 26, being a Special Order of Business, was before the Senate.

S. B. No. 26 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 26* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 55 was read the second time.

Committee report read and adopted.

S. B. No. 55 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hopkin and Openshaw.

S. C. R. No. 2 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. C. R. No. 2* was tabled.

On motion of Senator Gibson, the Senate adjourned until Thursday, February 3, 1955 at 10:00 A.M.

TWENTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 3, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Hopkin, excused.

Prayer by the Chaplain.

February 3, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we

have read the Journal for the twenty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 2, 1955

Mr. President:

I am directed to inform your Honorable Body that the House this day passed *H. J. R. No. 8*, by Messrs. Henderson, Barnes, Mrs. Cazier, Cope, C. E. Peterson, Johnson, Mrs. Vance, Spence and Romney, entitled, "A RESOLUTION OF CONDOLENCE TO THE FAMILY OF FRANK BONACCI," and the same is transmitted herewith for your action, was read the first time.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Gibson, the rules were suspended and *H. J. R. No. 8* was read the second and third times and placed on its final passage.

H. J. R. No. 8 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Jenkins, Kerr, Mabey, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Lloyd, Openshaw, Thorn and Woolley.

H. J. R. No. 8 was returned to the House.

February 2, 1955

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. 12*, "AN ACT AMENDING SECTION 78-56-3, UTAH CODE ANNOTATED RELATING TO COMPENSATION OF COURT REPORTERS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 12 was referred to the Committee on Rules to be enrolled and engrossed.

February 2, 1955

Mr. President:

I am directed 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*, "RELATING TO THE DISCHARGE OF FIREARMS FROM A VEHICLE UPON OR ACROSS A PUBLIC HIGHWAY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 2, 1955

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. 59*, by Messrs. Douglas Taylor, Rowberry, Esplin, Howe and Thomas, entitled, "TO PROVIDE FOR REGISTRATION UNDER THE DEPARTMENT OF BUSINESS REGULATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS" and the same is transmitted herewith for your action.

Respectfully yours,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 59 was read the first time and referred to the Committee on Business and Commerce.

REPORTS OF STANDING COMMITTEES

February 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 92*, by Mr. Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairmar

Report filed.

S. B. No. 92 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 13 By Mr. Day

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH MEMORIALIZING THE CONGRESS OF THE UNITED STATES AND THE NATIONAL GOVERNMENT TO BAR FOREIGN PRODUCTS BY FOREIGN LABOR, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 137 By Messrs. Day and Hafen

AN ACT AUTHORIZING THE PARENT TO COMPROMISE CLAIM OF MINOR AND PROVIDING FOR PAYMENT OF FILING FEE FOR FILING PETITION TO COMPROMISE SAID CLAIM, was read the first time and referred to the Committee on Rules.

S. B. No. 138 By Messrs. Fowles and Davis

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 31-19-39, UTAH CODE ANNOTATED 1953, SPECIFYING CONDITIONS UNDER WHICH UNAUTHORIZED INSURERS MAY ISSUE INSURANCE POLICIES IN UTAH AND PROVIDING DEFENSE OF THEIR ACTION, AND REPEALING SECTION 31-5-16 (4), UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 139 By Messrs. Anderson, Tietjen and Hafen

AN ACT AMENDING SECTIONS 4-9-1, 4-9-2, 4-9-3, 4-9-5 AND 4-9-6, UTAH CODE ANNOTATED 1953, RELATING TO THE CONTROL AND ERADICATION OF PULLORUM AND OTHER DISEASES IN POULTRY, TURKEY AND OTHER DOMESTIC FOWL; AUTHORIZATION OF BOARD OF AGRICULTURE TO MAKE REGULATIONS; RECOGNIZING UTAH POULTRY IMPROVEMENT COMMITTEE AS AN ADVISORY BODY; INSPECTION OF PUBLIC AND PRIVATE PROPERTY; BLOOD TESTING PROCEDURES; REGULATION OF IMPORTATION; LABELING OF CONTAINERS FOR SHIPMENT; REGISTRATION AND LICENSING OF SALESMEN OR SALES AGENCIES; AND FILING OF BLOOD-TESTING REPORTS WITH THE STATE BOARD OF AGRICULTURE, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 30 was before the Senate for its consideration.

On motion of Senator Kerr, *S. B. No. 30* was amended as follows:

Page 1, line 8, after the word "capital" insert "and surplus."

S. B. No. 30 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hopkin and Openshaw.

S. B. No. 30 was transmitted to the House.

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

On motion of Senator Mabey, the Senate resolved itself into Regular Session.

Senator Mabey moved that the Senate do advise and consent to the following appointments:

MEMBER, BOARD ON ALCOHOLISM:

Joseph M. Warner, Midvale, and Robert M. Hoggan, Ogden, for unexpired terms ending March 1, 1955.

MEMBER, ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Mrs. William G. Shelton, Murray, for five-year term ending March 1, 1959.

MEMBERS, STATE COURSE OF STUDY (TEXTBOOK) COMMISSION:

H. H. Fisher and Brig. Gen. Franklin Riter, Salt Lake City, for terms expiring June 30, 1955; Mrs. Henry Ruggeri, Price, Joseph Rosenblatt, Salt Lake City, and Mrs. George Worthen, Provo, for terms expiring June 30, 1956.

COMMISSIONER, DEPARTMENT OF ENGINEERING:

Lorenzo J. Bott, Brigham City, for unexpired term ending March 1, 1957.

DIRECTORS, STATE FAIR ASSOCIATION:

C. H. Vance, Provo, and C. J. Smout, Slaterville, for unexpired terms ending June 1, 1955.

COMMISSIONER, DEPARTMENT OF FINANCE:

Herbert F. Smart, Salt Lake City, for unexpired term ending March 1, 1959.

MEMBER, STATE HEALTH BOARD:

Leonard A. Higgins, Salt Lake City, for seven-year term ending March 1, 1961.

Motion carried with unanimous consent of the Senate.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 48 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 48* was amended as follows:

Page 1, line 15, after the word "made" insert the following:

"when the State of Utah owns only the mineral or subsurface rights in land as well as when it owns the fee simple title to land."

On motion of Senator Stringham, *S. B. No. 48* was made a Special Order of Business for today at 3:30 P.M.

S. B. No. 55 was read the third time and placed on its final passage.

S. B. No. 55 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Jenkins, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Kerr and Openshaw.

S. B. No. 55 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 8 was read the second time.

Committee report read and adopted.

On moton of Senator Day, *S. B. No. 8* was amended as follows:

Page 3, delete all of line 32.

On motion of Senator Day, the title of *S. B. No. 8* was amended as follows:

Line 18, after the semicolon insert "and".

Line 21, strike the semicolon and insert a period, then delete the remainder of line 21 and all of 22.

On motion of Senator Adams, *S. B. No. 8* was amended as follows:

Page 2, line 16, after the word "district" strike the comma and insert a period, then delete remainder of line 16.

Page 3, line 1, strike the words "judges of city courts."

Page 3, line 19, strike "or city."

Page 3, line 20, strike "or city."

On motion of Senator Adams, the title of *S. B. No. 8* was amended as follows:

Line 11, strike the words "AND CITY".

Line 15, strike the word "OR".

Line 16, strike the word "CITY."

S. B. No. 8 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Jenkins, Lloyd, Openshaw and Tietjen.

Those voting in the negative were: Senators Gibson, Gronning, Kerr, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hopkin and Mabey.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

CONFERENCE COMMITTEE REPORT

February 3, 1955

Mr. President:

Mr. Speaker:

We, your Conference Committee, after careful consideration of *H. B.*

No. 3, beg leave to recommend that the House recede from its position and adopt the Senate amendments.

Respectfully,

DILWORTH S. WOOLLEY
Chairman, Senate Committee

HOWARD C. BADGER
Chairman, House Committee

Committee report read and adopted.

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

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Jenkins, Openshaw and Thorn.

H. B. No. 3 was returned to the House.

REPORTS OF STANDING COMMITTEES

February 2, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 8*, by Messrs. Davis and Gunther, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

H. B. No. 8 was placed on the Second Reading Calendar.

February 2, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 34*, by Messrs. Conover and G. D. Taylor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

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

February 2, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 47*, by Messrs. Henderson, Barnes and Jensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

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

February 2, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 119*, by Messrs. Selvin and Mabey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 119 was placed on the Second Reading Calendar.

February 2, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 89*, by Messrs. Day, Fowles and Tietjen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 89 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Military Affairs and Civil Defense, to which was referred *S. B. No. 129*, by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 129 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Military Affairs and Civil Defense, to which was referred *S. B. No. 130,* by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 130 was placed on the Second Reading Calendar.

On motion of Senator Kerr the Senate recessed.

The Senate re-assembled.

SPECIAL ORDER

H. B. No. 20, being a Special Order of Business, was before the Senate for its re-consideration.

Senator Hafen moved that *H. B. No. 20* be amended as follows:

Page 1, line 7, strike the bracket.

Page 1, line 7, strike "for the Calendar."

Page 1, line 8, strike "year 1954."

Page 1, line 8, after the word "hereof" insert "provided", then delete the words "thereafter, commencing with the" on lines 8-9.

Page 1, line 9, before the word "calendar" insert "in the."

Page 1, lines 9-10, strike the words "no such tax may be levied without first having it approved."

Page 1, line 9, before the word "its" insert "the proposition to authorize the levy of such tax for the remainder of the said 10 year period shall be submitted to."

Page 2, line 2, strike the bracket.

On motion of Senator Fowles, the Senate voted for a roll call vote on the proposed Hafen amendments.

The Hafen amendment then passed on the following roll call:

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gronning, Hafen, Hammond, Kerr (explained vote), Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Fowles, Gibson (explained vote), Lloyd and Selvin.

Absent and not voting: Senators Adams, Davis, Hopkin and Jenkins.

H. B. No. 20 then passed on re-consideration on the following roll call:

Yeas, 16; Nays, 4; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Fowles, Jenkins, Openshaw and Selvin (explained vote).

Absent and not voting: Senators Adams, Davis and Hopkin.

Senator Hafen served notice that on the next legislative day he would ask the Senate to reconsider its action on *H. B. No. 20.*

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 35 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 35* was amended as follows:

Page 1, line 1, after the word "judge" strike "of the State of Utah, whether."

Page 1, line 2, after the word "Court" insert "of the State of Utah".

On motion of Senator Adams, *S. B. No. 35* was tabled.

On motion of Senator Kerr, the Senate recessed.

SPECIAL ORDER

S. B. No. 48, being a Special Order of Business, was before the Senate.

On motion of Senator Stringham, *S. B. No. 48* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 37 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 37* was amended as follows:

Page 1, strike "(Introduced by Title only. See H. B. No. 44)" and insert in lieu thereof the following:

Section 67-8-5, Utah Code Annotated, 1953, as amended by Chapter 126, Laws of Utah 1953, is amended to read:

The annual salaries of the district attorneys are fixed as follows: in the First Judicial District, $2,750; in the Second Judicial District, [$3,600] $4,800; in the Third Judicial District, $5,400; in the Fourth Judicial District, $3,800; in the Fifth Judicial District, $3,600; in the Sixth Judicial District, $3,250; in the Seventh Judicial District, $3,600.

On motion of Senator Day, the Title of *S. B. No. 37* was amended as follows:

Line 1, of the Title following "1953," insert "AS AMENDED BY CHAPTER 126, LAWS OF UTAH 1953,".

S. B. No. 37 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Woolley.

Those voting in the negative were: Senators Gibson and Mr. President (explained vote).

Absent and not voting: Senators Hafen and Hopkin.

S. B. No. 41 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 41* was tabled.

On motion of Senator Thorn, the Senate adjourned until Friday, February 4, 1955 at 11:00 A.M.

TWENTY-SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 4, 1955.

The Senate was called to order at 11:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Gronning and Davis, excused.

Prayer by the Chaplain.

February 4, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day pased, as amended by the House, *H. B. No. 24*, by Messrs. Kerr, E. C. Larsen, Hurst, Hebertson and Morrill, entitled:

TO PROVIDE REFUND OF MOTOR FUEL TAX ON OFF-HIGHWAY CONSUMPTION, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 24 was read the first time and referred to the Committee on Highways and Aeronautics.

February 4, 1955

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. 25*, by Messrs. Kerr, E. C. Larsen, Hurst, Hebertson and Morrill, entitled:

TO SET ASIDE 10% OF MOTOR FUEL TAX FOR OFF-HIGHWAY TAX REFUNDS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 25 was read the first time and referred to the Committee on Highways and Aeronautics.

February 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 3*, entitled:

TO REAFFIRM SUPPORT BY THE UTAH LEGISLATURE OF THE "BRICKER AMENDMENT" WHICH PROPOSED AMENDMENT OF THE U.S. CONSTITUTION TO REQUIRE CONGRESSIONAL RATIFICATION OF ANY INTERNATIONAL AGREEMENT OR TREATY, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 15*, entitled:

RELATING TO FRAUD IN OBTAINING PUBLIC ASSISTANCE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 15 was referred to the Committee on Rules to be enrolled and engrossed.

February 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 16*, entitled:

RELATING TO MUFFLERS ON MOTOR VEHICLES, AND PROVIDING THAT MUFFLER BE AS EFFICIENT AS STANDARD EQUIPMENT, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 16 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 3, 1955

Mr. President:

Your Rules Committee, to which were referred *S. B. No. 133*, by Messrs. Lloyd (By Request) reports the same back and recommends the same not be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

On motion of Senator Day, the enacting clause of *S. B. No. 133* was struck.

February 2, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 12 by Messrs. Davis and Fowles (Industry)

S. B. No. 134 by Mr. Fowles (Military Affairs and Civil Defense)

S. B. No. 136 by Messrs. Day and Selvin (Appropriations)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 3, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 12*, by Messrs. Day, Davis and Fowles, entitled:

AN ACT AMENDING SECTION 78-56-3, UTAH CODE ANNOTATED 1953, RELATING TO COMPENSATION OF COURT REPORTERS, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. 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 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 8*, by Messrs. Selvin, Davis and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 8 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 115*, by Mr. Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 115 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 29*, by Messrs. Hurst, Kerr, McPolin and Rowberry, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 29 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 51*, by Messrs. Howe and Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 51 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 55*, by Messrs. Romney, Palmer, Kerr, Ivers and McPolin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 55 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 69*, by Mr. Sheffield, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 69 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 80,* by Mr. Sheffield, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 80 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 81,* by Mr. Sheffield, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 81 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 140 By Messrs. Davis, Day and Gronning

AN ACT AMENDING SECTIONS 58-11-1, 58-11-2, 58-11-3, 58-11-5, 58-11-6, 58-11-8, 58-11-9, AND 58-11-12, RELATING TO THE QUALIFICATIONS, LICENSING AND TRAINING OF BEAUTY CULTURISTS, MANICURISTS, ELECTROLOGISTS AND APPRENTICES AND REPEALING SECTION 58-11-4 RELATING TO THE LICENSE TO CUT HAIR, was read the first time and referred to the Committee on Rules.

S. B. No. 141 By Messrs. Mabey and Selvin

AN ACT AMENDING SECTION 53-29-12, UTAH CODE ANNOTATED 1953, AS ENACTED BY SECTION 4, CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, PERMITTING THE PURCHASE OF SERVICE CREDITS BY FORMER MEMBERS OF THE TERMINATED LOCAL TEACHERS RETIREMENT ASSOCIATIONS, AND DEFINING THE CONDITIONS UNDER WHICH SAID SERVICE CREDITS CAN BE OBTAINED, was read the first time and referred to the Committee on Rules.

S. B. No. 142 By Messrs. Bullen and Anderson

AN ACT APPROPRIATING FROM THE RESERVE BUILDING FUND TO THE UTAH STATE AGRICULTURAL COLLEGE $1,300,000 FOR NEW CONSTRUCTION OF BUILDINGS ON THE CAMPUS OF THE UTAH STATE AGRICULTURAL COLLEGE CAMPUS IN LOGAN, was read the first time and referred to the Committee on Rules.

S. B. No. 143 By Messrs. Bullen and Anderson

AN ACT AUTHORIZING AND EMPOWERING THE UTAH STATE AGRICULTURAL COLLEGE TO APPOINT ONE OR MORE PERSONS TO BE MEMBERS OF THE UTAH STATE AGRICULTURAL COLLEGE POLICE DEPARTMENT AND PRESCRIBING THE POWERS AND AUTHORITY OF SAID DEPARTMENT AND THE MEMBERS THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 144 By Mr. Day

AN ACT REPEALING SECTION 20-14-9, 20-14-10, 20-14-11, 20-14-12, 20-14-13, 20-14-14, 20-14-16 AND 20-14-17, UTAH CODE ANNOTATED 1953, PERTAINING TO EXPENSE STATEMENTS OF CANDIDATES, was read the first time and referred to the Committee on Rules.

S. B. No. 145 By Messrs. Thorn and Mabey

AN ACT APPROPRIATING $37,200.00 FROM THE GENERAL FUND TO THE CAPITOL BUILDING REPAIRS AND ALTERATIONS ACCOUNT UNDER THE DIRECTION OF THE SECRETARY OF STATE, was read the first time and referred to the Committee on Rules.

S. B. No. 146 By Messrs. Thorn and Mabey

AN ACT APPROPRIATING $45,000.00 FROM THE GENERAL FUND TO THE CAPITOL BUILDING REPAIRS AND ALTERATIONS ACCOUNT UNDER THE DIRECTION OF THE SECRETARY OF STATE FOR THE PURPOSE OF IMPROVING AND MODERNIZING THE ELECTRICAL SYSTEM OF THE CAPITOL BUILDING, was read the first time and referred to the Committee on Rules.

S. B. No. 147 By Messrs. Davis, Day and Fowles

AN ACT AMENDING SECTION 31-9-23, UTAH CODE ANNOTATED 1953, REQUIRING DOMESTIC MUTUAL INSURANCE COMPANIES TO COMPUTE THE MINIMUM SURPLUS AS WELL AS THE MINIMUM CAPITAL REQUIRED OF A DOMESTIC STOCK INSURER, AND TO MAINTAIN THE SAME, IN ORDER TO TRANSACT LIKE KINDS OF INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 148 By Messrs. Fowles and Clegg

AN ACT AMENDING SECTION 63-2-15, UTAH CODE ANNOTATED, 1953, RELATING TO THE AMOUNT TO BE PAID FOR TRAVEL FOR OFFICERS AND EMPLOYEES OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 149 By Mr. Davis

AN ACT AMENDING SECTION 31-14-4, UTAH CODE ANNOTATED 1953, RELATING TO TAXES PAID BY INSURANCE COMPANIES AND PROVIDING FOR REPEAL OF THE TAX ON PREMIUMS FROM OCEAN MARINE INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 150 By Mr. Hopkin

AN ACT AMENDING SECTION 41-6-46, UTAH CODE ANNOTATED 1953, RELATING TO SPEED REGULATIONS AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 41-6-100.1, UTAH CODE ANNOTATED 1953, RELATING TO SPECIAL STOPS REQUIRED OF ALL MOTOR VEHICLES FOR SCHOOL BUSES, was read the first time and referred to the Committee on Rules.

S. B. No. 151 By Messrs. Gibson and Hafen

AN ACT RELATING TO COMIC BOOKS; PROHIBITING THE SALE OF HORROR, TORTURE, SADISTIC AND CRIMINAL BOOKS AND PROVIDING PENALTIES; DEFINITIONS, was read the first time and referred to the Committee on Rules.

Senator Kerr, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Kerr, the Call of the Senate was lifted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 8 was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 8* was made a Special Order of Business for today at 2:30 P.M.

S. B. No. 37 was read the third time and placed on its final passage.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. Roland Anderson appeared before the Committee of the Whole.

On motion of Senator Fowles, the Committee of the Whole was dissolved.

On motion of Senator Fowles, *S. B. No. 37* was amended as follows:

Page 1, line 5, strike "$4,800" and insert in lieu thereof "$4,400."

S. B. No. 37 then passed on the following roll call:

Yeas, 13; Nays, 2; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Hafen, Hopkin, Kerr, Lloyd, Mabey, Openshaw and Mr. President.

Those voting in the negative were: Senators Bullen and Stringham.

Absent and not voting: Senators Davis, Gronning, Hammond, Jenkins, Selvin, Thorn, Tietjen and Woolley.

S. B. No. 37 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 45 was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

On motion of Senator Hafen, the Senate voted to re-consider its final action on *H. B. No. 20.*

H. B. No. 20 was before the Senate for its re-consideration.

On motion of Senator Hafen, the title of *H. B. No. 20* was amended as follows:

Line 4, of the title strike "ELIMINATING THE."

Line 4, of the title following the word "REQUIRE" insert "ING."

Line 5, strike "MENT."

H. B. No. 20 then passed on re-consideration on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Fowles, Gibson, Hafen, Hammond, Jenkins, Lloyd, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Day.

Absent and not voting: Senators Davis, Gronning, Hopkin, Kerr, Mabey, Openshaw, Selvin and Mr. Woolley.

H. B. No. 20 was returned to the House.

UNFINISHED BUSINESS

S. B. No. 45, being Unfinished Business, was before the Senate.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. B. K. Knowles appeared before the Committee of the Whole.

On motion of Senator Day, the Committee of the Whole was dissolved.

S. B. No. 45 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Bullen and Mabey.

Absent and not voting: Senators Davis, Gronning, Selvin and Stringham.

SPECIAL ORDER

S. B. No. 8, being a Special Order of Business, was before the Senate for its consideration.

On motion of Senator Day, *S. B. No. 8* was made a Specal Order of Business for Monday, February 7, 1955 at 2:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 13 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 13* was amended as follows:

Page 1, line 9, after the word "tourists." delete remainder of line 9, all of lines 10-11-12.

On motion of Senator Hafen, the title of *S. B. No. 13* was amended as follows:

Line 3, after the word "STATE" insert a period, then delete lines 4-5-6-7-8.

On motion of Senator Hafen, the rules were suspended and *S. B. No. 13* was read the third time and placed on its final passage.

S. B. No. 13 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Gronning, Mabey, Selvin and Stringham.

S. B. No. 13 was transmitted to the House.

S. B. No. 56 was read the second time.

Committee report read and adopted.

S. B. No. 56 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Day, Fowles, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Clegg, Davis, Gronning, Mabey, Selvin, Stringham and Thorn.

S. B. No. 75 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 75* retained its position at the head of the Second Reading Calendar.

S. B. No. 80 was read the second time.

Committee report read and adopted.

S. B. No. 80 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Day, Fowles, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Clegg, Davis, Gronning, Mabey, Selvin, Stringham, Thorn and Woolley.

S. B. No. 85 was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, the Senate recessed.

The Senate re-assembled.

S. B. No. 85 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Fowles, Gronning, Lloyd, Selvin, Stringham, Thorn and Woolley.

S. B. No. 11 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 11* was amended as follows:

Page 1, line 3, after the comma following the word "licensee" insert the following: "other than a restaurant or other public eating house, 50% or more of whose business volume must consist of the sale of food".

Page 1, line 5, after the word "to" insert "knowingly."

Page 1, line 6, strike the word "enter," also the comma following the word "loiter."

On motion of Senator Day, the title of *S. B. No. 11* was amended as follows:

Line 3 of the title after the word "TO" insert "KNOWINGLY."

Line 8 of the title, strike the word "ENTER", also the comma after the word "REMAIN."

S. B. No. 11 failed to pass on Second Reading on the following roll call:

Yeas, 11; Nays, 7; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw and Tietjen.

Those voting in the negative were: Senators Bullen, Fowles, Gibson, Hafen,, Mabey, Woolley and Mr. President (explained vote).

Absent and not voting: Senators Davis, Gronning, Selvin, Stringham and Thorn.

S. B. No. 60 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 60* retained its position at the head of the Second Reading Calendar.

On motion of Senator Hopkin, the Senate adjourned until Monday, February 7, 1955 at 2:00 P.M.

TWENTY-NINTH DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 7, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.
Prayer by the Chaplain.

February 7, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

D. E. HAMMOND,
Chairman

Report adopted and filed.

The President appointed Senators Clegg, Adams and Stringham to read and revise the Journal for two weeks commencing February 7, 1955.

COMMUNICATIONS FROM THE HOUSE

February 4, 1955

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 3rd and passed *H. B. No. 3* entitled "LEVYING OF TAXES FOR PUBLIC LIBRARIES."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

REPORTS OF STANDING COMMITTEES

February 4, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 13 by Mr. Day (State and Federal Affairs)

S. B. No. 132 by Messrs. Stringham and Hopkin (Agriculture and Irrigation)

S. B. No. 135 by Mr. Kerr (Agriculture and Irrigation)

S. B. No. 137 by Messrs. Day and Hafen (Judiciary)

S. B. No. 138 by Messrs. Fowles and Davis (Business and Commerce)

S. B. No. 139 by Messrs. Anderson, Tietjen and Hafen (Agriculture and Irrigation)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 4, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 15*, by Messrs. Day, Kerr and Selvin, entitled:

AN ACT AMENDING SECTION 55-2-22, UTAH CODE ANNOTATED 1953, RELATING TO FRAUD IN OBTAINING PUBLIC ASSISTANCE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 15 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 4, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 16*, by Messrs. Hafen and Kerr, entitled:

NOISY MUFFLER ACT, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 16 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 4, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 3*, by Messrs. Mabey, Kerr and Hafen, entitled:

REAFFIRMING ITS SUPPORT OF THE BRICKER AMENDMENT, to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

February 7, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 20*, by Mr. Woolley, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 20 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 33*, by Messrs. Day, Openshaw and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 33 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 104*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 104 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 105*, by Messrs. Davis, Day and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 105 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 113*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 113 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 124*, by Messrs. Davis, Bullen and Adams, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 124 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 125*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 125 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 126*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 126 was placed on the Second Reading Calendar.

February 3, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 59*, by Messrs. Douglas Taylor, Rowberry, Esplin, Howe and Thomas, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 59 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 93*, by Messrs. Kerr and Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 93 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 9*, by Messrs. Davis and Gunther, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 9 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 56*, by Mr Gunther, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 56 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 57*, by Messrs. Davis and Rowberry, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 57 was placed on the Second Reading Calendar.

February 7, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 58*, by Mr. Gunther, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 58 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 14 By Messrs. Mabey, Hafen and Hopkin

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE 31ST LEGISLATURE OF THE STATE OF UTAH REQUESTING THE UTAH LEGISLATIVE COUNCIL TO MAKE A STUDY OF LABOR-MANAGEMENT RELATIONS AND REQUESTING

A REPORT, WITH SUCH RECOMMENDATIONS AS IT MAY SEE FIT TO ADOPT, TO THE 32ND LEGISLATURE BY DECEMBER 1, 1956, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 152 By Messrs. Hammond, Tietjen and Fowles

AN ACT GRANTING EMPLOYEES OF THE STATE OF UTAH AND EMPLOYEES OF ANY COUNTY OR MUNICIPALITY THEREOF WHO ARE MEMBERS OF THE RESERVE FORCES OF THE UNITED STATES ARMY, NAVY, AIR FORCE AND MARINES, FULL PAY FOR TIME NOT IN EXCESS OF FIFTEEN DAYS PER YEAR SPENT ON DUTY AT ANNUAL ENCAMPMENT OR RIFLE COMPETITION OR OTHER DUTIES IN CONNECTION WITH THE RESERVE TRAINING AND INSTRUCTION REQUIREMENTS OF THE DEPARTMENTS OF THE ARMY, NAVY, AIR FORCE AND MARINES OF THE UNITED STATES. THIS LEAVE SHALL BE IN ADDITION TO ANNUAL VACATION LEAVE WITH PAY, was read the first time and referred to the Committee on Rules.

S. B. No. 153 By Mr. Day

AN ACT AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED 1953, RELATING TO THE EXERCISE OF DEPARTMENT FUNCTIONS OF THE DEPARTMENT OF REGISTRATION, was read the first time and referred to the Committee on Rules.

S. B. No. 154 By Messrs. Tietjen, Hafen and Fowles

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 31-19-40, UTAH CODE ANNOTATED 1953 PROVIDING UNIFORM INDIVIDUAL ACCIDENT AND SICKNESS POLICY PROVISIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 155 By Messrs. Hafen, Thorn and Kerr

AN ACT AMENDING SECTION 53-5-4, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 17, LAWS OF UTAH, 1953, FIRST SPECIAL SESSION, RELATING TO QUALIFICATIONS OF SCHOOL BOARD MEMBERS AND THE MANNER OF FILLING VACANCIES ON SUCH BOARDS, AND PROVIDING THAT NO PERSON SHALL SERVE AS A MEMBER OF A SCHOOL BOARD WHO IS EMPLOYED IN THE PUBLIC SCHOOL SYSTEM OF THIS STATE, was read the first time and referred to the Committee on Rules.

S. B. No. 156 By Mr. Day

AN ACT AMENDING SECTION 27-1-29, UTAH CODE ANNOTATED 1953, RELATING TO LIMITATIONS OF AXLE WEIGHTS AND

MAXIMUM LOADS OF MOTOR VEHICLES ON THE HIGHWAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 157 By Messrs. Mabey and Jenkins

AN ACT AMENDING SECTIONS 17-27-10 AND 17-27-14, UTAH CODE ANNOTATED 1953 RELATING TO ZONING AND PLANNING OF UNINCORPORATED AREAS, BY DECREASING TO FIFTEEN DAYS THE TIME FOR NOTICE AND FOR ACTION BY THE PLANNING COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 158 By Mr. Kerr

AN ACT AUTHORIZING THE BOARD OF EXAMINERS TO DISPOSE OF 15 ACRES OF NON-ESSENTIAL LAND MORE OR LESS WHICH COMPRISES THE LAND IMMEDIATELY SOUTH OF THE SOUTH RIM OF EMIGRATION CANYON, WHICH LAND IS PART OF THE "THIS IS THE PLACE MONUMENT" TRACT AT THE MOUTH OF EMIGRATION CANYON, was read the first time and referred to the Committee on Rules.

S. B. No. 159 By Messrs. Day and Anderson

AN ACT APPROPRIATING $1,000,000 TO THE UTAH WATER AND POWER BOARD CONSTRUCTION FUND FROM THE GENERAL FUND FOR THE BIENNIUM BEGINNING JULY 1, 1955 AND ENDING JUNE 30, 1957, was read the first time and referred to the Committee on Rules.

Senator Woolley, having voted on the prevailing side, moved that the Senate do re-consider its action on *S. B. No. 11*.

Motion carried.

S. B. No. 11 was before the Senate for its re-consideration.

On motion of Senator Woolley, *S. B. No. 11* was tabled.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 45 was read the third time and placed on its final passage.

S. B. No. 45 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Selvin.

S. B. No. 45 was transmitted to the House.

SPECIAL ORDER

S. B. No. 8, being a Special Order of Business, was before the Senate for its consideration.

On motion of Senator Day, *S. B. No. 8* was tabled.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 56 was read the third time and placed on its final passage.

S. B. No. 56 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Selvin and Woolley.

S. B. No. 56 was transmitted to the House.

S. B. No. 80 was read the third time and placed on its final passage.

S. B. No. 80 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Selvin and Woolley.

S. B. No. 80 was transmitted to the House.

S. B. No. 85 was read the third time and placed on its final passage.

S. B. No. 85 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Kerr, Selvin and Woolley.

S. B. No. 85 was transmitted to the House .

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 75 was before the Senate for its consideration.

On motion of Senator Gibson, *S. B. No. 75* was amended as follows:

Page 1, line 5, after the word "nurses' 'strike the remainder of line 5, all of lines 6-7-8-9-10.

Page 1, line 3, after the word "Education" insert a period, then delete "a requirement of all teachers."

S. B. No. 75 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Selvin and Woolley.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

S. B. No. 60 was before the Senate for its consideration.

On motion of Senator Hafen, *S. B. No. 60* retained its position at the head of the Second Reading Calendar.

S. B. No. 57 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, *S. B. No. 57* retained its position on the Second Reading Calendar.

S. B. No. 53 was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, *S. B. No. 53* was amended as follows:

Page 2, following line 3, insert the following:

"A copy of each such financial statement, together with proof of publication thereof, shall be filed with the state auditor within 15 days from the publication of such statement.

Section 2. This act shall take effect upon approval and the statements herein provided shall be filed with the state auditor within 15 days thereafter."

S. B. No. 53 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Mabey, Selvin, Thorn and Woolley.

S. B. No. 61 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 61* was amended as follows:

Page 1, strike "(Introduced by Title only. See H. B. No. 79.)" and insert in lieu thereof the following:

Section 10-6-6, Utah Code Annotated 1953, is amended to read:

10-6-6. All elective officers of cities and of towns shall be chosen by the qualified voters of their respective municipalities. No person shall be eligible to any elective office [, elective or appointive,] who is not a qualified elector of the city or town, nor shall any person be eligible to any office who is a defaulter to the corporation.

S. B. No. 61 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Openshaw, Selvin, Thorn and Woolley.

S. B. No. 14 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, *S. B. No. 14* was amended as follows:

Page 1, line 16, strike ", or failure to pay the same within five (5) days after."

Page 2, line 1, strike "written notice,".

S. B. No. 14 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Openshaw and Selvin.

On motion of Senator Kerr, the Senate adjourned until Tuesday, February 8, 1955 at 11:00 A.M.

THIRTIETH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 8, 1955.

The Senate was called to order at 11:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.

Prayer by the Chaplain.

February 8, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 8, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In compliance with State laws, I am submitting the following appointments to your Honorable Body for advice and consent:

MEMBERS, BOARD OF CORRECTIONS:

Raymond C. Wilson, Salt Lake City

Norman Sims, Salt Lake City; Both for six year terms beginning March 7, 1955, and ending March 1, 1961.

COMMISSIONER, STATE FISH AND GAME COMMISSION:

Golden C. Sanderson, Fairview, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, WATER POLLUTION CONTROL BOARD:

Miles P. Romney, Salt Lake City (representing mineral industries), for eight-year term beginning March 1, 1955, and ending March 1, 1963.

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Louis R. Watts, Salt Lake City, for six-year term beginning July 1, 1955, and ending July 1, 1961.

COMMISSIONER, DEPARTMENT OF PUBLIC SAFETY:

Jay C. Newman, Salt Lake City, for four-year term beginning July 1, 1955 and ending July 1, 1959.

MEMBERS, TOURIST AND PUBLICITY COUNCIL:

Gus P. Backman, Salt Lake City.....R 3

Homer Bandley, Richfield ..... R 6

J. W. Corbin, Moab ..... D 7

Kenneth Sowards, Vernal ..... R 4

All for four-year terms beginning July 1, 1955, and ending July 1, 1959.

MEMBERS, UTAH WATER AND POWER BOARD:

David A. Scott, Ogden ..... R 2

Raymond Hammond, Grantsville ..... D 3

Dr. P. L. Jones, Nephi ..... R 4

Leo C. Harvey, Pleasant Grove ..... D 4

Byron O. Colton, Roosevelt ..... R 6

All for six-year terms beginning March 1, 1956, and ending March 1, 1962.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication referred to Special Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 7, 1955

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. 50*, entitled, "TO REQUIRE CORPORATIONS TO SHOW THEIR BOOKS ONLY TO BONA FIDE STOCKHOLDERS WHO ARE ACTING IN GOOD FAITH AND FOR PROPER PURPOSES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 50 was read the first time and referred to the Committee on Business and Commerce.

February 7, 1955

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. 49*, by Messrs. Howe and Welch, entitled, "TO REQUIRE CORPORATIONS TO SHOW THEIR

BOOKS ONLY TO BONA FIDE STOCKHOLDERS WHO ARE ACTING IN GOOD FAITH AND FOR PROPER PURPOSE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 49 was read the first time and referred to the Committee on Business and Commerce.

February 7, 1955

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. Thoresen, Hopkins, Crofts and Hall, entitled, "TO ENACT A 'RIGHT TO WORK LAW'," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 85 was read the first time and referred to the Committee on Labor.

February 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 32*, by Mr. Sheffield, "RELATING TO THE POWER OF CORPORATIONS FOR PECUNIARY PROFIT TO MAKE DONATIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 7, 1955

Mr. President:

I am directed 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. 12, entitled, "INCREASE COURT REPORTER'S SALARY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 12 was transmitted to the Governor.

February 7, 1955

Mr. President:

I am directed 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*, entitled, "A RESOLUTION OF CONDOLENCE TO THE FAMILY OF FRANK BONACCI," and the same is transmitted herewith for the signature of the president.

Respectfully,

RULON J. 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.

February 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 20*, entitled, "TO PERMIT SALT LAKE CITY TO LEVY A 4-MILL PROPERTY TAX FOR WATER AND SEWAGE PURPOSES UPON CALLING A SPECIAL ELECTION," and requests the Senate to recede from its amendments.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate refused to recede from its amendments.

President Burton appointed a Conference Committee consisting of Senators Lloyd, Openshaw and Day to act with a like Committee from the House to confer on *H. B. No. 20*.

REPORTS OF STANDING COMMITTEES

February 8, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 140 by Messrs. Davis, Day, Gronning (Industry)

S. B. No. 141 by Messrs. Mabey and Selvin (Education)

•*S. B. No. 142* by Messrs. Bullen and Anderson (Appropriations)

•*S. B. No. 143* by Messrs. Bullen and Anderson (Political Subdivisions)

S. B. No. 144 by Mr. Day (Judiciary)

S. B. No. 145 by Messrs. Thorn and Mabey (Appropriations)

S. B. No. 146 by Messrs. Thorn and Mabey (Appropriations)

S. B. No. 147 by Messrs. Davis, Day and Fowles (Business and Commerce)

S. B. No. 148 by Messrs. Fowles and Clegg (Political Subdivisions)

S. B. No. 149 by Mr. Davis (Business and Commerce)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 7, 1955

Mr. President:

Your Committee on Military Affairs, to which was referred *S. B. No. 134*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 134 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 15 By Messrs. Mabey, Hammond and Jenkins

AN ACT MEMORIALIZING CONGRESS TO ESTABLISH AND ENACT A UNIFORM TIME SYSTEM FOR THE ENTIRE UNITED STATES OF AMERICA, was read the first time and referred to the Committee on Rules.

On motion of Senator Day, it was agreed that when the Senate adjourns today, it stand adjourned until Wednesday, February 9, 1955 at 2:00 P.M.

On motion of Senator Day, the Senate voted to give the chair authority to rule that bills can be introduced without the need for unanimous consent up until 1:00 P.M. Wednesday, February 9, 1955.

INTRODUCTION OF BILLS

S. B. No. 160 By Messrs. Adams and Day

AN ACT AMENDING SECTION 53-29-12 (a) AND (f), UTAH CODE ANNOTATED 1953, AS ENACTED BY SECTION 4, CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, TO PROVIDE FOR SERVICE CREDITS TO PAROCHIAL SCHOOL EMPLOYEES FOR SERVICES RENDERED PRIOR TO JULY 1, 1937; AND TO EXCLUDE SERVICE CREDIT FOR MEMBERS DURING THE TIME THEY DO NOT CONTRIBUTE TO THE SYSTEM, was read the first time and referred to the Committee on Rules.

S. B. No. 161 By Mr. Hopkin

AN ACT REPEALING SECTION 4-8-7, UTAH CODE ANNOTATED 1953, RELATING TO RESTRICTIONS ON THE SALE OF CERTAIN CATTLE UNTIL THE SAME HAVE BEEN TESTED FOR BRUCELLOSIS OR VACCINATED OR CERTIFIED FROM A BRUCELLOSIS FREE HERD OR COUNTY; AND PROVIDING THAT SALES MAY BE DELAYED, was read the first time and referred to the Committee on Rules.

S. B. No. 162 By Messrs. Clegg and Day

AN ACT AMENDING SECTION 55-2-13, UTAH CODE ANNOTATED 1953, RELATING TO PAYMENT OF PUBLIC ASSISTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 163 By Messrs. Clegg and Day

AN ACT AMENDING SECTION 55-2-10, UTAH CODE ANNOTATED 1953, RELATING TO PUBLIC WELFARE STANDARDS OF ASSISTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 164 By Mr. Davis

AN ACT AMENDING SECTION 41-11-8, UTAH CODE ANNOTATED 1953 RELATING TO THE DEDUCTION FOR EVAPORATION AND HANDLING LOSS ALLOWED PRODUCERS AND REFINERS OF MOTOR FUELS AND PROVIDING THAT THE PRODUCERS AND REFINERS AT THE TIME OF REPORTING THE SALES IN THIS STATE AND PAYMENT OF THE TAX SHALL FURNISH SATISFACTORY EVIDENCE THAT THEY HAVE PAID TO THE RETAILERS ON QUANTITIES OF FUEL SOLD TO THEM DURING THE PERIOD, ONE HALF OF THE THREE PERCENT DEDUCTION, was read the first time and referred to the Committee on Rules.

S. B. No. 165 By Mr. Davis

AN ACT AMENDING SECTION 20-3-2, SUBSECTION (b), UTAH CODE ANNOTATED, 1953, RELATING TO THE DAY ON WHICH PRIMARY ELECTIONS ARE HELD, TO REMOVE A CONFLICT WITH SECTION 20-3-8, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 166 By Mr. Davis

AN ACT AMENDING SECTION 4-4-8, UTAH CODE ANNOTATED, 1953, TO CORRECT AN AMBIGUITY THEREIN BY PROVIDING A PENALTY FOR SECOND VIOLATIONS OF ANY PROVISION OF THE INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT OF 1951 OTHER THAN SECTION 4-4-3, SUBSECTION A(1), UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 167 By Mr. Davis

AN ACT AMENDING SECTION 4-12-25, UTAH CODE ANNOTATED, 1953, RELATING TO COMMINGLING AND TRESPASS BY DROVES OF CERTAIN DOMESTIC ANIMALS, EXTENDING THE PROTECTION OF THE SECTION TO OTHERS IN ADDITION TO ACTUAL SETTLERS OF THE STATE, was read the first time and referred to the Committee on Rules.

S. B. No. 168 By Mr. Davis

AN ACT AMENDING SECTION 10-7-67, UTAH CODE ANNOTATED, 1953, RELATING TO THE IMPRISONMENT OF VIOLATORS OF ORDINANCES FOR THE NON-PAYMENT OF FINES AND COSTS IMPOSED FOR SUCH VIOLATIONS, TO REMOVE A CONFLICT BETWEEN THE SECTION AMENDED AND SECTIONS 10-8-85, 10-13-23 AND 77-35-15, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 169 By Messrs. Thorn and Woolley

AN ACT PROVIDING FOR A RETIREMENT SYSTEM FOR THE EMPLOYEES OF THE UTAH HIGHWAY PATROL AND DESIGNATING THE SOURCE OF FUNDS TO SUPPORT THE SYSTEM, was read the first time and referred to the Committee on Rules.

S. B. No. 170 By Messrs. Davis and Fowles

AN ACT RELATING TO THE CREATION OF A STATE ADVISORY BOARD ON FIRE PREVENTION AND PROTECTION; PROVIDING FOR THE COMPOSITION, SELECTION AND THE DUTIES OF SUCH BOARD; PROVIDING FOR THE APPOINTMENT OF A STATE FIRE MARSHAL, DEFINING HIS DUTIES AND RESPONSIBILITIES; AND PROVIDING FOR HIS COMPENSATION, was read the first time and referred to the Committee on Rules.

S. B. No. 171 By Messrs. Day, Hafen and Fowles

AN ACT AMENDING SECTION 67-8-3, UTAH CODE ANNOTATED 1953, INCREASING THE ANNUAL SALARIES OF THE JUSTICES OF THE SUPREME COURT, was read the first time and referred to the Committee on Rules.

S. B. No. 172 By Messrs. Day and Openshaw

AN ACT AMENDING SECTION 76-53-18, UTAH CODE ANNOTATED 1953, RELATING TO THE CRIME OF RAPE, DESCRIBING THE PENALTIES THEREFOR AND PROVIDING FOR MANDATORY LIFE SENTENCES, was read the first time and referred to the Committee on Rules.

S. B. No. 173 By Messrs. Mabey, Thorn and Fowles

AN ACT AMENDING SECTION 58-13a-1, SECTION 58-13a-43, AND SECTION 58-13a-44, UNIFORM NARCOTIC DRUG ACT, DEFINING "VEHICLE", "TRANSPORT" AND "OWNER" AS USED IN SAID ACT AND PROVIDING FOR THE FORFEITURE OF THE VEHICLES USED IN THE UNLAWFUL TRANSPORTATION OF NARCOTICS; PROVIDING FURTHER FOR MORE SEVERE PENALTIES FOR VIOLATION OF THE UNIFORM NARCOTIC DRUG ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 174 By Mr. Gibson

AN ACT AMENDING SECTION 30-3-1 UTAH CODE ANNOTATED 1953 RELATING TO DIVORCE – PROCEDURE – RESIDENCE – GROUNDS – BY DELETING FROM THE PROVISION THEREOF RELATING TO INSANITY AS A GROUNDS FOR DIVORCE THE REQUIREMENT THAT THE ADJUDICATION OF INSANITY BE AT LEAST

FIVE YEARS PRIOR TO THE COMMENCEMENT OF THE ACTION FOR DIVORCE, was read the first time and referred to the Committee on Rules.

S. B. No. 175 By Messrs. Hafen, Hopkin and Stringham

AN ACT AMENDING SECTIONS 34-1-8 AND 34-1-9, UTAH CODE ANNOTATED 1953, OF THE UTAH LABOR RELATIONS ACT TO MAKE IT AN UNFAIR LABOR PRACTICE FOR AN EMPLOYER TO ENTER INTO OR ACT PURSUANT TO AGREEMENTS TO DISCRIMINATE AGAINST EMPLOYEES TO ENCOURAGE OR DISCOURAGE MEMBERSHIP IN A LABOR ORGANIZATION, EXCEPT SUCH AGREEMENTS WHICH REQUIRE EMPLOYEES AFTER THE THIRTIETH DAY OF HIRE TO PAY A SUM EQUIVALENT TO THE PERIODIC DUES AND INITIATION FEES UNIFORMLY REQUIRED AS A CONDITION OF ACQUIRING OR RETAINING MEMBERSHIP THEREIN, EXCLUDING SUCH PART THEREOF AS IS ATTRIBUTABLE TO THE FINANCING OF BENEFITS FOR WHICH THE NON-UNION MEMBER IS INELIGIBLE; TO PROVIDE FOR AN ELECTION TO RESCIND THE AUTHORITY TO ENTER INTO SUCH AGREEMENTS; TO MAKE IT AN UNFAIR LABOR PRACTICE FOR A LABOR ORGANIZATION TO REQUIRE EXCESSIVE DUES AND INITIATION FEES; AND TO MAKE IT AN UNFAIR LABOR PRACTICE FOR A LABOR ORGANIZATON TO REFUSE UNREASONABLY TO PERMIT INSPECTION OF ITS BOOKS BY ITS MEMBERS AND EMPLOYEES WHO CONTRIBUTE TO SAID ORGANIZATION AS HEREIN AUTHORIZED, was read the first time and referred to the Committee on Rules.

S. B. No. 176 By Mr. Gibson

AN ACT AMENDING SECTION 53-35-1, UTAH CODE ANNOTATED 1953, RELATING TO ASSISTANCE TO TEACHERS AND NON-TEACHING EMPLOYEES OF THE UNIVERSITY OF UTAH, THE UTAH STATE AGRICULTURAL COLLEGE AND THE STATE JUNIOR COLLEGES IN ACQUIRING ANNUITIES, was read the first time and referred to the Committee on Rules.

S. B. No. 177 By Messrs. Davis and Hammond

AN ACT APPROPRIATING ONE HUNDRED FIFTEEN THOUSAND FOUR HUNDRED DOLLARS ($115,400.00) TO THE UNIVERSITY OF UTAH FOR THE PURPOSE OF PAYING THE UNIVERSITY OF UTAH'S EMPLOYER'S CONTRIBUTION TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT FUND PLUS INTEREST ON SAME AT 2½% PER ANNUM, FROM JANUARY 1, 1954 TO JUNE 30, 1955, was read the first time and referred to the Committee on Rules.

On motion of Senator Gibson, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 75 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 75* retained its position at the head of the Third Reading Calendar.

On motion of Senator Stringham, the Senate resolved itself into a Committee of the Whole.

Mr. Jimmie Hodson appeared before the Committee of the Whole.

On motion of Senator Stringham, the Committee of the Whole was dissolved.

S. B. No. 53 was read the third time and placed on its final passage.

On motion of Senator Gronning, the enacting clause of *S. B. No. 53* was struck.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to lift *H. B. No. 33* from the Political Subdivision Committee and place it before the Senate for its immediate consideration.

H. B. No. 33 was before the Senate for its consideration.

On motion of Senator Hopkin, the rules were suspended and *H. B. No. 33* was read the second and third times and placed on its final passage.

On motion of Senator Gronning, *H. B. No. 33* was amended as follows:

Page 1, line 4, strike "January" and insert "March."

H. B. No. 33 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hafen, Jenkins, Kerr, Openshaw and Selvin.

H. B. No. 33 was returned to the House.

S. B. No. 61 was read the third time and placed on its final passage.

On motion of Senator Davis, *S. B. No. 61* retained its position on the Third Reading Calendar.

S. B. No. 14 was read the third time and placed on its final passage.

S. B. No. 14 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Hafen, Jenkins, Openshaw and Selvin.

S. B. No. 14 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Gibson, *S. B. Nos. 50-51* retained their position on the Second Reading Calendar.

S. B. No. 29 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, *S. B. No. 29* retained its position on the Second Reading Calendar.

S. B. No. 34 was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *S. B. No. 34* was amended as follows:

Page 4, lines 1-2 strike "and until the state auditor, shall have acknowledged thereon receipt of a copy of such contract."

Page 4, line 1, after the word "unless" insert "a copy of the same shall have been filed with the Utah State auditor."

On motion of Senator Gibson, *S. B. No. 34* was amended as follows:

Page 3, strike line 32.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. Sherman J. Preece appeared before the Committee of the Whole.

On motion of Senator Day, the Committee of the Whole was dissolved.

S. B. No. 34 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day (explained vote), Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Jenkins, Selvin and Woolley.

On motion of Senator Davis, the rules were suspended and the Senate voted to now consider bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Davis, the rules were suspended and the Senate voted to now consider *S. B. No. 61*.

On motion of Senator Davis, the title of *S. B. No. 61* was amended as follows:

Line 2 of the title beginning with "the" delete remainder of line 2, all of lines 3-4.

Line 2, of the title after the word "that" insert the following:

"APPOINTIVE OFFICERS OF CITIES AND TOWNS NEED NOT BE QUALIFIED ELECTORS OF THOSE CITIES AND TOWNS APPOINTING THEM."

S. B. No. 61 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Adams, Fowles, Hopkin, Jenkins, Selvin, Thorn and Woolley.

S. B. No. 61 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 58 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and the Senate voted to place *H. B. No. 69* at the head of the Second Reading Calendar to be considered in place of *S. B. No. 58*.

H. B. No. 69 was before the Senate for its consideration.

On motion of Senator Kerr, *H. B. No. 69* was amended as follows:

Page 1, line 2, after the colon insert "Utah Code annotated 1953."

H. B. No. 69 failed to pass on Second Reading on the following roll call:

Yeas, 5; Nays, 13; Absent, 5.

Those voting in the affirmative were: Senators Davis, Fowles, Mabey, Stringham and Woolley.

Those voting in the negative were: Senators Anderson, Bullen, Clegg, Day, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Adams, Gibson, Jenkins, Selvin and Thorn.

H. B. No. 69 was returned to the House.

On motion of Senator Davis, the enacting clause of *S. B. No. 58* was struck.

On motion of Senator Kerr, the Senate adjourned.

THIRTY-FIRST DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 9, 1955.

The Senate was called to order at 2:00 P.M. President Burton in the chair.

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

Prayer by the Chaplain.

February 9, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirtieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 9, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 8 I signed S. *B. No. 12*, entitled:

INCREASE COURT REPORTER'S SALARY, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 8, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In compliance with State laws, I am submitting the following appointments to your Honorable Body for advice and consent:

MEMBERS, BOARD ON ALCOHOLISM:

Joseph M. Warner, Midvale

Dr. William D. O'Gorman, Ogden

Rex Hughes, Provo

N. Blaine Winters, Salt Lake City

Robert M. Hoggan, Ogden

All for two-year terms beginning March 1, 1955, and ending March 1, 1957.

COMMISSIONER, DEPARTMENT OF BUSINESS REGULATION:

Hal S. Bennett, Salt Lake City, for six year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Elmer E. Brown, Ogden, for five-year term beginning March 1, 1955, and ending March 1, 1960.

MEMBERS, STATE COURSE OF STUDY (TEXTBOOK) COMMISSION:

H. H. (Bill) Fisher, Salt Lake City

Brig. Gen. Franklin Riter, Salt Lake City

Both for four-year terms beginning June 30, 1955, and ending June 30, 1959.

MEMBER, STATE BOARD OF HEALTH:

Dr. Leslie A. Poulson, Richfield (dental member), for seven-year term beginning March 1, 1955 and ending March 1, 1962.

COMMISSIONER, STATE INDUSTRIAL COMMISSION:

Otto A. Wiesley, Salt Lake City, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, HIGHWAY PATROL CIVIL SERVICE COMMISSION:

F. P. Champ, Logan, for four-year term beginning January 1, 1955, and ending January 1, 1959.

COMMISSIONER, DEPARTMENT OF PUBLIC WELFARE:

H. C. Shoemaker, Bountiful, for six-year term beginning March 1, 1955 and ending March 1, 1961.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

February 8, 1955

Mr. President:

I am directed 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. 3*, by Messrs. Mabey, Kerr and Hafen, entitled:

SUPPORTING THE BRICKER AMENDMENT, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 8, 1955

Mr. President:

I am directed 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. 15*, by Messrs. Day, Kerr and Selvin, entitled:

WRONGFUL PUBLIC ASSISTANCE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 15 was transmitted to the Governor.

February 8, 1955

Mr. President:

I am directed 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. 16*, by Messrs. Hafen and Kerr, entitled:

NOISY MUFFLER ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 16 was transmitted to the Governor.

February 8, 1955

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. Thomas, Davis, Gunther, Messinger and Mrs. Vance, entitled:

TO ENACT A NEW LAW CREATING THE UTAH STATE BOARD ON ALCOHOLISM, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 5 was read the first time and referred to the Committee on Judiciary.

February 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 19*, entitled:

TO RETAIN CRIMINALLY INSANE PERSONS IN THE STATE PRISON FOR SECURITY, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 19 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 9, 1955

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. 22*, entitled:

TO SET UP A MARRIAGE COUNSELING SERVICE UNDER SUPERVISION OF THE DISTRICT COURTS. SAME AS SB 7. and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 22 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the seventh day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 12*, RELATING TO THE DISCHARGE OF FIREARMS FROM A VEHICLE UPON, OR ACROSS A PUBLIC HIGHWAY AND PROVIDING A PENALTY THEREFORE.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 10*, RELATING TO LICENSE TO PRACTICE AS REGISTERED NURSE; AND REDUCING AGE REQUIREMENT, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 10 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 9, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 15 by Messrs. Mabey, Hammond and Jenkins (State and Federal Affairs)

S. B. No. 150 by Mr. Hopkin (Highways and Aeronautics)

S. B. No. 151 by Messrs. Gibson and Hafen (Business and Commerce)

•*S. B. No. 152* by Messrs. Hammond, Tietjen and Fowles (Military Affairs and Civil Defense)

S. B. No. 153 by Mr. Day (Political Subdivisions)

S. B. No. 155 by Messrs. Hafen, Thorn and Kerr (Education)

S. B. No. 156 by Mr. Day (Highways and Aeronautics)

S. B. No. 157 by Messrs. Mabey and Jenkins (Political Subdivisions)

•*S. B. No. 161* by Mr. Hopkin (Agriculture and Irrigation)

•*S. B. No. 173* by Messrs. Mabey, Thorn and Fowles (Public Health, Welfare and Institutions)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

•Printed by title only.

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 54*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 54 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 65*, by Mr. Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 65 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 74*, by Mr. Kerr, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 74 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 121*, by Messrs. Bullen and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 121 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 131*, by Messrs. Anderson, Hopkin and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 131 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 132*, by Messrs. Stringham and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 132 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 135*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 135 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 139*, by Messrs. Anderson, Tietjen and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 139 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 24*, by Messrs. Hopkin, Thorn and Gibson, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 24 was placed on the Second Reading Calendar.

February 8, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 36*, by Messrs. Conover and Taylor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 36 was placed on the Second Reading Calendar.

February 8, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 40*, by Messrs. Barlow, Dalebout and C. H. Taylor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 40 was placed on the Second Reading Calendar.

February 8, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 114*, by Messrs. Day and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 114 was placed on the Second Reading Calendar.

February 8, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 143*, by Messrs. Bullen and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 143 was placed on the Second Reading Calendar.

February 8, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 148*, by Messrs. Fowles and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 148 was placed on the Second Reading Calendar.

February 9, 1955

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 127*, by Mr. Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report filed.

S. B. No. 127 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 6 By Mr. Day

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, ACKNOWLEDGING APPRECIATION TO THE KENNECOTT CORPORATION, ITS OFFICERS, DIRECTORS AND MANAGEMENT AND TO THE OPERATING TECHNICAL STAFF FOR THE ESTABLISHMENT AND OPERATION OF THE KENNECOTT RESEARCH CENTER AT THE UNIVERSITY OF UTAH, was read the first time.

On motion of Senator Day, the rules were suspended and *S. C. R. No. 6* was read the second and third times and placed on its final passage.

S. C. R. No. 6 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Davis, Mabey and Selvin.

S. C. R. No. 6 was transmitted to the House.

S. C. R. No. 7 By Messrs. Day and Thorn

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, EXPRESSING APPRECIATION AND GRATITUDE TO THE NATIONAL SOCIETY OF THE SONS OF UTAH PIONEERS, NICHOLAS, G. MORGAN, SR., ITS IMMEDIATE PAST PRESIDENT, KENNECOTT CORPORATION AND DR. AVARD FAIRBANKS FOR THE PRESENTATION TO THE STATE OF UTAH OF AN HEROIC STATUE OF DANIEL C. JACKLING, was read the first time.

On motion of Senator Day, the rules were suspended and *S. C. R. No. 7* was read the second and third times and placed on its final passage.

S. C. R. No. 7 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Davis, Hopkin, Lloyd and Selvin.

S. C. R. No. 7 was transmitted to the House.

S. C. R. No. 8 By Mr. Day

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, ACKNOWLEDGING APPRECIATION TO THE NATIONAL SOCIETY OF THE SONS OF UTAH PIONEERS, TO ITS IMMEDIATE PAST PRESIDENT, NICHOLAS G. MORGAN, SR., AND TO DR. AVARD FAIRBANKS, SCULPTOR, FOR THE PRESENTATION TO THE STATE OF ILLINOIS OF AN HEROIC STATUE OF ABRAHAM LINCOLN, was read the first time.

On motion of Senator Day, the rules were suspended and *S. C. R. No. 8* was read the second and third times and placed on its final passage.

S. C. R. No. 8 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Jenkins and Selvin.

S. C. R. No. 8 was transmitted to the House.

S. C. R. No. 9 By Messrs. Day and Hafen

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH, COMMENDING THE HONORABLE WILLIAM A. DAWSON AND HIS STAND AGAINST ANY CONGRESSIONAL SALARY INCREASE UNTIL IT "CAN COME FROM A SURPLUS IN OUR NATION'S TREASURY," was read the first time.

On motion of Senator Day, the rules were suspended and *S. C. R. No. 9* was read the second and third times and placed on its final passage.

S. C. R. No. 9 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Hafen, Hammond, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senators Davis, Hopkin, Jenkins, Kerr and Selvin.

S. C. R. No. 9 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 178 By Messrs. Stringham and Hopkin

AN ACT AMENDING SECTION 23-2-22, UTAH CODE ANNOTATED, 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH, 1953, RELATING TO ACQUISITION OF LAND BY THE STATE FISH AND GAME COMMISSION AND PROVIDING THAT THE STATE FISH AND GAME COMMISSION SHALL, BEFORE ACQUIRING LAND IN EXCESS OF 320 ACRES FOR ITS PURPOSES, CONDUCT A HEARING, AFTER DUE NOTICE, AT THE COUNTY SEAT OF THE COUNTY IN WHICH THE LAND IS SITUATED, WITH THE COUNTY COMMISSION THEREOF, TO ADVISE SAID OFFICIALS OF THE NECESSITY FOR THE ACQUISITION OF SAID LAND, was read the first time and referred to the Committee on Rules.

S. B. No. 179 By Messrs. Hopkin and Hammond

AN ACT AMENDING SECTION 10-10-10, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 20, LAWS OF UTAH 1953, EXCLUDING ASSISTANT CHIEFS IN POLICE DEPARMENTS IN CITIES OF THE FIRST CLASS FROM THE CLASSIFIED CIVIL SERVICE BUT PROVIDING THAT SUCH ASSISTANT CHIEFS MUST BE APPOINTED FROM THE CLASSIFIED CIVIL SERVICE, was read the first time and referred to the Committee on Rules.

S. B. No. 180 By Messrs. Day, Davis and Fowles

AN ACT PROVIDING FOR AN EXAMINATION OF PUBLIC FUNDS AND FUNCTIONS; PROVIDING FOR THE APPOINTMENT OF A LEGISLATIVE EXAMINER BY THE LEGISLATIVE COUNCIL; FIXING HIS SALARY AND TERM OF OFFICE; DEFINING THE DUTIES AND FUNCTIONS OF AN EXAMINER TO INCLUDE BUDGETARY EXAMINATION, APPRAISAL OF STATUTORY FUNCTIONS, EFFICIENCY AND ECONOMY IN ADMINISTRATIVE OPERATION, EXPENDITURE OF PUBLIC FUNDS AND THE PREPARATION OF FINANCIAL REPORTS AND FUNCTIONAL EXAMINATIONS OF GOVERNMENT SERVICES; AND PROVIDING FOR REPORTS TO THE LEGISLATURE, was read the first time and referred to the Committee on Rules.

S. B. No. 181 By Messrs. Day and Openshaw

AN ACT AMENDING SECTION 53-2-3, UTAH CODE ANNOTATED, 1953, RELATING TO REGIONAL SCHOOL DISTRICT CONVENTIONS FOR SELECTION OF CANDIDATES FOR THE OFFICE OF MEMBER OF STATE BOARD OF EDUCATION; PROVIDING THAT EVERY QUALIFIED AND REGISTERED ELECTOR RESIDING WITHIN A REGIONAL SCHOOL DISTRICT SHALL BE ENTITLED TO A NOMINATING VOTE, was read the first time and referred to the Committee on Rules.

S. B. No. 182 By Messrs. Thorn and Woolley

AN ACT AMENDING SECTION 41-6-161, UTAH CODE ANNOTATED, 1953, BY PROVIDING FOR AN INCREASE IN INSPECTION FEE BY AN ADDITIONAL FIFTY CENTS, AND DIRECTING THAT THE SAME SHALL BE PAID INTO THE UTAH HIGHWAY FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 183 By Mr. Openshaw

AN ACT AMENDING SECTIONS 42-2-1, 42-2-2, 42-2-3 AND 42-2-4, UTAH CODE ANNOTATED 1953, RELATING TO CONDUCTING BUSINESS UNDER AN ASSUMED NAME BY REQUIRING ALL SUCH INDIVIDUALS, ASSOCIATIONS, PARTNERSHIPS, CORPORATIONS OR OTHERWISE TO FILE WITH THE SECRETARY OF STATE WITHIN 30 DAYS OF COMMENCING OR TRANSACTING SUCH BUSINESS A CERTIFICATE SETTING FORTH SUCH INFORMATION AS THE NAME OF THE BUSINESS AND THE BUSINESS ADDRESS AND THE NAMES AND ADDRESSES OF ALL PERSONS OWNING AND CONDUCTING SUCH BUSINESS; AND REQUIRING NEW CERTIFICATES TO BE FILED AFTER ANY CHANGE IN THE PERSONS OWNING OR CONDUCTING SUCH BUSINESS; AND REQUIRING AN ALPHABETICAL INDEX TO BE KEPT OF SUCH CERTIFICATES AND PROVIDING FOR A $1.00 FEE FOR FILING ALL SUCH CERTIFICATES; AND PROVIDING THAT VIOLATORS OF THE CHAPTER CANNOT MAINTAIN ANY

LEGAL ACTION OR COUNTERCLAIM IN ANY COURT OF THIS STATE AND SHALL ALSO BE GUILTY OF A MISDEMEANOR, was read the first time and referred to the Committee on Rules.

S. B. No. 184 By Mr. Mabey (By Request)

AN ACT TO ESTABLISH STATE EMPLOYEES' TENURE OF EMPLOYMENT COMMITTEES: TO PROVIDE FOR UNIFORM RATE OF PAY, ORDER OF PROMOTION, NOTICE, HEARING, APPEAL IN CASES OF DISMISSAL, was read the first time and referred to the Committee on Rules.

S. B. No. 185 By Messrs. Mabey and Bullen (By Request)

AN ACT AMENDING SECTION 53-29-6, CHAPTER 29, TITLE 53, LAWS OF UTAH 1953, AS ENACTED BY SECTION 4, CHAPTER 20, LAWS OF UTAH, 1953, FIRST SPECIAL SESSION, PROVIDING REPRESENTATION ON THE RETIREMENT BOARD FOR RETIRANTS OF THE SYSTEM AND DESIGNATING THEIR TERM OF OFFICE AND METHOD OF ELECTION, was read the first time and referred to the Committee on Rules.

S. B. No. 186 By Messrs. Mabey and Bullen (By Request)

AN ACT AMENDING SECTION 5, CHAPTER 23, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE NEEDY EDUCATIONAL EMPLOYEES' ASSISTANCE FUND, FOR THE PURPOSE OF ALLOWING THE RETIREMENT BOARD TO CONSIDER THE INCOMES OF A HUSBAND AND WIFE AS BEING DIVIDED EQUALLY BETWEEN THE TWO IN COMPUTING THE AVAILABLE INCOME OF AN APPLICANT FOR ASSISTANCE; AND INCREASING THE AMOUNT OF ASSETS WHICH ARE ALLOWED AN APPLICANT UNDER PROVISIONS OF THE ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 187 By Messrs. Lloyd and Davis

AN ACT AMENDING SECTION 58-6-4 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 98, LAWS OF UTAH, RELATING TO CONTRACTORS LICENSES – APPLICATION FOR – FEE – QUALIFICATIONS – RULES AND REGULATIONS – MEETINGS OF COMMITTEE – BY DELETING FROM THE PROVISIONS THEREOF THE PROVISION THAT IN NO INSTANCE WILL THE ORIGINAL ISSUANCE OF A LICENSE TO A BONA FIDE RESIDENT OF THE STATE DEPEND UPON AN APPLICANT'S FINANCIAL CONDITION, was read the first time and referred to the Committee on Rules.

S. B. No. 188 By Mr. Gibson

AN ACT REPEALING SECTION 67-8-6, UTAH CODE ANNOTATED 1953, RELATING TO MILEAGE AND EXPENSES OF DISTRICT ATTORNEYS; AND, THUS, PLACING THEM UNDER SECTION 67-8-7, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 189 By Mr. Gibson

AN ACT AMENDING SECTION 34-1-8, UTAH CODE ANNOTATED, 1953, RELATING TO UNFAIR LABOR PRACTICES, AND PROVIDING ANY VIOLATION THEREOF CONSTITUTES A MISDEMEANOR, was read the first time and referred to the Committee on Rules.

S. B. No. 190 By Mr. Gibson

AN ACT AMENDING SECTION 55-10-61, UTAH CODE ANNOTATED 1953, RELATING TO THE JUVENILE COURTS; PROVIDING THAT APPEALS FROM THE JUVENILE COURT SHALL BE TAKEN TO THE DISTRICT COURT; AND REPEALING SECTION 65-10-34, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 191 By Mr. Clegg (By Request)

AN ACT TO PROVIDE FOR LIENS IN FAVOR OF HOSPITALS AND OTHER INSTITUTIONS IN THIS STATE UPON ALL CAUSES OF ACTION FOR DAMAGES ACCRUING TO A PATIENT THEREIN OR TO THE LEGAL REPRESENTATIVES OF SUCH PATIENT FOR THE REASONABLE CHARGES FOR HOSPITAL CARE, TREATMENT AND MAINTENANCE NECESSITATED BY THE INJURIES GIVING RISE TO SUCH CAUSES OF ACTION, was read the first time and referred to the Committee on Rules.

S. B. No. 192 By Mr. Gibson

AN ACT ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 64-3-18.1, 64-3-18.2, 64-3-18.3, AND 64-3-18.4, UTAH CODE ANNOTATED 1953, RELATING TO THE CREATION OF THE UTAH COMMISSION FOR THE BLIND, APPOINTMENT, TERMS OF OFFICE, AND SETTING FORTH THE DUTIES THEREOF, AND REPEALING SECTION 64-3-15, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 193 By Messrs. Hafen and Anderson

AN ACT ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 41-1-144 AND 41-1-145, UTAH CODE ANNOTATED 1953, PRO-

VIDING FOR A SPECIAL CARAVANING PERMIT TO BE DISPLAYED ON VEHICLES BEING CARAVANED IN, THROUGH OR OUT OF THE STATE OF UTAH FOR PURPOSES OF OR PURSUANT TO A SALE OF SAID VEHICLES, was read the first time and referred to the Committee on Rules.

S. B. No. 194 By Messrs. Hafen and Anderson

AN ACT AMENDING SECTION 41-3-7, UTAH CODE ANNOTATED 1953, BY ADDING A DEFINITION OF THE TERM "NEW MOTOR VEHICLE," was read the first time and referred to the Committee on Rules.

S. B. No. 195 By Messrs. Day, Tietjen and Anderson

AN ACT AMENDING SECTIONS 41-1-105, 41-1-109, 41-1-120, 41-1-121, UTAH CODE ANNOTATED, 1953, RELATING TO AND PROVIDING FOR REPORTING TO THE DEPARTMENT OF MOTOR VEHICLES OF MAKE, MOTOR AND SERIAL NUMBERS OF VEHICLES LEFT IN GARAGE, TRAILER PARK, STORAGE OR PARKING LOT FOR A PERIOD LONGER THAN 30 DAYS WHEN THE OWNER OF SUCH VEHICLE IS NOT PERSONALLY KNOWN TO THE OWNER OR OPERATOR OF SUCH STORAGE FACILITY; PROVIDING THAT THE DEPRIVING OF AN OWNER OF THE POSSESSION OF HIS AUTOMOBILE BE A FELONY; PROVIDING THAT THE SELLING, OFFERING FOR SALE, OWNING, HAVING CUSTODY OR POSSESSION OF A MOTOR VEHICLE OR ENGINE REMOVED FROM A MOTOR VEHICLE THE VEHICLE IDENTIFICATION NUMBER OR THE ORIGINAL ENGINE NUMBER OF WHICH BE DESTROYED, ALTERED, COVERED OR DEFACED BE A MISDEMEANOR; PROVIDING THAT THE BORROWING, BUYING, RECEIVING, DISPOSING OR SELLING OF POSSESSION OF A MOTOR VEHICLE OR ENGINE FROM A MOTOR VEHICLE WITH THE VEHICLE IDENTIFICATION NUMBER OR ENGINE NUMBER OF WHICH BE DESTROYED, ALTERED, COVERED OR DEFACED, WITH KNOWLEDGE THAT SUCH BE THE CASE WITH THE INTENT OF MISREPRESENTING THE IDENTITY OF SAID VEHICLE OR ENGINE BE A FELONY; PROVIDING THAT THE NON-FRAUDULENT DESTRUCTION OF SERIAL OR ENGINE NUMBER OF DISTINGUISHING MARK OF MOTOR VEHICLE OR ENGINE BE A MISDEMEANOR; PROVIDING THAT THE FRAUDULENT DESTRUCTION OF SERIAL OR ENGINE NUMBER BE A FELONY, was read the first time and referred to the Committee on Rules.

S. B. No. 196 By Messrs. Gibson and Fowles

AN ACT REPEALING SECTION 54-6-14, UTAH CODE ANNOTATED 1953, RELATING TO IDENTIFICATION PLATES ON MOTOR VEHICLES, AND SECTION 54-6-15, UTAH CODE ANNOTATED 1953, RELATING TO OPERATING WITHOUT LICENSE PLATES, AND AMENDING SECTION 1, CHAPTER 87, LAWS OF 1953, WHICH

STATUTE AMENDED SECTION 54-6-12 UTAH CODE ANNOTATED 1953, RELATING TO EXCEPTIONS FROM THE PROVISION OF THE ACT, AND AMENDING SECTION, 54-6-17, RELATING TO PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE REQUIRED OF MOTOR CARRIERS, PROVIDING FOR FILING WITH THE COMMISSION OF CERTIFICATES OF INSURANCE IN LIEU OF POLICIES; AND RELATING TO FILING A SURETY BOND FOR PROMPT REMITTANCE OF C.O.D. COLLECTIONS BY MOTOR CARRIERS, AND KEEPING OF RECORDS THEREOF; AND RELATING TO CANCELLATION OF MOTOR CARRIER CERTIFICATE, PERMIT, OR LICENSES FOR FAILURE TO COMPLY; AND RELATING TO POWER OF THE COMMISSION TO PRESCRIBE RULES AND REGULATIONS FOR ADMINISTRATION, was read the first time and referred to the Committee on Rules.

S. B. No. 197 By Messrs. Thorn and Hafen

AN ACT AMENDING SECTION 41-11-44, UTAH CODE ANNOTATED 1953, SECTIONS 41-11-1 AND 41-11-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953, AND SECTION 41-11-22, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 68, LAWS OF UTAH 1953, RELATING TO THE DEFINITION OF MOTOR FUELS AND EXEMPTION OF THE TAX ON SUCH FUEL; REPEALING SECTIONS 41-11-48, 41-11-49, 41-11-50, 41-11-51, 41-11-52, 41-11-53, 41-11-54, 41-11-55, 41-11-56, 41-11-57, 41-11-58, 41-11-59, 41-11-60, 41-11-61, 41-11-62, 41-11-63, 41-11-64, 41-11-65, 41-11-66, 41-11-67, 41-11-68, 41-11-69, 41-11-70, 41-11-71, 41-11-72, 41-11-73, 41-11-74, 41-11-75, 41-11-76, 41-11-77, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 198 By Mr. Davis (By Request)

AN ACT PROVIDING FOR SCHOOL DISTRIBUTION UNITS FOR SCHOOL DISTRICTS CONDUCTING MERIT RATING STUDIES BY ENACTING A NEW SECTION 53-7-5 (C), UTAH CODE ANNOTATED 1953; AND SPECIFYING A TERMINATION DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 199 By Mr. Gibson

AN ACT AMENDING SECTIONS 55-10-4, 55-10-5, 55-10-6, 55-10-7, 55-10-8, 55-10-9, 55-10-12, 55-10-16, 55-10-25, 55-10-29, 55-10-31, 55-10-33, 55-10-34, 55-10-35, 55-10-36, 55-10-37, 55-10-38, 55-10-41, 55-10-46, 55-10-51, 55-10-52, 55-10-55, 55-10-62, UTAH CODE ANNOTATED 1953, RELATING TO JUVENVILE COURTS AND PROVIDING THAT DISTRICT COURTS IN THE STATE OF UTAH SHALL HAVE EXCLUSIVE JURISDICTION OVER JUVENILES AND REPEALING SECTIONS 55-10-1, 55-10-2, 55-10-3, 55-10-24, 55-10-61, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 200 By Messrs. Stringham, Gibson and Mabey

AN ACT REPEALING SECTION 76-34-1, UTAH CODE ANNOTATED 1953, RELATING TO SELLING OR FURNISHING INTOXICATING LIQUORS TO INDIANS, was read the first time and referred to the Committee on Rules.

S. B. No. 201 By Mr. Clegg (By Request)

AN ACT AMENDING SECTIONS 64-7-9, 64-7-11, 64-7-27 AND 64-7-42, RELATING TO THE UTAH STATE HOSPITAL, PROVIDING THAT THE SUPERINTENDENT OF THE SAID HOSPITAL MAY BE APPOINTED WITHOUT QUALIFYING AS A MEDICAL DOCTOR; THAT THE COMMISSION MAY APPOINT ASSISTANT SUPERINTENDENTS; THAT A DULY QUALIFIED PHYSICIAN OF THE HOSPITAL STAFF SHALL VISIT BOARD PATIENTS; AND PROVIDING THAT THE SUPERINTENDENT SHALL SEE THAT EVERY PATIENT IS EXAMINED WHENEVER HE DETERMINES THAT THE CONDITIONS JUSTIFYING INVOLUNTARY HOSPITALIZATION NO LONGER OBTAIN, was read the first time and referred to the Committee on Rules.

S. B. No. 202 By Messrs. Openshaw and Day

AN ACT PROVIDING THAT THE COST OF ASSESSING AND COLLECTING ALL TAXES WHICH ARE TO BE CREDITED TO THE UNIFORM SCHOOL FUND BE PAID OUT OF THE REVENUES OBTAINED FROM THOSE TAXES, was read the first time and referred to the Committee on Rules.

On motion of Senator Day, the Senate voted that when they adjourn Friday, February 11, 1955 they adjourn at 12:00 P.M.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 8 was read the second time.

Committee report read and adopted.

Senator Day, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Day, the Call of the Senate was lifted.

On motion of Senator Jenkins, *H. B. No. 8* retained its position on the Second Reading Calendar.

H. B. No. 34 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, *H. B. No. 34* retained its position on the Second Reading Calendar.

H. B. No. 47 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 47* retained its position on the Second Reading Calendar.

H. B. No. 29 was read the second time.

Committee report read and adopted.

H. B. No. 29 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Gibson (explained vote), Gronning and Woolley.

Absent and not voting: Senators Fowles, Hopkin, Jenkins, Selvin and Mr. President.

On motion of Senator Fowles, the Senate recessed.

The Senate re-assembled.

On motion of Senator Clegg, the rules were suspended and the Senate voted to now consider *H. B. No. 34.*

On motion of Senator Clegg, the Senate resolved itself into a Committee of the Whole.

Representative Conover and the State Auditor, Mr. Sherman Preece, appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

H. B. No. 34 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hafen, Hammond, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Woolley.

Those voting in the negative were: Senators Adams, Davis and Kerr.

Absent and not voting: Senators Fowles, Hopkin, Jenkins, Selvin and Mr. President.

H. B. No. 51 was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, the rules were suspended and *H. B. No. 51* was read the third time and placed on its final passage.

H. B. No. 51 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Fowles, Gronning, Hafen, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Adams, Davis, Day, Gibson, Hammond, Woolley and Mr. President.

Absent and not voting: Senators Hopkin and Selvin.

H. B. No. 51 was returned to the House.

On motion of Senator Jenkins, the rules were suspended and the Senate voted to now consider *H. B. No. 8.*

On motion of Senator Gibson, the enacting clause of *H. B. No. 8* was struck.

On motion of Senator Gibson, the Senate adjourned until Thursday, February 10, 1955 at 10:00 A.M.

THIRTY-SECOND DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 10, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.

Prayer by the Chaplain.

February 10, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 9, 1955

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 Sheffield, Kerr and Grover, to act with a like committee from the Senate to consider the amendment to *H. B. No. 20*, "TO PERMIT SALT LAKE CITY TO LEVY A 4-MILL PROPERTY TAX FOR WATER AND SEWAGE PURPOSES UPON CALLING A SPECIAL ELECTION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 33*, "TO REQUIRE COUNTY AUDITORS TO FILE THEIR ANNUAL FINANCIAL STATEMENTS WITH STATE AUDITOR WITHIN 30 DAYS AFTER PUBLICATION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 17*, "TO REGULATE ADVERTISING IN THE SALE OF PRESCRIPTION EYE GLASS LENSES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 17 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 22*, "PLACE USE TAX IN GENERAL FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 22 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 23*, "PLACE SALES TAX IN GENERAL FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 23 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 30*, "ELIMINATE AS-

SESSMENTS IN FIRE INSURANCE POLICIES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 30 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 55*, "DEFINING POISONS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 55 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 9, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 10*, by Messrs. Openshaw and Fowles, entitled, "AN ACT TO REDUCE MINIMUM NURSES AGE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 10 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1955

Mr. President:

Your Rules Committee, to which were referred

S. J. R. No. 14 by Messrs. Mabey, Hafen and Hopkin (Labor)

S. B. No. 158 by Mr. Kerr (State and Federal Affairs)

S. B. No. 159 by Messrs. Day and Anderson (Appropriations)

S. B. No. 160 by Messrs. Adams and Day (Education)

S. B. No. 162 by Messrs. Clegg and Day
(Public Health, Welfare and Institutions)

S. B. No. 163 by Messrs. Clegg and Day
(Public Health, Welfare and Institutions)

S. B. No. 164 by Mr. Davis (Revenue and Taxation)

S. B. No. 165 by Mr. Davis (State and Federal Affairs)

S. B. No. 166 by Mr. Davis (Agriculture and Irrigation)

S. B. No. 167 by Mr. Davis (Agriculture and Irrigation)

S. B. No. 168 by Mr. Davis (Judiciary)

S. B. No. 169 by Messrs. Thorn and Woolley
(Political Subdivisions)

S. B. No. 170 by Messrs. Davis and Fowles
(Political Subdivisions)

S. B. No. 171 by Messrs. Day, Hafen and Fowles (Judiciary)

S. B. No. 172 by Messrs. Day and Openshaw (Judiciary)

S. B. No. 174 by Mr. Gibson (Judiciary)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 49*, by Messrs. Howe and Welch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 49 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 50,* by Messrs. Howe and Welch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 50 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 106,* by Messrs. Mabey, Adams and Openshaw, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 106 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 120,* by Mr. Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 120 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 138,* by Messrs. Fowles and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 138 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 147*, by Messrs. Davis, Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 147 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 149*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 149 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 151*, by Messrs. Gibson and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 151 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 19*, by Messrs. Hopkins, W. G. Larson and Dalebout, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

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

February 10, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 22*, by Mrs. Vance and Mrs. Cazier and Messrs. Dalebout, Barlow and Grover, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

H. B. No. 22 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 173*, by Messrs. Mabey, Thorn and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 173 was placed on the Second Reading Calendar.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 29 was read the third time and placed on its final passage.

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

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Woolley and Mr. President.

Absent and not voting: Senators Adams, Hopkin and Selvin.

H. B. No. 29 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:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Davis.

Absent and not voting: Senators Adams, Hopkin and Selvin.

H. B. No. 34 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 55 was read the second time.

Committee report read and adopted.

H. B. No. 55 failed to pass on Second Reading on the following roll call:

Yeas, 3; Nays, 18; Absent, 2.

Those voting in the affirmative were: Senators Adams, Clegg and Gibson.

Those voting in the negative were: Senators Anderson, Bullen, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Jenkins and Selvin.

H. B. No. 55 was returned to the House.

H. B. No. 80 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 80* was read the third time and placed on its final passage.

H. B. No. 80 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Adams (explained vote), Bullen, Clegg, Davis (explained vote), Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Gibson (explained vote) and Stringham.

Absent and not voting: Senators Anderson, Jenkins, Kerr and Selvin.

H. B. No. 80 was returned to the House.

H. B. No. 81 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 81* was amended as follows:

Page 1, line 6, after "$10" insert "or such lesser sum as may be determined by the governing body of the municipality."

H. B. No. 81 failed to pass on Second Reading on the following roll call:

Yeas, 8; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Bullen, Davis, Fowles, Hafen, Kerr, Lloyd, Mabey and Openshaw.

Those voting in the negative were: Senators Adams, Anderson, Clegg, Day, Gibson, Hammond, Hopkin, Jenkins, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gronning and Selvin.

H. B. No. 81 was returned to the House.

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

February 10, 1955

Mr. President:

I am directed 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*, "RELATING TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

REPORTS OF STANDING COMMITTEES

February 10, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 5*, by Messrs. Thomas, Davis, Gunther, Messinger and Mrs. Vance, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

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

February 10, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 137*, by Messrs. Day and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 137 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 144*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 144 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 153*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 153 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 157*, by Messrs. Mabey and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 157 was placed on the Second Reading Calendar.

February 10, 1955

Mr. President:

Your Committee on Military Affairs and Civil Defense, to which was referred *S. B. No. 152*, by Messrs. Hammond, Tietjen and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

S. B. No. 152 was placed on the Second Reading Calendar.

On motion of Senator Hafen, the rules were suspended and the Senate voted to lift *S. B. No. 175* from the Rules Committee and place it on the Second Reading Calendar to be considered at this time.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 175 was read the second time.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 175* was read the third time and placed on its final passage.

S. B. No. 175 failed to pass on the following roll call:

Yeas, 9; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Adams, Fowles, Gronning, Hafen, Hopkin, Jenkins, Mabey, Openshaw and Stringham.

Those voting in the negative were: Senators Anderson, Bullen, Clegg (explained vote), Davis, Day (explained vote), Gibson, Hammond, Kerr, Lloyd, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Selvin.

On motion of Senator Kerr, the rules were suspended and the Senate voted to lift *H. B. No. 85* from the Labor Committee and place it on the Second Reading Calendar to be considered at this time.

H. B. No. 85 was read the second time.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 85* was read the third time and placed on its final passage.

H. B. No. 85 then passed on the following roll call:

Yeas, 13; Nays, 9; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Bullen, Davis, Day, Hafen (explained vote), Hammond, Kerr, Lloyd, Stringham (explained vote), Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Adams, Clegg, Fowles, Gibson, Gronning, Hopkin, Jenkins, Mabey and Openshaw.

Absent and not voting: Senator Selvin.

H. B. No. 85 was returned to the House.

On motion of Senator Gibson, the Senate adjourned until Friday, February 11, 1955 at 9:00 A.M.

THIRTY-THIRD DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 11, 1955.

The Senate was called to order at 9:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.

Prayer by the Chaplain.

February 11, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 10 I signed *S. B. No. 16*, entitled NOISY MUFFLER ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 10 I signed *S. B. No. 15*, entitled WRONGFUL PUBLIC ASSISTANCE ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 10, 1955

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. 14*, by Mrs. Vance and Messrs. M. B. Peterson, C. E. Peterson, Morrill, and C. H. Taylor, entitled, A RESOLUTION OF CONDOLENCE TO THE FAMILY OF JAMES A. HOWELL, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 14 was read the first time.

On motion of Senator Hopkin, the rules were suspended and *H. J. R. No. 14* was read the second and third times and placed on its final passage.

H. J. R. No. 14 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Openshaw, Selvin, Thorn and Tietjen.

H. J. R. No. 14 was returned to the House.

February 10, 1955

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. 13*, relating to "HIGHWAY BY-PASSING TOWN ACT," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 13 was referred to the Committee on Rules to be enrolled and engrossed.

February 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 56*, entitled "PROVIDING FOR COOPERATIVE AGREEMENTS FOR VOCATIONAL REHABILITATION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 56 was referred to the Committee on Rules to be enrolled and engrossed.

February 10, 1955

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. 80*, entitled "USAC AUTHORIZED TO PURCHASE REAL PROPERTY AT SNOW COLLEGE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Anderson, the Senate voted to concur with the House amendments of *S. B. No. 80* on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Openshaw, Selvin and Tietjen.

S. B. No. 80 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 10, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 30*, by Mr. Kerr, entitled, "ELIMINATE ASSESSMENTS IN FIRE INSURANCE POLI-

CIES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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 10, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 17*, by Messrs. Day, Fowles and Davis, entitled, "DISPENSING OPTICIAN'S CODE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 17 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 22*, by Messrs. Hopkin, Thorn and Gibson, entitled, "PLACE USE TAX IN GENERAL FUND," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 22 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 55*, by Messrs. Adams and Lloyd, entitled, "DEFINING POISONS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 55 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 23*, by Messrs. Hopkin, Thorn and Gibson, entitled, "PLACE SALES TAX IN GENERAL FUND," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 23 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. 75 was read the third time and placed on its final passage.

On motion of Senator Clegg, *S. B. No. 75* was amended as follows:

Page 1, line 3, strike the period after the word "Education" and insert the following "a requirement of all teachers."

Page, 1, line 4, after the word "shall" insert the words "after consulting with the state board of health."

Page 1, line 5, after the word "nurses" strike the period, insert a comma and add "and all teachers in the public schools of the state."

S. B. No. 75 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Jenkins, Kerr, Lloyd, Openshaw, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Hafen, Hopkin, Mabey, Selvin and Tietjen.

S. B. No. 75 was transmitted to the House.

S. B. No. 34 was read the third time and placed on its final passage.

On motion of Senator Openshaw, *S. B. No. 34* was amended as follows:

Page 4, line 1, after the word "unless" insert "and until the state auditor shall have acknowledged thereon receipt of a copy of such contract."

Page 3, line 31, after the word "involved" insert "except public welfare lien agreements executed by the State Welfare Department."

S. B. No. 34 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Hopkin, Selvin, Tietjen and Woolley.

S. B. No. 34 was transmitted to the House.

On motion of Senator Kerr, the President was authorized to appoint a Sifting Committee, consisting of five Senators to begin its functions at the end of the 36th legislative day, and all bills on the Second Reading Calendar at the end of the 36th legislative day and all bills subsequently reported by the standing and/or special committee are to be referred to this committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 60 was before the Senate for its consideration.

On motion of Senator Day, *S. B. No. 60* was tabled.

On motion of Senator Davis, the rules were suspended and the Senate voted to amend *S. B. No. 57* by deleting all of the body and the title of the bill and then inserting in lieu thereof the following:

S. B. No. 57 By Messrs. Davis and Openshaw

AN ACT TO AMEND SECTION 49-2-5, UTAH CODE ANNOTATED 1953, PROVIDING FOR TENURE OF OFFICE AND COVERING DISCHARGE, OR TRANSFER OF APPOINTIVE OFFICERS AND EMPLOYEES OF CITIES, OTHER THAN MEMBERS OF THE POLICE, FIRE OR HEALTH DEPARTMENT: PROVIDING FOR AN APPEAL FROM DISCHARGE OR TRANSFER: CREATING A BOARD OF APPEAL WITH POWER TO FULLY HEAR THE MATTER AND GIVE A DECISION.

Be it enacted by the Legislature of the State of Utah:

Section 1. Sec. 49-2-5, Utah Code Annotated 1953, is amended to read:

Section 49-2-5. No officer or employee covered by the next preceding section shall be discharged [or dismissed] or transferred to a position with less remuneration because of his politics or religious belief, or incident to, or through change, either in the elective officers, governing body, or heads of departments. In all cases where any such officer or employee is discharged [or dismissed] or transferred from one position to another for any reason, he shall have the right to appeal such discharge [or dismissal] or transfer to a board to be known as the appeal board which shall consist [consisting] of five members, three of whom shall be chosen by and from the appointive officers and employees, and two of whom shall be [City Commissioners] members of the board of City Commissioners.

The appeal shall be taken by filing written notice of such appeal with the city recorder within [fifteen] ten (10) days after such discharge [dismissal] or transfer. Upon the filing of such appeal, the city recorder shall forthwith refer a copy of the same to said appeal board [for its action]. Upon receipt of the referral from the city recorder, [such] the appeal board shall [make] forthwith commence its investigation, take and receive evidence [bearing upon the cause for such discharge, dismissal or transfer, and shall make findings and recommendations in regard thereto to the governing body of the city] and fully hear and determine the matter which relates to the cause for such discharge or transfer.

The employee shall be entitled to appear in person and to be represented by counsel, to have a public hearing, to confront the witnesses whose testimony is to be considered, and to examine the evidence to be considered by the appeal board.

In the event the appeal board shall uphold such discharge or transfer the case shall be closed and no further proceedings shall be had. In the

Page 2 S. B. 57

event the appeal board does not uphold such discharge or transfer then such officer or employee may have 15 days thereafter to appeal to said governing body whose decision shall be final.

The decision of the appeal board may be by secret ballot and shall be certified to the city recorder within fifteen (15) days from the date the matter is referred to it. The board may, in its decision, provide that an employee shall receive his salary for the period of time during which he is discharged, or any deficiency in salary for the period he was transferred to a position of less remuneration but not to exceed a fifteen day period. In |such| no case shall such appointive officer or employee |shall| be discharged |dismissed| or transferred, where an appeal is taken, except upon a concurrence of at least a majority of the membership of the governing body of said city. |The three members of said appeal board to be chosen by and from the appointed officers and employees and the two commissioners to serve on said board shall be chosen at such times and in such manner for such times as the governing body of said cities shall by ordinance prescribe; provided, that no method of selection of such appointive officer and employee representatives on such appeal board shall be prescribed as shall in any manner interfere with their free selection by such appointive officer and employees.|

In the event that the appeal board does not uphold such discharge, or transfer, the city recorder shall certify the decision to the employee affected, and also to the head of the department from whose order the appeal was taken. Said employee shall be paid his salary, commencing with the next working day following the certification by the city recorder of the appeal board's decision, provided that the employee, or officer, concerned reports for his assigned duties during that next working day.

The method and manner of choosing the members of the appeal board, and the designation of their terms of office shall be prescribed by the governing body of said city by ordinance; provided that the provisions for choosing the three members from the appointed officers and employees shall in no way restrict a free selection of such members by the appointive officers and employees of said city.

S. B. No. 57 was before the Senate for its consideration.

S. B. No. 57 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins,, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Gibson, Selvin, Tietjen and Woolley.

On motion of Senator Mabey, the rules were suspended and the Senate voted to lift *S. J. R. No. 14* from the Labor Committee and place it on the Second Reading Calendar to be considered at this time.

On motion of Senator Mabey, the rules were suspended and *S. J. R. No. 14* was read the second and third times and placed on its final passage.

On motion of Senator Mabey, *S. J. R. No. 14* was amended as follows:

Page 1, beginning with lines 1, strike all of lines 2-3-4-5-6-7-8-9-10-11-12-13 and insert in lieu thereof the following:

"Whereas labor-management relations must be kept on a high plane in order to maintain industrial peace and harmony for the continued advancement and growth of industry in the state of Utah, and".

Page 1, line 14, after the word "WHEREAS" strike "said legislation is highly controversial, and".

Page 1, line 14, after the word "no" insert "recent."

Page 1, line 15, after the word "of" insert "labor-management", also strike the word "such."

S. J. R. No. 14 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day (explained vote), Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Woolley and Mr. President (explained vote).

Voting in the negative was Senator Davis.

Absent and not voting: Senators Gibson, Selvin and Tietjen.

S. J. R. No. 14 was transmitted to the House.

On motion of Senator Day, *S. B. No. 50* and *H. B. No. 50* together with *S. B. No. 51* and *H. B. No. 49* were made a Special Order of Business for Monday, February 14, 1955 at 11:00 A.M.

On motion of Senator Openshaw, the rules were suspended and the Senate voted to now consider *S. B. No. 29.*

On motion of Senator Openshaw, *S. B. No. 29* was amended as follows:

Page 1, line 5, strike the word "with", insert the word "in", then immediately following add "an authorized depository for the credit of."

Page 1, line 5, strike the letter "r" in the word "treasurer" and insert in lieu thereof the letter "y", also on the same line after the word "the" insert "Utah."

Page 1, line 10, strike the word "with", insert the word "in", then immediately following add "an authorized depository for the credit of."

Page 1, line 10, after the word "the" insert "Utah."

Page 1, line 11, strike the letter "r" in the word "treasurer" and insert in lieu thereof the letter "y".

On motion of Senator Openshaw, the title of *S. B. No. 29* was amended as follows:

Line 4 of the title after the word "OF" insert "UTAH", also after the word "IN" insert the words "IN AN AUTHORIZED DEPOSITORY FOR THE CREDIT OF."

S. B. No. 29 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hafen, Selvin, Thorn, Tietjen and Woolley.

On motion of Senator Kerr, the Senate resolved itself into a Committee of the Whole.

Senator Homer Ferguson appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

S. B. No. 68 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 68* was amended as follows:

Page 1, line 9, after the word "bishop" strike the comma, then insert "or similar ecclesiastical officer,".

S. B. No. 68 failed to pass on Second Reading on the following roll call:

Yeas, 9; Nays, 9; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gronning, Hopkin, Kerr, Openshaw and Thorn.

Those voting in the negative were: Senators Adams, Davis (explained vote), Fowles, Gibson, Hammond, Mabey, Stringham, Woolley and Mr. President.

Absent and not voting: Senators Hafen, Jenkins, Lloyd, Selvin and Tietjen.

On motion of Senator Anderson, the Senate voted to re-consider its action on *S. B. No. 80* and ask the House to recede from its amendments.
(This motion withdrawn by Senator Anderson.)

S. B. No. 71 was read the second time.

Committee report read and adopted.

S. B. No. 71 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Lloyd, Selvin and Thorn.

S. B. No. 76 was read the second time.

Committee report read and adopted.

S. B. No. 76 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Kerr, Lloyd and Selvin.

On motion of Senator Adams, *S. B. No. 76* was tabled.

On motion of Senator Hafen, the Senate adjourned until Monday, February 14, 1955 at 10:00 A.M.

THIRTY-SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 14, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.

Prayer by the Chaplain.

February 14, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 11, 1955

Mr. President:

I am directed 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, PUBLICATION OF ANNUAL FINANCIAL STATEMENTS BY COUNTY AUDITORS, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 11, 1955

Mr. President:

I am directed 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*, DESIGNATION OF A STATE BIRD, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 140*, entitled, 'TO RAISE THE MAXIMUM UNEMPLOYMENT COMPENSATION PAYMENT, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 140 was read the first time and referred to the Committee on Labor.

February 11, 1955

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. 6*, entitled, "APPRECIATION FOR THE ESTABLISHMENT AND OPERATION OF THE KENNECOTT RESEARCH CENTER AT THE UNIVERSITY OF UTAH," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

February 11, 1955

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. 7*, entilted, "APPRECIATION FOR THE PRESENTATION TO THE STATE OF A STATUE OF DANIEL C. JACKLING," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 7 was referred to the Committee on Rules to be enrolled and engrossed.

February 11, 1955

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. 8*, entitled, "THE PRESENTATION TO THE STATE OF ILLINOIS OF AN HEROIC STATUE OF ABRAHAM LINCOLN," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 8 was referred to the Committee on Rules to be enrolled and engrossed.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. C. R. No. 9*, entitled, "AGAINST ANY CONGRESSIONAL SALARY INCREASE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 9 was referred to the Committee on Rules to be enrolled and engrossed.

February 11, 1955

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. 85*, entitled, "ENUMERATION OF SCHOOL POPULATION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Jenkins, the Senate refused to concur in the House amendments on *S. B. No. 85*.

President Burton appointed a Conference Committee consisting of Senators Jenkins, Clegg and Davis to act with a like Committee from the House to confer on *S. B. No. 85*.

February 11, 1955

Mr. President:

I am directed 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. 10*, entitled, "LICENSE TO PRACTICE AS REGISTERED NURSE; AND REDUCING AGE REQUIREMENT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

On motion of Senator Hopkin, the rules were suspended and the Senate voted to re-consider its final action on *S. B. No. 68*.

S. B. No. 68 was before the Senate for its re-consideration.

S. B. No. 68 then failed to pass on re-consideration on the following roll call:

Yeas, 10; Nays, 11; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Clegg, Day, Fowles, Gibson, Gronning, Hopkin, Jenkins, Openshaw and Stringham.

Those voting in the negative were: Senators Adams, Bullen, Davis, Hafen, Hammond, Kerr, Lloyd, Mabey, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Selvin and Thorn.

On motion of Senator Stringham, the Senate resolved itself into a Committee of the Whole.

Mr. George D. Clyde appeared before the Committee of the Whole.

On motion of Senator Stringham, the Committee of the Whole was dissolved.

SPECIAL ORDER

H. B. No. 49, being a Special Order of Business, was before the Senate for its consideration.

H. B. No. 49 was read the second time.

Committee report read and adopted.

H. B. No. 49 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Fowles, Kerr, Lloyd and Woolley.

Absent and not voting: Senators Jenkins and Selvin.

S. B. No. 51, being a Special Order of Business, was before the Senate for its consideration .

On motion of Senator Gibson, the enacting clause of *S. B. No. 51* was struck.

H. B. No. 50, being a Special Order of Business, was before the Senate for its consideration.

H. B. No. 50 was read the second time.

Committee report read and adopted.

H. B. No. 50 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Adams, Lloyd and Woolley.

Absent and not voting: Senators Hopkin and Selvin.

S. B. No. 50, being a Special Order of Business, was before the Senate for its consideration.

On motion of Senator Gibson, the enacting clause of *S. B. No. 50* was struck.

On motion of Senator Davis, *S. B. No. 26* was lifted from the table.

On motion of Senator Davis, the enacting clause of *S. B. No. 26* was struck.

On motion of Senator Davis, *S. B. No. 28* was lifted from the table.

On motion of Senator Davis, the enacting clause of *S. B. No. 28* was struck.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 57 was read the third time and placed on its final passage.

On motion of Senator Fowles, the Senate recessed.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

UNFINISHED BUSINESS

S. B. No. 57, being Unfinished Business, was before the Senate.

S. B. No. 57 then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senators Adams, Gibson, Hopkin, Selvin, Stringham, Tietjen and Woolley.

S. B. No. 57 was transmitted to the House.

S. B. No. 29 was read the third time and placed on its final passage.

On motion of Senator Openshaw, *S. B. No. 29* was amended as follows:

Page 1, strike lines 1-2-3-4-5-6-7-8-9-10-11-12 and insert in lieu thereof the following:

Section 1. Secs. 51-4-1 and 51-4-2, Utah Code Annotated 1953, is enacted to read:

51-4-1. Except as provided in Sec. 53-34-6, Utah Code Annotated 1953, all departments, institutions and agencies of the state of Utah shall deposit all departmental collections not less than once a week in an authorized depositary for the credit of the Utah State Treasurer or with the state treasurer.

51-4-2. All county clerks, all clerks of city courts, all justices of the peace, and all other district, or municipal officers having funds due to the state of Utah or required to be deposited in the state treasury shall, on or before the 10th day of each month, deposit all such sums or funds received or collected by them within the month last past in an authorized depositary for the credit of the Utah State Treasurer or with the state treasurer.

Section 2. This act shall take effect upon approval.

On motion of Senator Openshaw, the title of *S. B. No. 29* was amended as follows:

Line 4 of the title following the word "OF" strike "IN", insert the word "UTAH WITH."

Line 5 of the title strike the word "DAILY", insert "WEEKLY", on the same line strike "Y" from the word "TREASURY", then add "ER" to read "TREASURER."

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

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin,, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Selvin, Stringham, Thorn and Woolley.

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

S. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Openshaw, *S. B. No. 71* was amended as follows:

Page 1, line between line 13-14 insert a new sub-section to read:

"(3.) The official administrator of the interstate compact is hereby authorized, subject to the approval of the board of examiners, to enter into contracts with similar officials of any other state or states for the purpose of sharing an equitable portion of the cost of effecting the return of any person who has violated the terms and conditions of parole or probation as granted by this state."

S. B. No. 71 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Selvin, Stringham, Thorn and Woolley.

S. B. No. 71 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, the rules were suspended and the Senate voted to amend *S. B. No. 36* by deleting all of the body and the title of the bill and inserting in lieu thereof the following:

S. B. No. 36 By Mr. Day

AN ACT ENACTING A NEW SECTION 53-14-12, UTAH CODE ANNOTATED 1953, RELATING TO DRIVER EDUCATION, LOCAL SCHOOL DISTRICT PARTICIPATION, AND REGULATIONS TO BE ESTABLISHED BY THE STATE BOARD OF EDUCATION.

Be it enacted by the Legislature of the State of Utah:

Section 1. Sec. 53-14-12, Utah Code Annotated 1953, is enacted to read:

53-14-12. Local school districts maintaining secondary schools, may in their discretion, establish and maintain automobile driver education classes for pupils enrolled in grades ten to twelve, inclusive.

"Automobile driver education" as used in this article shall include classroom instruction and behind-the-wheel driving and observation in a dual controlled automobile.

The aims and purposes of automobile driver education shall be to develop the knowledge, attitudes, habits and skills necessary for the safe operation of motor vehicles.

The State Board of Education shall prescribe regulations and standards for driver education in all school districts.

S. B. No. 36 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Fowles, Gibson, Selvin, Stringham and Thorn.

S. B. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 6* was amended as follows:

Page 1, line 5, strike the word "insurance", then insert "the fire portion of the direct".

Page 1, line 5, strike the word "fire."

S. B. No. 6 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hafen, Jenkins, Selvin, Stringham, Thorn and Woolley.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

S. B. No. 67 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 67* was amended as follows:

Page 1, line 4, strike the word "must" and insert "shall."

S. B. No. 67 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Mabey, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Jenkins, Lloyd, Openshaw, Selvin and Stringham.

S. B. No. 77 was read the second time.

Committee report read and adopted.

On motion of Senator Woolley, the rules were suspended and *S. B. No. 77* was read the third time and placed on its final passage.

S. B. No. 77 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Jenkins, Openshaw, Selvin and Stringham.

S. B. No. 77 was transmitted to the House.

S. B. No. 9 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, *S. B. No. 9* was amended as follows:

Page 2, lines 4 and 5, after the word "provided" and semi-colon strike the words "provided, however, that".

Page 2, line 25, strike the underscored word "reserve".

Page 2, line 27, after "employees" strike the bracket [and after word "enter" strike the bracket [so the words "who enter" will remain.

Page 2, line 27, strike the underscored word "in" and after the word "service" strike the bracket [.

Page 2, line 33, strike the bracket].

Page 3, lines 1, 2, 3 and 4, strike all the underscored material.

Page 3, line 12, strike the brackets around the word "annually" and strike the word "monthly".

Page 3, line 12, after the word fund and the comma strike "beginning July 1, 1955".

Page 3, line 13, strike the brackets around the word "additional".

Page 3, line 14, after the word "pensions" change the comma to a period.

Page 3, line 14, after the period so inserted strike the balance of the line.

Page 3, line 15, strike all of lines 15, 16, 17, 18 and 19 up to and including the word "fund".

Page 3, line 19, strike the brackets around the word "thereafter".

Page 3, line 20, strike the brackets around the words "an annual" and strike the word "a".

Page 3, line 21, strike the word "including" at the end of the line.

Page 3, line 22, strike the underscored words "subsistence allowance, if any".

This sentence will read after these amendments: "Each employee so retired shall thereafter, during his lifetime, be paid in monthly installments an annual pension equal to one-half of his average monthly compensation at the time of his retirement;"

Page 3, line 25, after the word "compensation" strike the words "including subsistence allowances, if any".

Page 3, line 31, after the second "the" strike the word "death or".

Page 3, line 32, after the word "him" strike the words "or in event of".

Page 3, line 33, at the beginning of the line strike the words "his death then to his heirs".

This sentence beginning after the word "fund" in line 31 shall then read:

"In the event of the resignation while in good standing of an employee there shall be paid to him the amount contributed by him".

Page 3, line 33, after the period after the word "him" strike the words "In the absence".

Page 4, line 1, strike all of this line.

Page 4, line 2, strike the words at beginning of the line "of the fund".

Page 4, line 9, after the word "compensation" strike the words "including subsistence allowances, if any".

On motion of Senator Openshaw, the title of *S. B. No. 9* was amended as follows:

On lines 7 and 8 of the title strike the word "RESERVE."

S. B. No. 9 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Selvin, Stringham and Woolley.

On motion of Senator Mabey, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 203* was introduced:

INTRODUCTION OF BILLS

S. B. No. 203 By Messrs. Mabey, Jenkins and Clegg

AN ACT ENABLING THE STATE BOARD OF EDUCATION TO QUALIFY FOR AND SECURE FEDERAL AID FOR THE CONSTRUCTION AND MAINTENANCE OF PUBLIC SCHOOL BUILDINGS WITHIN THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 59 was read the second time.

On motion of Senator Fowles, *S. B. No. 59* was made a Special Order of Business for Tuesday, February 15, 1955 at 3:30 P.M.

President Burton appointed Senators Hafen, Kerr, Mabey, Fowles and Adams to serve as the Sifting Committee.

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, 66, 69, 21, 42, 86, 19, 38, 39, 40, 44, 70, 72, 5, 31, 46, 47, 82, 96, 87, 88, 7, 32, 49, 62, 63, 79, 81, 83, 84, 94, 97, 73, 78, 101, 52, 98, 102, 117, 64, 95, 99, 107, 108, 109, 110, 111, 112, 92, H. B. No. 47, S. B. Nos. 119, 89, 129, 130, S. J. R. No. 8, S. B. Nos. 115, 20, 33, 104, 105, 113, 124, 125, 126, H. B. No. 59, S. B. No. 93, H. B. Nos. 9, 56, 57, 58, S. B. Nos. 134, 54, 65, 74, 121, 131, 132, 135, 139, 24, H. B. Nos. 36, 40, S. B. Nos. 114, 143, 148, 127, 106, 120, 138, 147, 149, 151, H. B. Nos. 19, 22, S. B. No. 173, H. B. No. 5, S. B. Nos. 137, 144, 153, 157, 152.

On motion of Senator Hopkin ,the Senate adjourned until Tuesday, February 15, 1955 at 10:00 A.M.

THIRTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 15, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused.

Prayer by the Chaplain.

February 15, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 54*, entitled, "TO EXTEND STATE-AID EMERGENCY SCHOOL BUILDING PROGRAM WITH ADDITIONAL APPROPRIATION OF $2,130,000," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 54 was read the first time and referred to the Committee on Education.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 41*, entitled, "TO APPROPRIATE $21,000 TO STATE FAIR BOARD TO FINISH OUT CURRENT BIENNIUM," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 41 was read the first time and referred to the Committee on State and Federal Affairs.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 193*, entitled, "REPEAL OBSOLETE LAW CONCERNING NATIONAL GUARD," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 193 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 195*, entitled, "REPEAL LAW TO LICENSE MANUFACTURERS AND DEALERS OF RENOVATED BUTTER," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 195 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 196*, entitled, "REPEAL REQUIREMENTS RELATING TO SIGNS ON PLACES OF BUSINESS WHERE OLEOMARGARINE IS SOLD," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 196 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 197*, entitled, "REPEAL LAW PROHIBITING SALE OF CAP PISTOLS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 197 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 198*, entitled, "REPEAL LAW REQUIRING DISPLAY

OF SIGNS BY SODA FOUNTAINS SERVING ARTIFICIALLY COLORED PRODUCTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 198 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 199*, entitled, "REPEAL LAW REQUIRING NOTICE IF FOODS OFFERED FOR SALE ARE COLD STORAGE GOODS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 199 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 200*, entitled, "REPEAL INVALID PRICE FIXING LAW FOR BARBERS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 200 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 201*, entitled, "REPEAL ACT ABOLISHING CARBON COLLEGE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 201 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 202*, entitled, "REPEAL ACT TRANSFERRING WEBER, DIXIE, AND SNOW COLLEGE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 202 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 203*, entitled, "REPEAL OBSOLETE LAW PROHIBITING ADULTERATION OF ILLUMINATING GAS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 203 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B .No. 204*, entitled, "REPEAL LAW PERMITTING STATE TO TAKE PROPERTY AS STATE OFFICE BUILDING," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 204 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 205*, entitled, "REPEAL REQUIREMENT FOR POSTING OF NOTICES BY EMPLOYERS SETTING FORTH LABOR EXTORTION LAWS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 205 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 206*, entitled, "REPEAL LAW REQUIRING REMOVAL OF HEADGEAR OBSTRUCTING VIEW AT PLACES OF AMUSEMENT," and the same is transmitted herewith for your action .

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 206 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 207*, entitled, "REPEAL LAW PROVIDING FOR DISPOSITION OF FUNDS AND PROPERTY FROM 1947 CENTENNIAL," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 207 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 208*, entitled, "REPEAL CHAIN STORE TAX LAW," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 208 was read the first time and referred to the Committee on Judiciary.

February 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the House refuses to recede from its amendments to *S. B. No. 85* and the Speaker of the House has this day appointed a Conference Committee consisting of Representatives Christensen, Hurst, and C. H. Taylor to act with a like committee from the Senate to consider *S. B. No. 85*, ENUMERATION OF SCHOOL POPULATION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, *S. B. No. 30*, entitled, "ELIMINATE ASSESSMENTS IN FIRE INSURANCE POLICIES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 30 was transmitted to the Governor.

February 14, 1955

Mr. President:

I am directed 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. 17, entitled, "DISPENSING OPTICIANS' CODE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 17 was transmitted to the Governor.

February 14, 1955

Mr. President:

I am directed 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. 22*, entitled, "PLACE USE TAX IN GENERAL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 22 was transmitted to the Governor.

February 14, 1955

Mr. President:

I am directed 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. 23*, entitled, "PLACE SALES TAX IN GENERAL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 23 was transmitted to the Governor.

February 14, 1955

Mr. President:

I am directed 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. 55*, entitled, "DEFINING POISONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

Chief Clerk
RULON J. LARSEN,

Communication filed.

S. B. No. 55 was transmitted to the Governor.

February 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 1*, entitled, "CONSTITUTIONAL AMENDMENT PERMITTING ANNUAL SESSIONS OF THE LEGISLATURE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 1 was read the first time and referred to the Committee on State and Federal Affairs.

February 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 4*, entitled, "INCREASE LIQUOR PERMIT FEES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 4 was read the first time and referred to the Committee on Judiciary.

February 11, 1955

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. 237*, entitled, "AN ACT PROVIDING FOR AN APPROPRIATION TO THE ATTORNEY GENERAL FOR THE PAYMENT OF A MISCELLANEOUS CLAIM," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 237 was read the first time and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

February 14, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 176 by Mr. Gibson
(Public Health, Welfare and Institutions)

S. B. No. 177 by Messrs. Davis and Hammond (Appropriations)

S. B. No. 180 by Messrs. Day, Davis and Fowles
(State and Federal Affairs)

S. B. No. 181 by Messrs. Day and Openshaw (Education)

S. B. No. 182 by Messrs. Thorn and Woolley
(Highways and Aeronautics)

S. B. No. 183 by Mr. Openshaw (Business and Commerce)

S. B. No. 187 by Messrs. Lloyd and Davis
(Business and Commerce)

S. B. No. 188 by Mr. Gibson (Judiciary)

S. B. No. 189 by Mr. Gibson (Labor)

S. B. No. 190 by Mr. Gibson (Judiciary)

S. B. No. 191 by Mr. Clegg (By request) (Judiciary)

S. B. No. 192 by Mr. Gibson
(Public Health, Welfare and Institutions)

S. B. No. 193 by Messrs. Hafen and Anderson
(Highways and Aeronautics)

S. B. No. 194 by Messrs. Hafen and Anderson
(Highways and Aeronautics)

S. B. No. 200 by Messrs. Stringham, Gibson and Mabey
(Agriculture and Irrigation)

S. B. No. 202 by Messrs. Openshaw and Day
(Revenue and Taxation)

S. B. No. 154 by Messrs. Tietjen, Hafen and Fowles
(Business and Commerce)

S. B. No. 178 by Messrs. Stringham and Hopkin (Fish and Game)

S. B. No. 179 by Messrs. Hopkin and Hammond
(Political Subdivisions)

S. B. No. 184 by Mr. Mabey (By Request) (Labor)

S. B. No. 186 by Messrs. Mabey and Bullen (By Request)
(Public Health, Welfare and Institutions)

S. B. No. 195 by Messrs. Day, Tietjen and Anderson (Judiciary)

S. B. No. 197 by Messrs. Thorn and Hafen (Revenue and Taxation)

S. B. No. 198 by Mr. Davis (By Request) (Education)

S. B. No. 199 by Mr. Gibson (Judiciary)

S. B. No. 201 by Mr. Clegg (By Request)
(Public Health, Welfare and Institutions)

S. B. No. 185 by Messrs. Mabey and Bullen (By Request)
(State and Federal Affairs)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 14, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 6*, by Mr. Day, entitled, "APPRECIATION TO KENNECOTT CORPORATION FOR RESEARCH CENTER AT THE UNIVERSITY OF UTAH," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. 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 14, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 7*, by Messrs. Day and Thorn, entitled, "APPRECIATION FOR STATUE OF DANIEL C. JACKLING," to be engrossed, has been examined by this Com-

mittee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. No. 7 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 14, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 8*, by Mr. Day, entitled, "APPRECIATION FOR STATUE OF ABRAHAM LINCOLN," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. No. 8 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 14, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 9*, by Messrs. Day and Hafen, entitled, "WILLIAM A. DAWSON'S STAND ON CONGRESSIONAL SALARY INCREASE," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. No. 9 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, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 80*, by Messrs. Anderson, Bullen and Adams, entitled, "USAC AUTHORIZED TO

PURCHASE REAL PROPERTY AT SNOW COLLEGE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 80 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 14, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 161*, by Mr. Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 161 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 166*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 166 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 167*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

S. B. No. 167 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 141*, by Messrs. Mabey and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 141 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 160*, by Messrs. Adams and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 160 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Industry, to which was referred *S .J. R. No. 12*, by Messrs. Davis and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ORVAL HAFEN,
Chairman

Report filed.

S. J. R. No. 12 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 140*, by

Messrs. Davis, Day and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ORVAL HAFEN,
Chairman

Report filed.

S. B. No. 140 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 170*, by Messrs. Davis and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 170 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 162*, by Messrs. Clegg and Day, has carefully considered said bill and reports the same out without approval.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 162 was referred to the Sifting Committee.

February 11, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 163*, by Messrs. Clegg and Day, has carefully considered said bill and reports the same out without approval.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 163 was referred to the Sifting Committee.

CONFERENCE COMMITTEE REPORT

February 15, 1955

Mr. President:

Mr. Speaker:

Your Conference Committee, to which was referred *H. B. No. 20,* by Messrs. Sheffield, Kerr, Grover and Jones, begs leave to report as follows: That the Senate recede from its amendments and that the bill as originally printed be amended as follows: That the word "ten" on line 5 of the bill be deleted and the word "five" be inserted in lieu thereof.

Respectfully,

SHERMAN P. LLOYD,
Chairman, Senate Committee

RALPH A. SHEFFIELD,
Chairman, House Committee

Committee report read and adopted.

H. B. No. 20 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham and Mr. President.

Those voting in the negative were: Senators Hafen and Woolley.

Absent and not voting: Senators Adams, Selvin, Thorn and Tietjen.

H. B. No. 20 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

February 15, 1955

Mr. President:

Your Sifting Committee reports out the following bills: S. B. Nos. 69, 42, 86, 19, 39, 82, 63, 97, 98, 64 and 129.

Your Sifting Committee recommends that bills as reported out daily by the Sifting Committee, when not acted upon while on Second Reading Calendar, be referred back to the Sifting Committee at the close of the Senate session of that day.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

February 15, 1955

Mr. President:

Your Sifting Committee to which was referred *S. B. Nos. 102* and *117* has carefully considered said bills and reports them out with the recommendation that they be given to the Appropriations Committee.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

S. B. Nos. 102 and *117* referred to the Committee on Appropriations.

On motion of Senator Fowles, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 16* was introduced:

INTRODUCTION OF BILLS

S. J. R. No. 16 By Mr. Fowles

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH EXPRESSING APPRECIATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR THE MAGNIFICENT SERVICE RENDERED TO THE PEOPLE OF THE STATE OF UTAH BY THE UNITED STATES FOREST SERVICE, was read the first time.

On motion of Senator Fowles, the rules were suspended and *S. J. R. No. 16* was read the second and third times and placed on its final passage.

S. J. R. No. 16 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Gibson, Gronning, Hafen, Mabey, Selvin, Stringham and Thorn.

S. J. R. No. 16 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Openshaw, Selvin, Stringham and Thorn.

S. B. No. 36 was transmitted to the House.

S. B. No. 6 was read the third time and placed on its final passage.

S. B. No. 6 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Selvin, Stringham and Thorn.

S. B. No. 6 was transmitted to the House.

On motion of Senator Openshaw, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 204* was introduced:

INTRODUCTION OF BILLS

S. B. No. 204 By Messrs. Openshaw and Gibson

AN ACT CREATING "THE WELFARE RESERVE FUND" AND APPROPRIATING $5,000,000 THERETO, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 67 was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 67* was amended as follows:

Page 1, lines 20-21-22 delete the underscoring lines.

Page 2, lines 1-2 delete the underscoring lines.

On motion of Senator Day, *S. B. No. 67* was amended as follows:

Line 2 of the title following the comma that follows "1953" insert "AMENDED BY CHAPTER 31, LAWS OF UTAH 1953."

S. B. No. 67 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Jenkins, Selvin, Stringham and Thorn.

S. B. No. 67 was transmitted to the House.

S. B. No. 9 was read the third time and placed on its final passage.

On motion of Senator Kerr, the Senate recessed.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

REPORTS OF SPECIAL COMMITTEES

February 15, 1955

Mr. President:

Mr. Speaker:

Your committee, consisting of three senators and three representatives to which was referred the question concerning the advisability of repairing the Governor's Mansion for a Governor's residence, the disposition of same, and in the latter event the advisability of providing a governor's residence, has made personal inspection of the Governor's Mansion, has interviewed informed people and reports as follows:

1. That the Governor's Mansion be transferred to the Utah State Historical Society, with its unique and historic furniture where suitable; and that the State Building Board dispose of furniture and equipment not needed at the Mansion. This recommendation is based upon the fact that the Utah State Historical Society has agreed to convert the Governor's Mansion into a historical building. As such historical building provisions will be made for the collection, preservation and dissemination of the history of Utah, and in addition to provide at the Mansion an official state archives as this society is charged by law to do. Further, the Utah State Historical Society will make the presently urgently needed repairs in the amount of some $43,000.00 without cost to the State.

2. Under the plan proposed by the Utah State Historical Society, as per the attached copy of a letter to Representative Reid Wangsgaard, the

Society will maintain the main floor of the Mansion as a state reception room where state receptions can be held, and in addition will remove its quarters from the State Capitol Building; that approximately $10,000.00 per year be appropriated to the Society to defray the upkeep of the Mansion.

3. That Section 66-1-8, Utah Code Annotated 1953, be appropriately amended, and a law passed by this Legislature providing for the transfer of the Mansion, according to the terms hereinbefore set out.

4. That a resolution be enacted by this Legislature authorizing the State Building Board to make an investigation as to location, plans and costs, and upon reaching an agreement concerning same, that the construction of a suitable Governor's Mansion be undertaken and completed, with the approval of the State Board of Examiners, and that said State Board of Examiners be authorized to advance necessary funds therefor not exceeding the sum of $50,000.00.

5. In support of the foregoing conclusions your committee advises that the Governor's Mansion is unusually well suited for the storerooms, exhibit rooms and other facilities needed for a historical society, and which will prove to be an unusual tourist attraction. In addition the saving of approximately $75,000.00–this biannually–is a persuasive argument for the recommendation made.

Respectfully,

ELIAS L. DAY,
Chairman Senate Committee

REID WANGSGAARD,
Chairman House Committee

Committee report read and adopted.

ENCLOSURE TO SPECIAL COMMITTEE REPORT

Representative Reid Wangsgaard,
House of Representatives,
State Capitol Building.

Dear Mr. Wangsgaard:

We are aware of the needed repairs to the Kearns Mansion. Regardless of who occupies it, this figure has been estimated to be in the neighborhood of $40,000.00.

If the legislature sees fit to transfer the custody of this building from a governor's residence to the use of the State Historical Society, the rather expensive repairs or remodelling that might come up from time to time will be undertaken without recourse to the legislature or other state funds.

Figures furnished by the governor's office show that the annual upkeep and maintenance of the building, heat and lights, janitorial service, etc., would

run between $9,000.00 and $10,000.00. This being a state institution, this type of expense should be furnished from state funds.

Sincerely yours,

(Signed) NICHOLAS G. MORGAN, SR.,
Board Member.

UNFINISHED BUSINESS

S. B. No. 9, being Unfinished Business, was before the Senate.

On motion of Senator Woolley, *S. B. No. 9* retained its position on the Third Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Gibson, the rules were suspended and the Senate voted to now consider House bills.

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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Mabey and Selvin.

H. B. No. 49 was returned to the House.

H. B. No. 50 was read the third time and placed on its final passage.

H. B. No. 50 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Mabey and Selvin.

H. B. No. 50 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 69 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 69* was amended as follows:

Page 1, strike "(Introduced by Title only. See H. B. No. 93)" and insert in lieu thereof the following:

Section 1. Sec. 30-3-10, Utah Code Annotated 1953, is amended to read:

30-3-10. In any case of separation of husband and wife having minor children, the mother shall be entitled to the care, control and custody of all such children; provided, that if any of such children have attained the age of ten years and are of sound mind, they shall have the privilege of selecting the parent to which they will attach themselves; provided further, that if it shall be made to appear to a court of competent jurisdiction that the mother is an immoral, incompetent or otherwise improper person (,); or that it be for the best interests of such children, then the court may award the custody of the children to the father or make such other order as may be just.

On motion of Senator Fowles, *S. B. No. 69* was re-committed to the Sifting Committee.

On motion of Senator Woolley, the rules were suspended and the Senate voted to now consider *S. B. No. 9* on the Third Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 9 was before the Senate.

On motion of Senator Woolley, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

Mr. Ralph Caldwell appeared before the Committee of the Whole.

On motion of Senator Woolley, the Committee of the Whole was dissolved.

On motion of Senator Openshaw, *S. B. No. 9* was made a Special Order of Business for Wednesday, February 16, 1955 at 3:00 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 42 was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *S. B. No. 42* was amended as follows:

Page 1, line 5, after the word "thereto" insert "and alien students enrolled in a Utah school."

On motion of Senator Anderson, the title of *S. B. No. 42* was amended as follows:

Line 6 of the title after the word "ACTED" insert "AND ALIEN STUDENTS."

On motion of Senator Fowles, the rules were suspended and *S. B. No. 42* was read the third time and placed on its final passage.

S. B. No. 42 then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen and Woolley.

Those voting in the negative were: Senators Gibson and Gronning.

Absent and not voting: Senators Openshaw, Selvin and Mr. President.

S. B. No. 42 was transmitted to the House.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

SPECIAL ORDER

S. B. No. 59, being a Specal Order of Business, was before the Senate.

S. B. No. 59 was read the second time.

Committee report read and adopted.

S. B. No. 59 failed to pass on Second Reading on the following roll call:

Yeas, 8; Nays, 11; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Fowles, Gronning, Openshaw and Tietjen.

Those voting in the negative were: Senators Bullen, Day, Gibson, Hafen, Hammond, Kerr, Lloyd, Mabey, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Selvin and Stringham.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 86 was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *S. B. No. 86* was amended as follows:

Page 1, line 1, after "1953" insert "as amended by the laws of 1953."

On motion of Senator Mabey, the rules were suspended and *S. B. No. 86* was read the third time and placed on its final passage.

S. B. No. 86 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin and Woolley.

S. B. No. 86 was transmitted to the House.

S. B. No. 19 was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, *S. B. No. 19* was amended as follows:

Page 1, lines 4-5-6, delete "provided that vehicles that have an aggregate width of not more than 8½ feet or 102 inches may be operated on highways of this state that are at least 20 feet in width," and insert in lieu thereof:

"Provided that vehicles that have an aggregate width of not more than 8½' or 102" may be operated on highways of this State that have a roadway at least 20' in width."

On motion of Senator Thorn, the rules were suspended and *S. B. No. 19* was read the third time and placed on its final passage.

S. B. No. 19 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles (explained vote), Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Hopkin, Selvin and Woolley.

S. B. No. 19 was transmitted to the House.

S. B. Nos. 39, 82, 63, 97, 64, 129 were referred back to the Sifting Committee in compliance with the committee's report as adopted on the 37th Legislative day.

On motion of Senator Lloyd, the Senate adjourned until Wednesday, February 16, 1955 at 10:00 A.M.

THIRTY-EIGHTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 16, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Selvin, Hopkin and Gibson, excused.

Prayer by the Chaplain.

February 16, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 14, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

In accordance with State laws, I am submitting the following appointments to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF ENGINEERING

H. J. Corleissen, Provo, for six-year term beginning March 1, 1955, and ending March 1, 1961.

COMMISSIONER, DEPARTMENT OF FINANCE

D. H. Whittenburg, Salt Lake City, for six-year term beginning March 1, 1955, and ending March 1, 1961.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

February 15, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 14 I signed *S. B. No. 10*, entitled, REDUCE MINIMUM NURSES AGE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 15 I signed *S. B. No. 22*, entitled PLACE USE TAX IN GENERAL FUND, by Messrs. Hopkin, Thorn and Gibson, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 15 I signed *S. B. No. 23*, by Messrs. Hopkin, Thorn and Gibson, entitled PLACE SALES TAX IN GENERAL FUND, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 15 I signed *S. B. No. 30*, by Mr. Kerr, entitled ELIMINATE ASSESSMENTS IN FIRE INSURANCE POLICIES, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 15 I signed *S. B. No. 55*, by Messrs. Adams and Lloyd, entitled DEFINING POISONS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 14*, entitled, "A RESOLUTION OF CONDOLENCE TO THE FAMILY OF JAMES A. HOWELL," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 14 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 15, 1955

Mr. President:

I am directed 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. 80*, entitled, "TO CLARIFY PROCEDURE FOR APPOINTMENT FROM CIVIL SERVICE ELIGIBLE LISTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 80 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 15, 1955

Mr. President:

I am directed 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*, entitled, "TO DELETE RETROACTIVE FEATURES FROM 1953 NEPOTISM ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 15, 1955

Mr. President:

I am directed 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*, entitled, "TO REQUIRE SCHOOL BOARDS TO FILE THEIR ANNUAL FINANCIAL STATEMENTS WITH THE STATE AUDITOR WITHIN 30 DAYS AFTER PUBLICATION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 7*, entitled, "TO PERMIT STATE LAND BOARD TO COLLECT ITS ANNUAL GRAZING RENTAL FEES ON EITHER JANUARY 1ST OR JULY 1ST," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 7 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 15, 1955

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*, entitled, "TO APPROPRIATE $97,150 TO WEBER COLLEGE FOR THE PURCHASE OF ADDITIONAL CAMPUS AREA," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 100 was read the first time and referred to the Committee on Education.

February 15, 1955

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. Brotherson, Gardner and Sevy, entitled, "TO PERMIT THE STATE LAND BOARD TO SELL TIMBER OFF LEASED LANDS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 46*, entitled, "TO CHANGE NAME OF UTAH STATE TUBERCULOSIS SANITORIUM TO UTAH STATE TUBERCULOSIS HOSPITAL," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 46 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 45*, entitled, "TO DELETE THE $1 PER DAY DEPENDENCY ALLOWANCE PAID BY STATE UNDER CERTAIN CONDITIONS TO FAMILY OF PRISONER CONVICTED OF DESERTION OR NEGLECT," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 45 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 15, 1955

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. 39*, entitled, "TO MAKE THE ATTORNEY GENERAL THE SOLE LEGAL ADVISOR TO THE STATE TAX COMMISSION AND THE LIQUOR CONTROL COMMISSION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 39 was read the first time and referred to the Committee on Judiciary.

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 16*, entitled, "TO STRENGTHEN SECRETARY OF STATE'S CONTROL OVER 'LOCKER CLUBS' AND OTHER NON-PROFIT CORPORATIONS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 16 was read the first time and referred to the Committee on Judiciary.

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 63*, entitled, "TO PERMIT CITIES TO VACATE, NARROW OR RENAME STREETS AND ALLEYS EITHER UPON PETITION OR WITHOUT PETITION OF RESIDENTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 63 was read the first time and referred to the Committee on Political Subdivisions.

REPORTS OF STANDING COMMITTEES

February 15, 1955

Mr. President:

Your Rules Committee, to which was referred

S. B. No. 196 by Messrs. Gibson and Fowles
(Highways and Aeronautics)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bill was ordered printed and referred to the committee indicated.

February 15, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 169*, by Messrs. Thorn and Woolley, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 169 was referred to the Sifting Committee.

February 15, 1955

Mr. President:

Your Committee on Rules, to which was referred *H. B. No. 237*, by Messrs. Butters and Dalebout, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

H. B. No. 237 was referred to the Sifting Committee.

February 15, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 176*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 176 was referred to the Sifting Committee.

February 15, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 192*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 192 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 168*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 168 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 171*, by Messrs. Day, Hafen and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 171 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 172*, by Messrs. Day and Openshaw, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 172 was referred to the Sifting Committee.

February 14, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 54*, by Messrs. Esplin, Brian, Russell, Crofts and Woodbury, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

H. B. No. 54 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 16, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 22, 40, 9, 59, 19, 36, 56, 57 and *58*.

Respectfully,

ORVAL HAFEN,
Chairman

Report read and adopted.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 22 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, *H. B. No. 22* was made a Special Order of Business for Thursday, February 17, 1955 at 10:30 A.M.

H. B. No. 40 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 40* was read the third time and placed on its final passage.

H. B. No. 40 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Hopkin and Selvin.

H. B. No. 40 was returned to the House.

H. B. No. 9 was read the second time.

Committee report read and adopted.

H. B. No. 9 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Hopkin, Openshaw and Selvin.

On motion of Senator Clegg, the Senate recessed.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

Senator Mabey, having voted on the prevailing side, moved that the Senate do re-consider its action on *S. B. No. 59.*

Motion carried.

S. B. No. 59 was before the Senate for its re-consideration.

On motion of Senator Mabey, *S. B. No. 59* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 59 was read the second time.

Committee report read and adopted.

H. B. No. 59 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 19 was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *H. B. No. 19* was amended as follows:

Page 1, lines 1-3-17, delete the underscoring line.

Page 2, line 25, delete the underscoring line.

On motion of Senator Hafen, the rules were suspended and *H. B. No. 19* was read the third time and placed on its final passage.

H. B. No. 19 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Selvin.

H. B. No. 19 was returned to the House.

SPECIAL ORDER

S. B. No. 9, being a Special Order of Business, was before the Senate.

On motion of Senator Openshaw, *S. B. No. 9* was amended as follows:

Page 3, line 9, after the word "cent," add "of any part up to and including the first three-hundred dollars."

Page 3, line 23, after the word "that,' 'strike the bracket and after the word "than" strike "$100" and insert "$150." After the word "retired," strike the bracket and add the period.

Page 3, lines 24, 25, 26, 27, 28, 29, 30, and 31, strike to the end of the word "fund."

S. B. No. 9 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis (explained vote), Day (explained vote), Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Selvin.

S. B. No. 9 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 36 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, the rules were suspended and *H. B. No. 36* was read the third time and placed on its final passage.

H. B. No. 36 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Selvin.

H. B. No. 36 was returned to the House.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

H. B. No. 56 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, 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:

Yeas, 12; Nays, 2; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Hammond, Kerr, Lloyd, Openshaw, Stringham and Woolley.

Those voting in the negative were: Senators Gronning and Mr. President.

Absent and not voting: Senators Adams, Gibson, Hafen, Hopkin, Jenkins, Mabey, Selvin, Thorn and Tietjen.

H. B. No. 56 was returned to the House.

H. B. No. 57 was read the second time.

Committee report read and adopted.

H. B. No. 57 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Anderson and Thorn.

Absent and not voting: Senators Gibson, Hafen, Hopkin, Selvin and Stringham.

H. B. No. 58 was read the second time.

Committee report read and adopted.

H. B. No. 58 failed to pass on Second Reading on the following roll call:

Yeas, 4; Nays, 16; Absent, 3.

Those voting in the affirmative were: Senators Clegg, Thorn, Tietjen, and Woolley.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Selvin.

H. B. No. 58 was returned to the House.

REPORTS OF STANDING COMMITTEES

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 4*, by Messrs. Thomas, Davis, Gunther, et al, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 4 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 193*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 193 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 195*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 195 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 196*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 196 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 197*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 197 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 198*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 198 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 199*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 199 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 200*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 200 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 201*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 201 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 202*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 202 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 203*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 203 was referred to Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 204*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 204 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 205*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 205 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 206*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 206 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 207*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 207 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 208*, by Mr. Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 208 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 188*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 188 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 190*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 190 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 191*, by Mr. Clegg (by request), has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

S. B. No. 191 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 16, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 193, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207 and 208.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 193 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 193* was read the third time and placed on its final passage.

H. B. No. 193 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 193 was returned to the House.

H. B. No. 195 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 195* was read the third time and placed on its final passage.

H. B. No. 195 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 195 was returned to the House.

H. B. No. 196 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 196* was read the third time and placed on its final passage.

H. B. No. 196 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 196 was returned to the House.

H. B. No. 197 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 197* was read the third time and placed on its final passage.

H. B. No. 197 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 197 was returned to the House.

H. B. No. 198 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, 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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

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 Day, the rules were suspended and *H. B. No. 199* was read the third time and placed on its final passage.

H. B. No. 199 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 199 was returned to the House.

H. B. No. 200 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, the rules were suspended and *H. B. No. 200* was read the third time and placed on its final passage.

H. B. No. 200 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 200 was returned to the House.

H. B. No. 201 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 201* was read the third time and placed on its final passage.

H. B. No. 201 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 201 was returned to the House.

H. B. No. 202 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, the rules were suspended and *H. B .No. 202* was read the third time and placed on its final passage.

H. B. No. 202 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 202 was returned to the House.

H. B. No. 203 was read the second time.

Committee report read and adopted.

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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 203 was returned to the House.

H. B. No. 204 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, 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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 204 was returned to the House.

H. B. No. 205 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 205* was read the third time and placed on its final passage.

H. B. No. 205 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 205 was returned to the House.

H. B. No. 206 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 206* was read the third time and placed on its final passage.

H. B. No. 206 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 206 was returned to the House.

H. B. No. 207 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, the rules were suspended and *H. B. No. 207* was read the third time and placed on its final passage.

H. B. No. 207 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 207 was returned to the House.

H. B. No. 208 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 208* was read the third time and placed on its final passage.

H. B. No. 208 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Openshaw and Selvin.

H. B. No. 208 was returned to the House.

On motion of Senator Clegg, the Senate adjourned until Thursday, February 17, 1955 at 10:00 A.M.

THIRTY-NINTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 17, 1955.

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Selvin, excused, and Senator Gibson, absent.

Prayer by the Chaplain.

February 17, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 16, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 20*, "TO PERMIT SALT

LAKE CITY TO LEVY A 4-MILL PROPERTY TAX FOR WATER AND SEWAGE PURPOSES UPON CALLING A SPECIAL ELECTION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 16, 1955

Mr. President:

I am directed 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. 6*, "APPRECIATION TO KENNECOTT CORPORATION FOR RESEARCH CENTER AT THE UNIVERSITY OF UTAH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 6 was transmitted to the Governor.

February 16, 1955

Mr. President:

I am directed 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. 7*, "APPRECIATION FOR STATUE OF DANIEL C. JACKLING," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 7 was transmitted to the Governor.

February 16, 1955

Mr. President:

I am directed 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. 8*, "APPRECIATION FOR STATUE OF ABRAHAM LINCOLN," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 8 was transmitted to the Governor.

February 16, 1955

Mr. President:

I am directed 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. 9*, "WILLIAM A. DAWSON'S STAND ON CONGRESSIONAL SALARY INCREASE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 9 was transmitted to the Governor.

February 16, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 80*, "USAC AUTHORIZED TO PURCHASE REAL PROPERTY AT SNOW COLLEGE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 80 was transmitted to the Governor.

February 16, 1955

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*, entitled, "TO BRING UTAH'S TRAFFIC LAWS INTO CLOSER COMPLIANCE WITH UNIFORM VEHICLE CODE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 13 was read the first time and referred to the Committee on Highways and Aeronautics.

February 16, 1955

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. 37*, entitled, "TO APPROPRIATE $15,000 TO THE UTAH WATER AND POWER BOARD TO DEFRAY COSTS OF ESTABLISHING AND DEFENDING WATER RIGHTS IN INTERSTATE STREAMS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 37 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 16, 1955

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. 14*, "BAD CHECK ACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 14 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1955

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*, "UNAUTHORIZED USE OF NAMES IN CHARITY DRIVES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 27 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1955

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. 37*, "INCREASE 2ND JUDICIAL DISTRICT'S ATTORNEY'S SALARY," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 37 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 45*, "MANDATORY BLOOD TESTS TO DETERMINE PARENTAGE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 45 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 16, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 203 by Messrs. Mabey, Jenkins and Clegg
(State and Federal Affairs)

S. B. No. 204 by Messrs. Openshaw and Gibson
(Appropriations)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 16, 1955

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 179*, by Messrs. Hopkin and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. B. No. 179 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 186*, by Messrs. Mabey and Bullen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 186 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 201*, by Mr. Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

S. B. No. 201 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 45*, by Messrs. Hopkins, Dalebout and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

H. B. No. 45 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 46,* by Messrs. Dalebout, Hopkins and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

H. B. No. 46 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 90,* by Messrs. Fowles and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 90 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 91,* by Messrs. Fowles and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 91 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 158,* by Mr. Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 158 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 165,* by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 165 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 180,* by Messrs. Day, Davis and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 180 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 185,* by Messrs. Mabey and Bullen (By Request), has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 185 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 9,* by Mr. Woolley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 9 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 10,* by Mr. Woolley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 10 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 11,* by Messrs. Day, Openshaw and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 11 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 13,* by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 13 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 15,* by Messrs. Mabey, Hammond and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. J. R. No. 15 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. C. R. No. 3*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. C. R. No. 3 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. C. R. No. 4*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. C. R. No. 4 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. C. R. No. 5*, by Mr. Tietjen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. C. R. No. 5 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 41*, by Messrs. Thoresen and Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. B. No. 41 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. J. R. No. 1*, by Messrs. Romney, Larsen and G. D. Taylor, has carefully considered said bill and reports the same out wtihout recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. J. R. No. 1 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. J. R. No. 3*, by Mr. Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

H. J. R. No. 3 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 16*, by Mrs. Cazier and Vance; Messrs. Thomas, Monson and Badger, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. N. MABEY,
Chairman

Report filed.

H. B. No. 16 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 39*, by Messrs. Jones, Hopkins, Sheffield, Welch and Thoresen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. N. MABEY,
Chairman

Report filed.

H. B. No. 39 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 174*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. N. MABEY,
Chairman

Report filed.

S. B. No. 174 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 195*, by Messrs. Day, Tietjen and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. N. MABEY,
Chairman

Report filed.

S. B. No. 195 was referred to the Sifting Committee.

February 16, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 199*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. N. MABEY,
Chairman

Report filed.

S. B. No. 199 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 200*, by Messrs. Stringham, Gibson and Mabey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

S. B. No. 200 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 6*, by Messrs. Brotherson, Gardner and Sevy, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

H. B. No. 6 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 7*, by Messrs. Brotherson, Gardner and Sevy, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

H. B. No. 7 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 17, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 4, 5, 237, 54, S. J. R. No. 12 and *S. B. Nos. 39, 82, 63, 97, 98, 64, 129.*

Respectfully,

ORVAL HAFEN,
Chairman

Report adopted and filed.

SPECIAL ORDER

H. B. No. 22, being a Special Order of Business, was before the Senate.

On motion of Senator Hafen, *H. B. No. 22* was amended as follows:

Page 2, line 20, insert a new subsection to be known as subsection c reading as follows:

"c The court may in its discretion refer the parties (or either one of them) at their request or with their consent to their religious adviser, a doctor, a social service agency, a private counselor, or to a competent lay person for the purpose of counseling them with a view to reconciling their differences. Such referrals may be in lieu of or in addition to interviews with domestic relations counselors under subsection e 1 hereof."

On page 2, re-letter subsection c to f inclusive to read d to g inclusive.

Page 3, line 15, after the word "study" eliminate the period and add "within the limitations of subsection h of this section."

Page 3, line 27, strike the words "action for" and insert the words "decree of." After the word "be" on the same line strike the word "heard" and insert "granted."

Page 4, line 2, after the word "counselor" insert "relating to child custody and child support pursuant to subsection e 2 hereof."

Page 4, line 3, after the word "admissible" strike the words "as direct" and insert in lieu thereof the word "in."

Page 4, line 7, strike the sentence starting wih the word "Other" down to and including the word "parties" on line 9.

After line 9 on page 4 insert a new subsection to be known as subsection h reading as follows:

"h Communications to a domestic relations counselor appointed as herein authorized relating to any marital problem or difficulty made by either party to such marriage shall be deemed confidential, and no such counselor shall, without the consent of the person making such communication, be examined or testify or file any written report as to any such communication made to him in his capacity as such counselor."

Page 3, lines 26-27 strike the word "decree," insert in lieu thereof "findings."

On motion of Senator Kerr, *H. B. No. 22* was amended as follows:

Page 4, line 23, after the word "notify" insert "the attorneys of the parties involved. If no action is taken within 90 days, the clerk shall notify."

H. B. No. 22 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President (explained vote).

Absent and not voting: Senators Gibson and Selvin.

CONSIDERATION OF BILLS ON THIRD READING

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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson and Selvin.

H. B. No. 9 was returned to the House.

H. B. No. 59 was read the third time and placed on its final passage.

H. B. No. 59 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Openshaw and Selvin.

H. B. No. 59 was returned to the House.

H. B. No. 57 was read the third time and placed on its final passage.

On motion of Senator Day, *H. B. No. 57* retained its position on the Third Reading Calendar.

On motion of Senator Clegg, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

On motion of Senator Day, the President appointed Senators Day, Stringham and Hammond to escort the former Governor of this state, the honorable Charles R. Mabey, to the rostrum.

On motion of Senator Kerr, the Senate resolved itself into a Committee of the Whole.

Charles R. Mabey addressed the Senate.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Day, the Senate voted to re-call *H. B. No. 58* from the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 4 was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *H. B. No. 4* was made a Special Order of Business for Friday, February 18, 1955 at 2:30 P.M.

H. B. No. 5 was read the second time.

Committee report read and adopted.

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

Yeas, 19; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day (explained vote), Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Davis and Woolley.

Absent and not voting: Senators Gibson and Selvin.

COMMUNICATIONS FROM THE HOUSE

February 17, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 265*, entitled, "TO RATIFY THE BEAR RIVER COMPACT," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider *H. B. No. 265.*

H. B. No. 265 was read the first time.

On motion of Senator Hopkin, the rules were suspended and *H. B. No. 265* was read the second and third times and placed on its final passage.

H. B. No. 265 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham (explained vote), Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson and Selvin.

H. B. No. 265 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 237 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *H. B. No. 237* was amended as follows:

Following "Section 1." strike the word "Appropriation."

Following "Section 2." strike "Effective Date."

On motion of Senator Day, the rules were suspended and *H. B. No. 237* was read the third time and placed on its final passage.

H. B. No. 237 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Jenkins and Selvin.

H. B. No. 237 was returned to the House.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

H. B. No. 54 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, *H. B. No. 54* was made a Special Order of Business for Monday, February 21, 1955 at 2:30 P.M.

S. J. R. No. 12 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 12* was read the third time and placed on its final passage.

S. J. R. No. 12 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Kerr, Openshaw and Selvin.

S. J. R. No. 12 was transmitted to the House.

S. B. No. 39 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the enacting clause of *S. B. No. 39* was struck.

S. B. No. 82 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 82* was amended as follows:

Page 1, line 6, after the word "sold" insert "or served."

Page 1, line 12, after the word "sold" insert "or served."

S. B. No. 82 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Davis, Fowles, Hafen, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Clegg (explained vote), Day, Gronning, Hammond, Hopkin (explained vote), Stringham and Tietjen.

Absent and not voting: Senators Gibson and Selvin.

S. B. No. 63 was read the second time.

Committee report read and adopted.

On motion of Senator Adams, the rules were suspended and *S. B. No. 63* was read the third time and placed on its final passage.

S. B. No. 63 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson and Selvin.

S. B. No. 63 was transmitted to the House.

S. B. No. 97 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 97* was amended as follows:

Page 1, line 7, strike the word "boys" and insert "minors."

Page 1, line 22, strike the word "boys" and insert "minors."

S. B. No. 97 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Gronning (explained vote) and Openshaw.

Absent and not voting: Senators Adams, Fowles, Gibson and Selvin.

S. B. Nos. 98, 64 and *129* were referred back to the Sifting Committee in compliance with the committee's report as adopted on the 37th Legislative day.

On motion of Senator Thorn, the Senate voted to invite Mr. George D. Clyde, Director, Utah Water and Power Board, to address the Senate at the hour convenient to this body on Friday, February 18, 1955.

On motion of Senator Kerr, the Senate adjourned until Friday, February 18, 1955 at 11:00 A.M.

FORTIETH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 18, 1955.

The Senate was called to order at 11:00 A.M. President Burton in the chair.

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

Prayer by the Chaplain.

February 18, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 17, 1955

Mr. President:

I am directed 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*, "TO REQUIRE CORPORATIONS TO SHOW THEIR BOOKS TO BONA FIDE STOCKHOLDERS," and the same is transmitted herewith. for the signature of the President.

Respectfully,

RULON J. 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.

February 17, 1955

Mr. President:

I am directed 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,* "TO PERMIT SALT LAKE CITY TO LEVY A 4-MILL PROPERTY TAX," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 17, 1955

Mr. President:

I am directed 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,* entitled "RIGHT TO WORK," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 17, 1955

Mr. President:

I am directed 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. 50,* "TO REQUIRE STOCKHOLDERS TO SHOW THEIR BOOKS TO BONA FIDE STOCKHOLDERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 50 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 17, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 66*, entitled, "CONSOLIDATING CITY AND COUNTY SERVICES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 66 was read the first time and referred to the Committee on Political Subdivisions.

February 16, 1955

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*, entitled, "TO CHANGE EXECUTION METHOD FOR MURDER FROM FIRING SQUAD OR HANGING CHOICE TO ELECTROCUTION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 53 was read the first time and referred to the Committee on Judiciary.

February 17, 1955

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. 61*, "PERMITTING CITIES TO EMPLOY NON-RESIDENTS (SAME AS HB 79)," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with House amendments of *S. B. No. 61* on the following roll call:

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

Those voting in the affirmative were: Senators Bullen, Day, Fowles, Gronning, Hammond, Hopkin, Kerr, Lloyd, Selvin, Stringham, Woolley and Mr. President.

Absent and not voting: Senators Adams, Anderson, Clegg, Davis, Gibson, Hafen, Jenkins, Mabey, Openshaw, Thorn and Tietjen.

S. B. No. 61 was referred to the Committee on Rules to be enrolled and engrossed.

February 17, 1955

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. 34*, "FILING STATE FUND CONTRACTS WITH AUDITOR," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 34 was referred to the Committee on Rules to be enrolled and engrossed.

February 17, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 71*, as amended by the Senate, "AUTHORIZING INTERSTATE COMPACT ADMINISTRATOR TO DEPUTIZE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 71 was referred to the Committee on Rules to be enrolled and engrossed.

February 17, 1955

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. 42*, "ALIEN'S FISH AND GAME LICENSES ACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 42 was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 14th day of February, 1955, approve *H. B. No. 3*, entitled, "RELATING TO PUBLIC LIBRARIES IN FIRST AND SECOND CLASS CITIES," and transmitted it to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 10th day of February, 1955, approve *H. B. No. 32*, entitled, "RELATING TO THE POWER OF CORPORATIONS FOR PECUNIARY PROFIT TO MAKE DONATIONS," and transmitted it to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 15th day of February, 1955, approve *H. B. No. 33*, entitled, "PUBLICATION OF ANNUAL FINANCIAL STATEMENTS BY COUNTY AUDITORS: TO PROVIDE SUCH STATEMENT BE FILED WITH THE STATE AUDITOR, TOGETHER WITH PROOF OF PUBLICATION," and transmitted it to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 15, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 15th day of February, 1955, approve *H. B. No. 51*, entitled, "AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE BIRD," and transmitted it to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 17, 1955

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 17, 1955, and passed *S. B. No. 85*, "ENUMERATION OF SCHOOL POPULATION," and the same is transmitted herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 18, 1955

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. 1*, "REAPPORTIONMENT OF THE LEGISLATURE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Woolley, the Senate refused to concur in the House amendments on *S. B. No. 1* and ask the House to recede from its amendments.

REPORTS OF STANDING COMMITTEES

February 17, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 14*, by Messrs. Lloyd, Fowles and Day, entitled, "BAD CHECK ACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 14 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 17, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 27*, by Mr. Davis, entitled, "UNAUTHORIZED USE OF NAMES IN CHARITY DRIVES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. B. No. 27 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 17, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 37*, by Mr. Day, entitled, "INCREASE 2ND JUDICIAL DISTRICT'S ATTORNEY'S SALARY (SAME AS H. B. NO. 44)," to be engrosed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. B. No. 37 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 17, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 45*, by Messrs. Day and Fowles, entitled, "MANDATORY BLOOD TESTS TO DETERMINE PARENTAGE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. B. No. 45 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 17, 1955

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 103*, by Messrs. Anderson, Day and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

S. B. No. 103 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 178*, by Messrs. Stringham and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

S. B. No. 178 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 177*, by Messrs. Davis and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report filed.

S. B. No. 177 was referred to the Sifting Committee.

February 17, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 37*, by Messrs. Gardner and Johnson, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

H. B. No. 37 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 118*, by Messrs. Fowles and Tietjen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 118 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 164*, by Mr. Davis, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 164 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 197*, by Messrs. Thorn and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 197 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 202*, by Messrs. Openshaw and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

S. B. No. 202 was referred to the Sifting Committee.

CONFERENCE COMMITTEE REPORT

February 16, 1955

Mr. President:

Mr. Speaker:

We, your Conference Committee, after careful consideration of *S. B. No. 85*, by Messrs. Jenkins and Clegg, begs leave to recommend that the Senate concur in the House amendments.

Respectfully,

LUKE CLEGG,
Chairman, Senate Committee

REUEL E. CHRISTENSEN,
Chairman, House Committee

Committee report read and adopted.

S. B. No. 85 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Bullen, Clegg, Day, Fowles, Gronning, Hammond, Hopkin, Kerr, Lloyd, Mabey, Selvin, Stringham, Woolley and Mr. President.

Absent and not voting: Senators Adams, Anderson, Davis, Gibson, Hafen, Jenkins, Openshaw, Thorn and Tietjen.

S. B. No. 85 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF SPECIAL COMMITTEES

February 18, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 98, 64, 204, 130, 115, 33, 105, 93, 135, 127.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 82 was read the third time and placed on its final passage.

Senator Fowles, with the aid of five senators, requested a Call of the Senate.

On motion of Senator Fowles, the Call of the Senate was lifted.

S. B. No. 82 then passed on the following roll call:

Yeas, 14; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Davis, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin and Mr. President.

Those voting in the negative were: Senators Clegg, Day, Hopkin and Tietjen.

Absent and not voting: Senators Gibson, Openshaw, Stringham, Thorn and Woolley.

S. B. No. 82 was transmitted to the House.

H. B. No. 57, having been previously read the third time, was now before the Senate.

H. B. No. 57 then passed on the following roll call:

Yeas, 15; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Selvin, Tietjen and Mr. President.

Those voting in the negative were: Senators Anderson and Fowles.

Absent and not voting: Senators Gibson, Mabey, Openshaw, Stringham, Thorn and Woolley.

H. B. No. 57 was returned to the House.

H. B. No. 22 was read the third time and placed on its final passage.

On motion of Senator Kerr, *H. B. No. 22* was amended as follows:

Page 4, line 23, after the words "90 days" insert "from the time such payments have become delinquent."

H. B. No. 22 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Gibson and Stringham.

On motion of Senator Thorn, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

On motion of Senator Thorn, the Senate recessed in order to meet with the House to hear an address from Mr. George D. Clyde.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

February 18, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day complied with your request to return *H. B. No. 58* back to your Honorable Body for reconsideration.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, *H. B. No. 58* was made a Special Order of Business for Monday, February 21, 1955 at 3:00 P.M.

Senator Mabey served notice that on the next legislative day, he would ask the Senate to reconsider its action on *H. B. No. 22.*

On motion of Senator Hafen, the Senate voted to suspend the rules and, with unanimous consent, *S. C. R. No. 10* was introduced.

PRESENTATION OF RESOLUTION

S. C. R. No. 10 By Messrs. Hafen and Fowles

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE LEGISLATION DESIGNED TO AFFORD ADEQUATE PROTECTION FOR DOMESTIC INDUSTRY IN THE FIELD OF INTERNATIONAL TRADE, was read the first time.

On motion of Senator Hafen, the rules were suspended and *S. C. R. No. 10* was read the second and third times and placed on its final passage.

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

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

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson and Kerr.

S. C. R. No. 10 was transmitted to the House.

SPECIAL ORDER

H. B. No. 4, being a Special Order of Business, was before the Senate.

H. B. No. 4 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn and Tietjen.

Those voting in the negative were: Senators Davis (explained vote), Fowles, Stringham, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson and Openshaw.

On motion of Senator Day, the Senate recessed.

The Senate re-assembled.

On motion of Senator Day, *S. C. R. No. 2* was lifted from the table.

S. C. R. No. 2 was before the Senate for its consideration.

On motion of Senator Day, *S. C. R. No. 2* was amended as follows:

Page 1, following line 19, insert a new paragraph to read:

"WHEREAS, the Honorable Arthur V. Watkins, Senator from the State of Utah, has introduced in the 84th Congress 1st Session S. 877, which will correct a duplicate jurisdiction given inferior federal tribunals to review criminal judgments in the state courts including jury verdicts, trial court rulings, and state Supreme Court decisions."

Page 2, line 2, strike the words "an act", then after the word "pass" insert "S 8-77."

On motion of Senator Day, the rules were suspended and *S. C. R. No. 2* was read the third time and placed on its final passage.

S. C. R. No. 2 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Gibson, Mabey, Selvin and Stringham.

S. C. R. No. 2 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 5 was read the third time and placed on its final passage.

On motion of Senator Davis, *H. B. No. 5* was amended as follows:

Page 3, line 14, delete "six thousand five hundred ($6,500)" and insert in lieu thereof "four thousand one hundred sixty-six ($4,166.00) dollars."

Page 3, lines 18 and 19, delete "seventy-eight thousand dollars" and insert in lieu thereof "fifty thousand ($50,000.00) dollars."

On motion of Senator Davis, the title of *H. B. No. 5* was amended as follows:

Page 1, line 6 of the title delete "$78,000" and insert "$50,000."

H. B. No. 5 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day (explained vote), Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Tietjen (explained vote).

Voting in the negative was Senator Woolley.

Absent and not voting: Senators Adams, Gibson, Selvin and Stringham.

H. B. No. 5 was returned to the House.

On motion of Senator Kerr, the rules were suspended and the Senate voted to now consider *H. B. No. 4.*

H. B. No. 4 was read the third time and placed on its final passage.

H. B. No. 4 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Selvin and Stringham.

H. B. No. 4 was returned to the House.

On motion of Senator Openshaw, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 205* was introduced.

INTRODUCTION OF BILL

S. B. No. 205 By Appropriations Committee

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1955, AND ENDING JUNE 30, 1957, AND SETTING UP REGULATIONS AND RESTRICTIONS CONCERNING EXPENDITURES, was read the first time.

On motion of Senator Openshaw, the rules were suspended and *S. B. No. 205* was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 97 was read the third time and placed on its final passage.

S. B. No. 97 then passed on the following roll call:

Yeas, 15; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Gronning and Openshaw.

Absent and not voting: Senators Adams, Fowles, Gibson, Mabey, Selvin and Stringham.

S. B. No. 97 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B .No. 98 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 98* was read the third time and placed on its final passage.

S. B. No. 98 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Selvin, Stringham and Thorn.

S. B. No. 98 was transmitted to the House.

S. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 64* was amended as follows:

Page 3, line 18, strike the words "and the governor."

Page 4, line 6, strike the figure "$30,000.00" and insert in lieu thereof "$35,000.00."

Page 4, line 27, strike the figure "$30,000.00" and insert in lieu thereof "$35,000.00."

S. B. No. 64 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Selvin, Stringham and Thorn.

S. B. Nos. 204, 130, 115, 33, 105, 93, 135 and 127 were referred back to Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Hopkin, the Senate adjourned until Monday, February 21, 1955 at 10:00 A.M.

FORTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 21, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Thorn, excused.

Prayer by the Chaplain.

February 21, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fortieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 18, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. C. R. No. 10*, "MEMORIALIZING CONGRESS TO PROVIDE LEGISLATION DESIGNED TO AFFORD PROTECTION FOR DOMESTIC INDUSTRY IN FIELD OF INTERNATIONAL TRADE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 10 was referred to the Committee on Rules to be enrolled and engrossed.

February 17, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 29*, "REQUIRE WEEKLY AND MONTHLY REMITTANCES TO STATE," and the same is returned herewth for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 18, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 105, entitled,* "TO PROVIDE FOR THE SALE OF NARCOTIC DRUGS UPON ORAL PRESCRIPTION IN PURSUANCE TO FEDERAL REGULATIONS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 105 was read the first time and referred to the Committee on Business and Commerce.

February 18, 1955

Mr. President:

I am directed 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*, "FILING OF BIDS FOR PUBLIC CONTRACTS FOR THREE YEARS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 18, 1955

Mr. President:

I am directed 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. 40, "ENACTMENT OF MUNICIPAL ORDINANCES TO ADOPT RULES RELATING TO FIRE PREVENTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 40 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 18, 1955

Mr. President:

I am directed 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,* "REAR WHEELS OF MOTOR VEHICLES MUST BE EQUIPPED WITH METAL GUARDS OR FLAPS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 18, 1955

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. 115,* by Barlow and Jones, entitled, "TO BRING PENALTIES FOR VIOLATION OF STATE USURY LAW INTO COMFORMITY WITH VIOLATIONS OF FEDERAL LAW," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 115 was read the first time and referred to the Committee on Business and Commerce.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 299,* "APPROPRIATIONS FOR THE PERIOD BE-

GINNING JULY 1, 1955, AND ENDING JUNE 30, 1957," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 299 was read the first time.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to place *H. B. No. 299* at the head of the Second Reading Calendar.

On motion of Senator Clegg, the Senate voted to suspend the rules and, with unanimous consent, *S. R. No. 3* was introduced.

PRESENTATION OF RESOLUTION

S. R. No. 3 By Mr. Clegg

A SENATE RESOLUTION OF CONDOLENCE TO THE FAMILY OF JOSIAH P. RUDY–IN MEMORIUM, was read the first time.

On motion of Senator Hopkin, 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:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Fowles, Gronning, Hammond, Hopkin, Kerr, Lloyd, Mabey, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Anderson, Davis, Day, Gibson,, Hafen, Jenkins, Openshaw, Stringham and Thorn.

S. R. No. 3 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF SPECIAL COMMITTEES

February 21, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 202, 130, 115, 33, 105, 93, 135, 127, 147, 54, 185, 186 and 173.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 64 was read the third time and placed on its final passage.

S. B. No. 64 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Lloyd, Mabey, Openshaw, Stringham and Thorn.

S. B. No. 64 was transmitted to the House.

On motion of Senator Day, the rules were suspended and the Senate voted to lift *S. B. No. 61* from the Rules Committee.

On motion of Senator Davis, the Senate voted to re-consider its action of February 18, 1955 on *S. B. No. 61* and ask the House to recede from its amendments.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 299 was read the second time.

On motion of Senator Tietjen, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE GOVERNOR

February 21, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 19 I signed *S. C. R. No. 6*, by Mr. Day, entitled APPRECIATION TO KENNECOTT CORPORATION FOR

RESEARCH CENTER AT THE UNIVERSITY OF UTAH, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 21, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 19 I signed *S. C. R. 7*, by Messrs. Day and Thorn, entitled APPRECIATION FOR STATUE OF DANIEL C. JACKLING, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 21, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 19 I signed *S. C. R. No. 8*, by Mr. Day, entitled APPRECIATION FOR STATUE OF ABRAHAM LINCOLN, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 21, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 19 I signed *S. C. R. No. 9*, by Messrs. Day and Hafen, entitled WILLIAM A. DAWSON'S STAND ON CONGRESSIONAL SALARY INCREASE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 21, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 19 I signed *S. B. No. 80*, by Messrs. Anderson, Bullen and Adams, entitled USAC AUTHORIZED TO PURCHASE REAL PROPERTY AT SNOW COLLEGE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 21, 1955

Mr. President:

I am directed 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. 45*, "MANDATORY BLOOD TESTS TO DETERMINE PARENTAGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 45 was transmitted to the Governor.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 19*, "TO RETAIN CRIMINALLY INSANE PERSONS IN THE STATE PRISON FOR SECURITY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 19 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1955

Mr. President:

I am directed 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. 14*, "BAD CHECK ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 14 was transmitted to the Governor.

February 21, 1955

Mr. President:

I am directed 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*, "UNAUTHORIZED USE OF NAMES IN CHARITY DRIVES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 21, 1955

Mr. President:

I am directed 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. 37, "INCREASE 2ND JUDICIAL DISTRICT'S ATTORNEY'S SALARY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 37 was transmitted to the Governor.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 1*, "TO REAPPORTION LEGISLATURE," and has appointed a Conference Committee consisting of Representatives Dalebout, Welch, and Messinger to act with a like committee from the Senate on this bill.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Woolley, President Burton appointed a Conference Committee consisting of Senators Hopkin, Woolley and Davis to act with a like committee from the House to confer on *S. B. No. 1*.

February 21, 1955

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*, "TO ENACT A NEW LAW CREATING THE UTAH STATE BOARD ON ALCOHOLISM."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

UNFINISHED BUSINESS

H. B. No. 299, being Unfinished Business, was before the Senate.

On motion of Senator Hopkin, the rules were suspended and *H. B. No. 299* was read the third time and placed on its final passage.

H. B. No. 299 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg (explained vote), Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 299 was returned to the House.

SPECIAL ORDER

H. B. No. 54, being a Special Order of Business, was before the Senate.

On motion of Senator Woolley, *H. B. No. 54* was made a Special Order of Business for Wednesday, February 23, 1955 at 2:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 202 was read the second time.

Committee report read and adopted.

S. B. No. 202 failed to pass on Second Reading on the following roll call:

Yeas, 11; Nays, 10; Absent, 2.

Those voting in he affirmative were: Senators Anderson, Bullen, Davis, Day, Hafen, Hammond, Kerr, Lloyd, Openshaw, Woolley and Mr. President.

Those voting in the negative were: Senators Adams, Clegg, Fowles, Gibson, Gronning, Hopkin, Jenkins, Mabey, Selvin and Tietjen.

Absent and not voting: Senators Stringham and Thorn.

SPECIAL ORDER

H. B. No. 58, being a Special Order of Business, was before the Senate for its re-consideration.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. Orval Gunther appeared before the Committee of the Whole.

On motion of Senator Day, the Committee of the Whole was dissolved.

H. B. No. 58 was placed on the Third Reading Calendar on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Gronning, Hafen, Hopkin, Jenkins, Kerr, Openshaw, Selvin, Tietjen and Woolley.

Those voting in the negative were: Senators Day, Fowles, Gibson, Hammond, Lloyd, Mabey and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 130 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 130* was amended as follows:

Page 1, line 8, after the word "premises" insert the word "or."

S. B. No. 130 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Jenkins, Lloyd, Mabey, Openshaw, Tietjen and Mr. President.

Those voting in the negative were: Senators Gibson, Gronning, Hopkin and Selvin.

Absent and not voting: Senators Kerr, Stringham, Thorn and Woolley.

On motion of Senator Davis, the rules were suspended and the Senate voted to lift *S. B. No. 129* from the Sifting Committee to be placed at the head of the Second Reading Calendar for immediate consideration at this time.

S. B. No. 129 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 129* was read the third time and placed on its final passage.

S. B. No. 129 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

S. B. No. 129 was transmitted to the House.

S. B. No. 115 was read the second time.

Committee report read and adopted.

S. B. No. 115 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 8; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw and Tietjen.

Those voting in the negative were: Senators Adams, Fowles, Gibson, Gronning, Selvin, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Stringham and Thorn.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

S. B. No. 33 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, the Senate resolved itself into a Committee of the Whole.

Mr. E. R. Callister and Mr. H. R. Waldo, Jr. appeared before the Committee of the Whole.

On motion of Senator Mabey, the Committee of the Whole was dissolved.

On motion of Senator Day, *S. B. No. 33* was made a Special Order of Business for Wednesday, February 23, 1955 at 3:00 P.M.

Senator Mabey, having voted on the prevailing side moved that the Senate do re-consider its action on *H. B. No. 22.*

Motion carried.

H. B. No. 22 was before the Senate for its re-consideration.

On motion of Senator Gibson, *H. B. No. 22* was made a Special Order of Business for Wednesday, February 23, 1955 at 4:00 P.M.

S. B. Nos. 105, 93, 135, 127, 147, 54, 185, 186 and *173* were referred back to the Sifting Committee in compliance with the committe's report on the 37th Legislative day.

On motion of Senator Clegg, the Senate adjourned until Wednesday, February 23, 1955 at 10:00 A.M.

FORTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 23, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by Senator Tietjen.

February 23, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,
Chairman

Report adopted and filed.

The President appointed Senators Day, Adams and Thorn to read and revise the Journal for the balance of the session.

COMMUNICATIONS FROM THE HOUSE

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 5*, entitled "MEMORIALIZING CONGRESS TO

DRAIN THE PARK CITY AND LITTLE COTTONWOOD MINING AREAS VIA A DRAINAGE TUNNEL THROUGH THE WASATCH MOUNTAINS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 5 was read the first time and referred to the Committee on Industry.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 107*, "TO PERMIT TRANSFER OF STOCK SHARES INTO JOINT TENANCY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 107 was read the first time and referred to the Committee on Judiciary.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 152*, entitled, "TO RAISE THE FEES FOR RECORDING BRANDS AND EARMARKS, AND TO RAISE THE MILL LEVY FOR THE INSPECTION TAX," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 152 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 260*, entitled, "TO TAX SPECIAL FUELS SOLD AT

AIRPORTS AT THE 4-CENTS A GALLON RATE CHARGED ON AVIATION GASOLINE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 260 was read the first time and referred to the Committee on Revenue and Taxation.

February 21, 1955

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. 221*, entitled, "TO REQUIRE ALL DRIVERS, INCLUDING 'GRAND DADDY' LICENSE HOLDERS, TO TAKE EYE EXAMINATIONS EVERY FIVE YEARS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 221 was read the first time and referred to the Committee on Highways and Aeronautics.

February 21, 1955

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. 239*, entitled, "TO RELIEVE FROM LIABILITY OWNERS OF PROPERTY USED FOR SHELTER IN CASE OF ACTUAL OR MOCK AIR ATTACK," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 239 was read the first time.

On motion of Senator Adams, the rules were suspended and *H. B. No. 239* was read the second time and placed on the Third Reading Calendar.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 240*, entitled, "TO EXTEND LIFE OF STATE COUN-

CIL OF DEFENSE ANOTHER TWO YEARS UNTIL JULY 1, 1957," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 240 was read the first time.

On motion of Senator Day, *H. B. No. 240* was tabled.

February 21, 1955

Mr. President:

I am directed 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. 193*, "REPEAL OBSOLETE LAW CONCERNING NATIONAL GUARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 193 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 21, 1955

Mr. President:

I am directed 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. 195*, "REPEAL LAW TO LICENSE MANUFACTURERS AND DEALERS OF RENOVATED BUTTER," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 195 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 21, 1955

Mr. President:

I am directed 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. 196, "REPEAL REQUIREMENTS RELATING TO SIGN ON PLACES OF BUSINESS WHERE OLEOMARGARINE IS SOLD," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 196 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 21, 1955

Mr. President:

I am directed 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. 197*, "REPEAL LAW PROHIBITING SALE OF CAP PISTOLS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 197 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 21, 1955

Mr. President:

I am directed 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*, "REPEAL LAW REQUIRING DISPLAY OF SIGNS BY SODA FOUNTAINS SERVING ARTIFICIALLY COLORED PRODUCTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 21, 1955

Mr. President:

I am directed 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, "REPEAL LAW REQUIRING NOTICE IF FOODS OFFERED FOR SALE ARE COLD STORAGE GOODS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 200*, "REPEAL INVALID PRICE FIXING LAW FOR BARBERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 200 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 201*, "REPEAL ACT ABOLISHING CARBON COLLEGE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 201 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1955

Mr. President:

I am directed 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. 202*, "REPEAL ACT TRANSFERRING WEBER, DIXIE, AND

SNOW COLLEGE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 202 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 21, 1955

Mr. President:

I am directed 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*, "REPEAL OBSOLETE LAW PROHIBITING ADULTERATION OF ILLUMINATING GAS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 21, 1955

Mr. President:

I am directed 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*, "REPEAL LAW PERMITTING STATE TO TAKE PROPERTY AS STATE OFFICE BUILDING," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 21, 1955

Mr. President:

I am directed 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. 205*, "REPEAL REQUIREMENT FOR POSTING OF NOTICES

BY EMPLOYERS SETTING FORTH LABOR EXTORTION LAWS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 205 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 21, 1955

Mr. President:

I am directed 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. 206*, "REPEAL LAW REQUIRING REMOVAL OF HEADGEAR OBSTRUCTING VIEW AT PLACES OF AMUSEMENT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 206 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 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 207*, "REPEAL LAW PROVIDING FOR DISPOSITION OF FUNDS AND PROPERTY FROM 1947 CENTENNIAL," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 207 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1955

Mr. President:

I am directed 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. 208, "REPEAL CHAIN STORE TAX LAW," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 208 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 21, 1955

Mr. President:

I am directed 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. 237*, "GEORGE FRODSHAM CLAIM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 237 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 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendment to *S. B. No. 61*, by Mr. Davis, entitled, "PERMITTING CITIES TO EMPLOY NONRESIDENTS," and has appointed a Conference Committee consisting of Representatives Sheffield, Kerr and W. G. Larsen, to act with a like committee from the Senate on this bill.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, President Burton appointed a Conference Committee consisting of Senators Davis, Gronning and Hafen to act with a like Committee from the House to confer on *S. B. No. 61*.

REPORTS OF STANDING COMMITTEES

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 29*, by Messrs. Openshaw, Hammond and Hafen, entitled, "REQUIRE MONTHLY REMITTANCES TO STATE," to be engrossed, has been examined by this Committee

who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 42*, by Messrs. Fowles and Day, entitled, "ALIEN'S FISH AND GAME LICENSES ACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 42 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 10*, by Messrs. Hafen and Fowles, entitled, "ADEQUATE PROTECTION FOR DOMESTIC INDUSTRY IN THE FIELD OF INTERNATIONAL TRADE," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. No. 10 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 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 13*, by Messrs. Hafen and Stringham, entitled, "HIGHWAY BY-PASSING TOWN ACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 13 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 34*, by Messrs. Openshaw, Day and Gronning, entitled, "FILING STATE FUND CONTRACTS WITH AUDITOR," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 34 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B .No. 56*, by Messrs. Davis and Selvin, entitled, "PROVIDING FOR COOPERATIVE AGREEMENTS FOR VOCATIONAL REHABILITATION," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 56 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 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 71*, by Mr. Davis, entitled, "AUTHORIZING INTERSTATE COMPACT ADMINISTRATOR TO DEPUTIZE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 71 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 85*, by Messrs. Jenkins and Clegg, entitled, "ENUMERATION OF SCHOOL POPULATION," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 85 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 21, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 53*, by Messrs. Sheffield and Hopkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 53 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 100*, by Messrs. Barlow, Kerr, Mrs. Vance, Messrs. Murdock and Taylor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

H. B. No. 100 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 155*, by Messrs. Hafen, Thorn and Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 155 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 181*, by Messrs. Day and Openshaw, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 181 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 198*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 198 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 184*, by Mr. Mabey (By Request), has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 184 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 189*, by Mr. Gibson, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 189 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 140*, by Mr. Hopkins, et al., has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 140 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 13*, by Messrs. Davis and Gunther, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 13 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 24*, by Messrs. Kerr, E. C. Larsen, Hurst, Hebertson and Morrill, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 24 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 25*, by Messrs. Kerr, E. C. Larsen, Hurst, Hebertson and Morrill, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 25 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 150*, by Mr. Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 150 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 193*, by Messrs. Hafen and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 193 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 182*, by Messrs. Thorn and Woolley, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 182 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 194*, by Messrs. Hafen and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 194 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 196*, by Messrs. Gibson and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 196 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 154*, by Messrs. Tietjen, Hafen and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 154 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 183*, by Mr. Openshaw, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 183 was referred to the Sifting Committee.

February 18, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 187*, by Messrs. Lloyd and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

S. B. No. 187 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 23, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. No. 16, H. J. R. No. 1, H. B. Nos. 41, 45, 39, 37, 6, 7, 46 and *H. J. R. No. 3.*

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 58 was read the third time and placed on its final passage.

Senator Hafen, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Clegg, the Call of the Senate was lifted.

On motion of Senator Hopkin, *H. B. No. 58* retained its position on the Third Reading Calendar.

On motion of Senator Kerr, the rules were suspended and the Senate voted to now consider *H. B. No. 239.*

H. B. No. 239 was read the third time and placed on its final passage.

On motion of Senator Davis, *H. B. No. 239* was amended as follows:

Page 1, line 6, after the word "For" re-insert "negligently causing."

Page 1, line 8, after the word "premises" insert the word "or."

H. B. No. 239 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Gibson, Gronning and Selvin.

H. B. No. 239 was returned to the House.

On motion of Senator Day, the enacting clause of *S. B. No. 130* was struck.

S. B. No. 115 was read the third time and placed on its final passage.

On motion of Senator Stringham, *S. B. No. 115* was amended as follows:

Page 1, line 10, strike the word "necessity", then following the word "the" insert "reason or reasons."

S. B. No. 115 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Adams, Bullen and Fowles.

S. B. No. 115 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 16 was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *H. B. No. 16* was amended as follows:

Page 2, line 33, strike "$10,000" and insert "$5,000".

Page 3, line 5, strike "$10,000" and insert "$5,000."

Page 3, line 10, strike "$10,000" and insert "$5,000."

In sub-section 14, line 9, after the word "said" strike "$10,000" and insert "$5,000."

Following line 22, and before line 23 on page 3 of the House amendment after the word "said" strike "$10,000" and insert "$5,000."

On motion of Senator Gibson, *H. B. No. 16* was amended as follows:

Page 1, line 3, strike the word "may" and insert "shall."

On motion of Senator Day, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

REPORTS OF STANDING COMMITTEES

February 21, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 105*, by Messrs. Welch, M. B. Peterson, Claybaugh and Badger, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 105 was referred to the Sifting Committee.

February 21, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 115*, by Messrs. Barlow and Jones, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 115 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 152*, by Messrs. Morrill and Johnson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

H. B. No. 152 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Industry, to which was referred *H. J. R. No. 5*, by Mr. Spence, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ORVAL HAFEN,
Chairman

Report filed.

H. J. R. No. 5 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Political Subdivision, to which was referred *H. B. No. 63*, by Messrs. Sheffield, Jones, Cope and E. C. Larsen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 63 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Political Subdivision, to which was referred *H. B. No. 66*, by Messrs. G. D. Taylor, Kerr and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 66 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 221*, by Messrs. Davis and Gunther, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 221 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 260*, by Mr. Gunther, et al., has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 260 was referred to the Sifting Committee.

February 23, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 107*, by Messrs. Sheffield, Jones, Rowberry and Christensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 107 was referred to the Sifting Committee.

UNFINISHED BUSINESS

H. B. No. 16, being Unfinished Business, was before the Senate.

H. B. No. 16 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Selvin, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Hafen, Mabey, Openshaw, Stringham, Thorn and Woolley.

CONSIDERATION OF BILLS ON SECOND READING

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

Committee report read and adopted.

H. J. R. No. 1 failed to pass on Second Reading on the following roll call:

Yeas, 6; Nays, 13; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Hammond, Kerr and Mabey.

Those voting in the negative were: Senators Adams, Bullen, Day, Fowles, Gibson, Gronning, Hopkin, Jenkins, Lloyd, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Hafen, Openshaw, Stringham and Woolley.

H. J. R. No. 1 was returned to the House.

H. B. No. 41 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 41* was read the third time and placed on its final passage.

H. B. No. 41 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Davis, Hafen, Openshaw, Stringham and Tietjen.

H. B. No. 41 was returned to the House.

H. B. No. 45 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *H. B. No. 45* was amended as follows:

Page 2, delete all of line 27.

H. B. No. 45 failed to pass on Second Reading on the following roll call:

Yeas, 11; Nays, 9; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hammond, Kerr, Lloyd and Thorn.

Those voting in the negative were: Senators Davis, Gibson, Hopkin, Jenkins, Mabey, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hafen, Openshaw and Stringham.

H. B. No. 45 was returned to the House.

SPECIAL ORDER

H. B. No. 54, being a Special Order of Business, was before the Senate.

On motion of Senator Kerr, *H. B. No. 54* was amended as follows:

Page 3, line 16, after the word "education" insert "and the State Building Board."

Page 3, line 17, strike "is" and insert "are."

H. B. No. 54 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

SPECIAL ORDER

S. B. No. 33, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *S. B. No. 33* was amended as follows:

Page 4, beginning with line 22, delete "Section 10." and insert in lieu thereof:

"Section 10. Mineral leases of all state lands, shall be made exclusively by the land board with the consent of the state agency using or holding such land. The proceeds from mineral leases in all state lands with the exception of trust lands administered by the land board, shall be deposited in the general fund."

S. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins,, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen and Woolley.

Absent and not voting: Senators Bullen, Davis, Openshaw, Stringham and Mr. President.

SPECIAL ORDER

H. B. No. 22, being a Special Order of Business, was before the Senate for its re-consideration.

On motion of Senator Gibson, *H. B. No. 22*, was amended as follows:

Delete Sections 30-3-6 and 30-3-7.

Subsection "c" after the word "may" insert "or may not."

Sub-section "d" after the word "Welfare" insert "with the advice and consent of the district court or courts to be served".

Sub-section 'd" after the word "Finance" delete the comma and then insert "and with the advice and consent of the district court or courts to be served."

Sub-section "e" after the word "shall" insert "only upon order of a district court."

Paragraph 1, under sub-section "e" after the word "feasible" delete the words "and desirable."

Paragraph 4, under sub-section e, after the word court delete the comma insert a period and then delete the following words "and if the work of the counselor in connection with pending divorce cases will not be impeded thereby."

Sub-section "g" after the word "or" delete the word "their" and insert "his"; also on the same line after the word "if" strike the word "timely".

Sub-section 'g" after the word "report" and following the period insert an additional sentence to read "The Domestic Relations Counselor shall make his verified report to the District Court within sixty days after the order of the Court provided for in paragraph e of this section."

Paragraph 4, of Section 30-3-5, after the word "name" insert "of the state of Utah for the use and benefit, also in the same paragraph following the word "awarded" insert the words "in cases where such parties are recipients of public welfare."

On motion of Senator Gibson ,the title of *H. B. No. 22* was amended as follows:

Line 1 of the title delete "6 AND 7".

H. B. No. 22 then passed on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, and Woolley.

Absent and not voting: Mr. President.

H. B. No. 22 was returned to the House.

H. B. Nos. 39, 37, 6, 7, 46 and *H. J. R. No. 3* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Kerr, the Senate adjourned until Thursday, February 24, 1955 at 10:00 A.M.

FORTY-SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 24, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call — All Senators present.

Prayer by the Chaplain.

February 24, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 23, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 23 I signed *S. B. No. 27*, by Mr. Davis, entitled UNAUTHORIZED USE OF NAMES IN CHARITY DRIVES, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 23, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 23 I signed *S. B. No. 37*, by Mr. Day, entitled "INCREASE 2ND JUDICIAL DISTRICT'S ATTORNEY'S SALARY (SAME AS H. B. NO. 44), and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 23, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 23 I signed *S. B. No. 45*, by Messrs. Day and Fowles, entitled MANDATORY BLOOD TESTS TO DETERMINE PARENTAGE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 19th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 29*, entitled, "TO DELETE RETROACTIVE FEATURES FROM 1953 NEPOTISM ACT."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 19th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 34*, entitled, "TO REQUIRE SCHOOL BOARDS TO FILE THEIR ANNUAL FINANCIAL STATEMENTS WITH THE STATE AUDITOR WITHIN 15 DAYS AFTER PUBLICATION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 21st day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 80*, entitled, "TO CLARIFY PROCEDURE FOR APPOINTMENT FROM CIVIL SERVICE ELIGIBLE LISTS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 4*, "TO INCREASE LIQUOR PERMIT FEES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 23, 1955

Mr. President:

I am directed 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, entitled "CREATING THE UTAH STATE BOARD ON ALCOHOLISM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 23, 1955

Mr. President:

I am directed 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*, "TO LOWER DRIVER LICENSING AGE TO 15½ YEARS FOR STUDENTS WHO HAVE COMPLETED DRIVER EDUCATION CLASS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 57*, "TO REQUIRE REVOCATION OF A DRIVER'S LICENSE UPON TWO CHARGES OF RECKLESS DRIVING WITHIN TWO YEARS INSTEAD OF THREE CHARGES WITHIN ONE YEAR," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 57 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 16*, entitled, "APPRECIATION FOR SERVICE

RENDERED BY DEPARTMENT OF AGRICULTURE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 16 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 6*, entitled, "TO INCREASE FIREMEN'S PENSION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1955

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. 9*, entitled, "INCREASE POLICEMEN'S PENSION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 9 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1955

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. 36*, entitled, "DRIVER EDUCATION CLASSES ACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 36 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1955

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. 75*, entitled, "HEALTH EDUCATION REQUIREMENTS FOR TEACHERS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 75 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1955

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. 67*, entitled, "TRANSFERRING FROM VOTING DISTRICT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 67 was referred to the Committee on Rules to be enrolled and engrossed.

February 21, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 19*, entitled, "ADMIRATION FOR JILL KINMONT," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 19 was read the first time.

On motion of Senator Day, the rules were suspended and *H. J. R. No. 19* was read the second and third times and placed on its final passage.

H. J. R. No. 19 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin and Woolley.

H. J. R. No. 19 was returned to the House.

February 21, 1955

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. 217*, "TO STRENGTHEN PENALTIES FOR VIOLATION OF THE UNIFORM NARCOTIC DRUG ACT, INCLUDING POSSIBLE DEATH PENALTY UPON A SECOND CONVICTION FOR SELLING TO A MINOR," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 217 was read the first time and referred to the Committee on Judiciary.

February 21, 1955

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. 224*, entitled, "TO REGULATE SALES OF BARBITURATES AND CENTRAL NERVOUS SYSTEM STIMULANTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 224 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 98*, entitled, "TO PERMIT IMPROVEMENT DIS-

TRICTS TO GIVE THEIR TRUSTEES PROPORTIONAL VOTES BASED UPON THE ASSESSED VALUATIONS REPRESENTED, AND TO AUTHORIZE PARTICIPATING MUNICIPALITIES TO IMPOSE SERVICE CHARGES. (SUBSTITUTE FOR H.B. NO. 62)," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 98 was read the first time and referred to the Committee on Political Subdivisions.

February 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 101*, entitled, "TO PERMIT INSTITUTIONS OF HIGHER LEARNING TO ASSIST FACULTY MEMBERS OF LESSER SENIORITY TO PURCHASE OLD-AGE ANNUITIES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 101 was read the first time and referred to the Committee on Education.

February 23, 1955

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. 131*, entitled, "TO CLASS FUNERAL AND BURIAL PLANS AS TRUST FUNDS AND PROVIDE SAFEGUARDS THEREFOR," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 131 was read the first time and referred to the Committee on Business and Commerce.

On motion of Senator Day, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 17* was introduced.

Senator Tietjen moved that the rules be suspended and the Senate give unanimous consent for his name to appear on *S. J. R. No. 17.*

Motion carried.

PRESENTATION OF RESOLUTION

S. J. R. No. 17 By Messrs. Day, Fowles, Hammond and Tietjen

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES L. SMITH, was read the first time.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 17* was read the second and third times and placed on its final passage.

S. J. R. No. 17 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Jenkins, Openshaw and Woolley.

S. J. R. No. 17 was transmitted to the House.

On motion of Senator Clegg, the Senate voted to suspend the rules and, with unanimous consent, *S. B. Nos. 206 and 207* were introduced.

INTRODUCTION OF BILLS

S. B. No. 206 By Messrs. Clegg, Jenkins and Openshaw

AN ACT AMENDING SECTION 53-33-8, UTAH CODE ANNOTATED 1953, AND REPEALING SECTION 53-33-9, UTAH CODE ANNOTATED 1953, RELATING TO FEES CHARGED AT STATE JUNIOR COLLEGES, was read the first time and referred to the Committee on Rules.

S. B. No. 207 By Messrs. Clegg, Jenkins and Openshaw

AN ACT AMENDING SECTION 53-34-1, UTAH CODE ANNOTATED 1953, RELATING TO REGISTRATION AND TUITION FEES OF INSTITUTIONS OF HIGHER LEARNING, was read the first time and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

February 21, 1955

Mr. President:

Your Committee on Rules, to which was referred S. *R. No. 3*, by Mr. *Clegg*, entitled, "CONDOLENCE TO FAMILY OF JOSEPH P. RUDY," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. *R. No. 3* was signed by the President in open session in the presence of the Senate and was transmitted to the Secretary of State.

REPORTS OF SPECIAL COMMITTEES

February 24, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 115, 140, 107, 260, 152, 37, 46, 13, 24, 25, 53, 100, 66, 221, H. J. R. No. 5, H. B. Nos. 39, 6, 7, H. J. R. No. 3 and H. B. No. 105.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *H. B. No. 58* was tabled.

H. B. No. 54 was read the third time and placed on its final passage.

H. B. No. 54 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Openshaw, Thorn and Woolley.

H. B. No. 54 was returned to the House.

S. B. No. 33 was read the third time and placed on its final passage.

S. B. No. 33 then passed on the following roll call:

Yeas, 12; Nays, 8; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Hammond, Kerr, Lloyd, Mabey, Openshaw, Thorn and Mr. President.

Those voting in the negative were: Senators Fowles, Gibson, Gronning, Hafen, Jenkins, Selvin, Stringham and Tietjen.

Absent and not voting: Senators Davis, Hopkin and Woolley.

S. B. No. 33 was transmitted to the House.

H. B. No. 16 was read the third time and placed on its final passage.

On motion of Senator Fowles, *H. B. No. 16* was amended as follows:

Immediately at the end of the amendments inserted by the House, at the end of Section 2, following line 22 of page 3, insert the following:

"The so-called 'locker system' for the storage and serving of intoxicating liquors shall be legal in this State only when operated by a non-profit corporation in compliance with the terms and provisions of this chapter."

On motion of Senator Fowles, the title of *H. B. No. 16* was amended as follows:

Line 15, of the title following the word "BOND" insert the following:

"PROVIDING THAT THE LOCKER SYSTEM FOR THE STORAGE AND SERVING OF LIQUOR SHALL BE LEGAL ONLY WHEN OPERATED BY A NON-PROFIT CORPORATION."

H. B. No. 16 then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Gibson and Selvin.

Absent and not voting: Senators Davis, Hopkin and Woolley.

H. B. No. 16 was returned to the House.

On motion of Senator Mabey, the Senate voted to re-call *H. B. No. 45* from the House in order that the Senate may re-consider its action of February 23, 1955.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 115 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 115* was read the third time and placed on its final passage.

H. B. No. 115 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Gibson, Hopkin and Woolley.

H. B. No. 115 was returned to the House.

H. B. No. 140 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, 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:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn and Tietjen.

Absent and not voting: Senators Bullen, Davis, Gibson, Hopkin, Woolley and Mr. President.

H. B. No. 140 was returned to the House.

H. B. No. 107 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, 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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Woolley.

Absent and not voting: Senators Gibson, Thorn and Mr. President.

H. B. No. 107 was returned to the House.

H. B. No. 260 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 260* was read the third time and placed on its final passage.

H. B. No. 260 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Jenkins, Kerr, Lloyd, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hafen, Hopkin and Mabey.

H. B. No. 260 was returned to the House.

H. B. No. 152 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, *H. B. No. 152* was amended as follows:

Page 1, line 3, delete "$5" and insert "$2.50."

Page 1, line 4, delete "$5" and insert "$2.50."

Page 1, line 10, delete "$3" and insert "$2."

Page 1, line 13, delete "6" in both instances and insert "5."

On motion of Senator Kerr, the rules were suspended and *H. B. No. 152* was read the third time and placed on its final passage.

H. B. No. 152 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin (explained vote), Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Gibson and Openshaw.

H. B. No. 152 was returned to the House.

H. B. No. 37 was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *H. B. No. 37* retained its position on the Second Reading Calendar.

H. B. No. 46 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 46* was amended as follows:

Page 1, line 5, strike "Section 2".

Page 1, beginning with line 5 show the following to be underlined:

"Wherever the term 'Utah State Tuberculosis Sanatorium' appears in the statutes of the State of Utah or in any contract or document relating to the Utah State Tuberculosis Sanatorium, the new title, 'Utah State Tuberculosis Hospital,' shall be substituted as to meaning and intent."

On motion of Senator Day, the rules were suspended and *H. B. No. 46* was read the third time and placed on its final passage.

H. B. No. 46 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams and Davis.

H. B. No. 46 was returned to the House.

On motion of Senator Kerr, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

February 24, 1955

Mr. President:

I am directed 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. 85*, entitled, "ENUMERATION OF SCHOOL POPULATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 85 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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*, entitled, "HIGHWAY BY-PASSING TOWN ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 13 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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*, entitled, "REQUIRE MONTHLY REMITTANCES TO STATE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

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

February 24, 1955

Mr. President:

I am directed 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, entitled, "FILING STATE FUND CONTRACTS WITH AUDITOR," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 34 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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. 71*, entitled, "AUTHORIZING INTERSTATE COMPACT ADMINISTRATOR TO DEPUTIZE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 71 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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. 42*, entitled, "ALIEN'S FISH AND GAME LICENSES ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 42 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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*, entitled, "PROVIDING FOR COOPERATIVE AGREEMENTS FOR VOCATIONAL REHABILITATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 56 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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. 10*, entitled, "ADEQUATE PROTECTION FOR DOMESTIC INDUSTRY IN THE FIELD OF INTERNATIONAL TRADE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 10 was transmitted to the Governor.

February 24, 1955

Mr. President:

I am directed 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. 265*, "TO RATIFY THE BEAR RIVER COMPACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 265 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, 1955

Mr. President:

I am directed 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. 299*, "MAKING APPROPRIATIONS FOR THE SUPPORT OF THE UTAH STATE GOVERNMENT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 299 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, 1955

Mr. President:

I am directed to inform your Honorable Body that the House does hereby return *H. B. No. 45* which was this day requested to be returned by you.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Mabey, the rules were suspended and *H. B. No. 45* was placed at the head of the Third Reading Calendar.

On motion of Senator Stringham, a statement of policy of the Senate of the Thirty-first Legislature was ordered spread upon the face of the Journal.

Statement of Policy of the Senate of the Thirty-first Legislature:

WHEREAS, certain individuals and agencies are disseminating detrimental and distorted information with respect to the Upper Colorado River Project in an effort to defeat the approval by the Congress of the United States of such project and have been able through pressure or deception to obtain recognition in all types of media to the detriment of all of the people in the Intermountain Area and the Nation as a whole, and

WHEREAS, a petition the opponents of the Upper Colorado River Project knowing full well that the project is meritorious and will stand the most careful investigation have resorted to a program of appealing to the emotions of uninformed citizens in an effort to block the approval of this project, and

WHEREAS, the Ford Times, a trade magazine of March 1955 has presented to hundreds of thousands if not millions of people a story entitled, "The Canyons of Dinosaur" which contains not only distortions of the facts but actually presents on a map location of the Dinosaur National Monument as being in the northwest corner of Colorado whereas the Dinosaur National Monument is located in Utah and Colorado with the entrance to the area where the skeletons are located being at Jensen, Utah,

That all media disseminating news concerning the Upper Colorado River Project and Dinosaur National Monument be requested to publish the true facts concerning said project, and to appraise the people of the Nation that a tremendous new recreational industrial area accessible to all of the people will result from the construction of this project.

On motion of Senator Gronning, the Senate voted to join together in acknowledging and commending the Milford Elementary School.

LETTER OF COMMENDATION

WHEREAS, the Milford Elementary School of Milford, Utah, Beaver County, is publishing monthly a school paper named the Milford Siren; and

WHEREAS, an interest by our young citizens in the problems of their community and government is a most healthful and desirable quality; and

WHEREAS, said paper has been recognized locally, statewide and nationally for its fine work in safety promotion and the building of good citizenship;

NOW, THEREFORE, BE IT RESOLVED that the Senate of the State of Utah does hereby congratulate and commend the Milford Elementary School for the fine work they are doing in their publication of the Milford Siren.

On motion of Senator Openshaw, the Senate voted to suspend the rules and, with unanimous consent, *S. B. Nos. 208 and 209* were introduced.

INTRODUCTION OF BILLS

S. B. No. 208 By Messrs. Openshaw and Gibson

AN ACT REPEALING SECTION 35-2-18, UTAH CODE ANNOTATED 1953, AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 35-2-18, UTAH CODE ANNOTATED 1953, PROVIDING FOR PAYMENT OF OCCUPATIONAL DISEASE INSURANCE PAYMENTS BY THE DEPARTMENTS OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 209 By Messrs. Openshaw and Gibson

AN ACT AMENDING SECTION 35-1-49, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE PAYMENT OF WORKMEN'S COMPENSATION CONTRIBUTIONS TO THE STATE INSURANCE FUND BY DEPARTMENTS OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

On motion of Senator Hammond, it was agreed that when the Senate adjourns Friday, it stand adjourned until Monday, February 28, 1955 at 10:00 A.M.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 37, having previously retained its position on the calendar, was now before the Senate.

On motion of Senator Stringham, *H. B. No. 37* was amended as follows:

Section 1, strike the word "appropriation."

Section 2, strike the words "effective date."

On motion of Senator Openshaw, the rules were suspended and *H. B. No. 37* was read the third time and placed on its final passage.

H. B. No. 37 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen and Jenkins.

H. B. No. 37 was returned to the House.

H. B. No. 13 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

On moton of Senator Woolley, *H. B. No. 13* was amended as follows:

Page 6, line 9, delete the words "highway patrolman," and insert "trooper."

Page 21, line 33, after the word "parking" insert "in".

Page 26, delete all of line 33.

Page 27, line 1, delete "41-6-135, 41-6-140, 40-6-144, and".

Page 27, line 1, delete the word "are" and insert "is".

On motion of Senator Woolley, the rules were suspended and *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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Mabey, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Jenkins, Lloyd and Thorn.

H. B. No. 13 was returned to the House.

H. B. No. 24 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *H. B. No. 24* was amended as follows:

Page 2, beginning with line 3 delete all of Section 3, Section 4 and Section 5 down to and including lines 33.

Page 3, delete all of line 1.

Page 3, delete all of Section 6, beginning with line 2, down to and including lines 13; then insert in lieu thereof the following to replace Sections 3, 4, 5 and 6.

"Section 3.

Every person, firm, or partnership desiring to qualify for refund under the provisions of this act shall apply in writing to the State Tax Commission upon a form to be prescribed by it for a permit to obtain a refund in accordance with the provisions hereof. Such application shall be filed before the thirteenth day of September next following a full 12 month period of operation under this act. The 12 month period shall extend from September 1 of one year until August 31 of the following year.

Such application for permit to receive a refund of motor fuel used in agriculture shall contain, the name of the applicant; his address, location of and number of acres owned and operated to be verified from records of the County Assessor; location and number of acres rented and operated to be verified by affidavit from legal owner; number of acres planted to each crop; type of soil; whether irrigated or dry; make, size, and power rating of each piece of equipment using motor fuel certified by county assessor to be on the assessment roles; make and size of each piece of equipment drawn by such power equipment; original invoices showing total number of gallons of motor fuel purchased during the period; number of gallons used in equipment eligible for refund; and such other information as the commission may require.

Where applicant is an operator of machinery with which he works for hire doing custom jobs for other farmers, said application shall be an itemized account of all work done and shall include the names, addresses and units of work done for each such farmer for whom he does custom work.

The application for a permit to receive a refund of tax paid on motor fuel used in other than agriculture shall contain the name of the applicant, his address; his occupation; use to which the applicant intends to put the motor fuel; location of such business; make, size and power rating of each piece of equipment using motor fuel eligible for refund to be certified by county assessor that it is on the assessment roles; invoice evidence of purchase of motor fuel; and such other information as the commission may require.

Section 4.

The State Tax Commission shall grant to each eligible applicant a permit for refund of tax paid on motor fuel according to the provisions of this act. The permit so issued shall contain a number assigned to each applicant and shall specify a given number of gallons of motor fuel upon which applicant may receive a refund of tax paid. Such permit shall be and remain valid and in force and effect until revoked, or cancelled, or amended for cause as hereinafter provided.

The State Tax Commission may initiate any study or use the finding of research of any other agency to properly determine the number of gallons of motor fuel used to propel any piece of machinery for a given unit of work. The records as are obtained as a result of such studies shall be used to set up a pattern or formula to determine the permit allowance of each applicant.

Upon approval of the permit allowance by the commission, the applicant shall be notified of his permit number and the number of gallons of motor fuel for which he may receive a refund of the tax paid whereupon the applicant will file a request for the refund. Each year following during the month of September the applicant must file with the commission a request for his refund and furnish to the commission such information as is deemed necessary to establish that his operation is comparative to when the original permit was issued. The commission may revoke or amend the permit at any time when information provided by applicant or secured by field investigator shows justification for such revocation or amendment.

Section 5.

Upon the approval of the request for refund the commission shall certify to the state treasurer the amount of the claim as determined by multiplying the number of gallons of permit allowance by the amount of the Motor Fuel tax. The Treasurer shall make payment of 90% of the amount of the claim to the claimant according to the provision of this act on or before December 31 of each year and no refund shall be paid on any claim less than $10.00.

Section 6.

If any person having filed an application for permit for refund and having presented all evidence required by the State Tax Commission feels aggrieved by the decision of the commission, such person may apply to the commission by petition in writing, within thirty days after permit is issued for a hearing, in which petition shall be set for the reasons why such hearing should be granted and the amount it is claimed should be granted in the permit. The State Tax Commission as soon as practicable shall set the matter for hearing and notify the petitioner of the time and place fixed by the commission for such hearing. After such hearing, the State Tax Commission may make such order in the matter as may appear just and lawful and shall furnish a copy of such order to the petitioner."

H. B. No. 24 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Gronning, Hopkin, Jenkins, Kerr, Lloyd (explained vote), Selvin, Stringham and Tietjen.

Those voting in the negative were: Senators Day, Fowles, Gibson, Hafen, Hammond, Mabey, Openshaw and Mr. President.

Absent and not voting: Senators Thorn and Woolley.

H. B. No. 25 was read the second time.

Committee report read and adopted.

H. B. No. 25 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Gronning, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Selvin, Stringham and Tietjen.

Those voting in the negative were: Senators Day, Fowles, Gibson, Hammond, Mabey, Openshaw and Mr. President.

Absent and not voting: Senators Thorn and Woolley.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 100* was made a Special Order of Business for Friday, February 25, 1955 at 10:30 A.M.

H. B. Nos. 53, 66, 221, H. J. R. No. 5, H. B. Nos. 39, 6, H. J. R. No. 3 and *H. B. No. 105* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Hopkin, the Senate adjourned until Friday, February 25, 1955 at 10:00 A.M.

FORTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 25, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Gibson.

Prayer by the Chaplain.

February 25, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 24, 1955

Honorable C. Taylor Burton
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

In accordance with Article VII, Section 8, Constitution of Utah, I am returning herewith *S. B. No. 17*, entitled, DISPENSING OPTICIANS' CODE, which I do not approve and am hereby vetoing. My reasons for doing this were formulated only after hearing both proponents and opponents of this bill over the past several days.

I am advised by the Attorney General's office that the part of the act prohibiting price advertising of glasses is of questionable constitutionality. I am also advised that a District Court Judge of the Third Judicial District has ruled that a Salt Lake City Ordinance designed to accomplish the same purpose was unconstitutional, and that this case is now being appealed to the Utah Supreme Court.

My objection, however, goes beyond the possible question of constitutionality. I am in sympathy with optometrists who desire to improve the standards of optometry and the quality of glasses sold to the public. Insofar as this bill tends to accomplish these purposes it has my full approval. I am, however, strongly opposed to any legislation promoted by one class or group which in any way deprives others of fundamental rights unless there is some clear showing that the public interest will be served. In an effort to determine for my own satisfaction this fact, I have given supporters of the bill at least two opportunities to show me wherein prohibiting an optician from advising a customer beforehand of the price of glasses in any way protected the public. I have not yet heard any argument which convinces me that this would be the fact.

Existing state statutes now prohibits false, misleading, and fraudulent advertising. Those provisions of the proposed legislation which support this general purpose are certainly not objectionable. Whoever inserted the provision prohibiting price advertising apparently presupposed that any optician who advertises price is dishonest and guilty of baiting the public. But what of the honest optician who desires to advise the public beforehand of the price of a pair of glasses. Must this fundamental right be taken away from him? I see no reason for prohibiting honest price advertising.

Finally I am not unmindful of the fact that price advertising, so long as it is truthful, may have a very wholesome effect on the price of glasses paid by the public in general. I will not be a party to any law which would in any way prevent the public from being fully informed of these facts.

For these reasons, and because of my duty as Governor to the people of this State, I feel it is my duty to enter this veto.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication filed.

On motion of Senator Day, action on the Governor's veto message on *S. B. No. 17* was made a Special Order of Business for Monday, February 28, 1955 at 3:00 P.M.

COMMUNICATIONS FROM THE HOUSE

February 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. 12*, entitled, "A JOINT RESOLUTION MEMORIALIZING CONGRESS PERTAINING TO NATURAL GAS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 12 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

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. 97*, entitled, "EMPLOY-

MENT OF MINORS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 97 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 98*, "QUALIFICATIONS AND SALARY OF ASSISTANT ADJUTANT GENERAL," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 98 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

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. 77*, "ANTI-SECRET MEETING ACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendments of *S. B. No. 77* on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Lloyd, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Davis, Gibson, Hopkin, Kerr, Mabey, Tietjen and Woolley.

S. B. No. 77 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. C. R. No. 2*, entitled, "A CONCURRENT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES OF AMERICA TO PASS LEGISLATION CURTAILING AND LIMITING THE POWER AND JURISDICTION OF INFERIOR FEDERAL COURTS TO REVIEW CRIMINAL JUDGMENTS OF STATE COURTS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 2 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

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. 64*, "BUILDING AND LOAN ASSOCIATION ACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 64 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1955

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. 63*, "ADMINISTRATOR'S CONVEYANCE PASSES RIGHT OF WIDOW TO STATUTORY INTEREST," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Hafen, the Senate refused to concur in the House amendments on *S. B. No. 63*, and ask the House to recede from its amendments.

February 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 23rd day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 50*, "TO REQUIRE STOCKHOLDERS TO SHOW THEIR BOOKS ONLY TO BONA FIDE STOCKHOLDERS WHO ARE ACTING IN GOOD FAITH AND FOR PROPER PURPOSE; BURDEN OF PROOF.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 24, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 23rd day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 49*, "TO REQUIRE CORPORATIONS TO SHOW THEIR BOOKS TO ONLY BONA FIDE STOCKHOLDERS WHO ARE ACTING IN GOOD FAITH AND FOR PROPER PURPOSE.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 24, 1955

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. 117*, entitled, "TO PERMIT THE CREATION OF IMPROVEMENT, WATER SUPPLY, SEWAGE OR SANITARY DISTRICTS UPON PETITION OF 10% OF RESIDENT VOTERS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 117 was read the first time and referred to the Committee on Political Subdivisions.

February 23, 1955

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. 266* (substitute) entitled,

"TO REGULATE PERPETUAL CARE CEMETERIES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 266 was read the first time and referred to the Committee on Business and Commerce.

February 24, 1955

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. 147*, "TO APPROPRIATE $398,450 TO UTAH STATE A C FOR CAMPUS IMPROVEMENTS (SAME AS S. B. 123)," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 147 was read the first time and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

February 24, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 206 by Messrs. Clegg, Jenkins and Openshaw (Education)

S. B. No. 207 by Messrs. Clegg, Jenkins and Openshaw (Education)

S. B. No. 208 by Messrs. Openshaw and Gibson (Labor)

S. B. No. 209 by Messrs. Openshaw and Gibson (Labor)

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

February 24, 1955

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 217*, by Messrs. Thomas, E. C. Larsen, Davis, Morrill and Mrs. Cazier, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

RENDELL N. MABEY,
Chairman

Report filed.

H. B. No. 217 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 224*, by Messrs. Thomas, G. D. Taylor, Hurst and Mrs. Cazier, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLIFTON G. M. KERR,
Chairman

Report filed.

H. B. No. 224 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 25, 1955

Mr. President:

Your Sifting Committee reports out the following bills:
S. B. Nos. 124, 160, 93, 127, 141, 101, 118, 105, 79, 54, 95, 119, 185, 186, 46, 47, 135 and 106.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

On motion of Senator Hopkin, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 254*, entitled, "TO PROVIDE FOR RETIREMENT CREDIT TO PAROCHIAL SCHOOL EMPLOYES. BY TITLE ONLY. SAME AS S. B. 160," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 254 was read the first time.

On motion of Senator Day, the rules were suspended and the Senate voted to place *H. B. No. 254* on the Second Reading Calendar preceding *S. B. No. 160.*

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 54*, entitled, "TO EXTEND STATE-AID EMERGENCY SCHOOL BUILDING PROGRAM WITH ADDITIONAL APPROPRIATION OF $2,130,000."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed 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*, "TO EXTEND STATE-AID EMERGENCY SCHOOL BUILDING PROGRAM WITH ADDITIONAL APPROPRIATION OF $2,130,000," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

SPECIAL ORDER

H. B. No. 100, being a Special Order of Business, was before the Senate.

H. B. No. 100 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 100* was read the second and third times and placed on its final passage.

H. B. No. 100 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin and Stringham.

H. B. No. 100 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 45 was read the third time and placed on its final passage.

H. B. No. 45 then passed on reconsideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Anderson, Gibson and Hopkin.

H. B. No. 45 was returned to the House.

On motion of Senator Day, *H. B. Nos. 24* and *25* were made a Special Order of Business for Wednesday, March 2, 1955 at 2:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 124 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 124* was read the third time and placed on its final passage.

S. B. No. 124 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Anderson, Gibson, Hopkin and Woolley.

S. B. No. 124 was transmitted to the House.

H. B. No. 254 was read the second time.

On motion of Senator Adams, *H. B. No. 254* was amended as follows:

Page 1, line 12, after "53-29-12" insert "(d) and."

On motion of Senator Day, the rules were suspended and *H. B. No. 254* was read the third time and placed on its final passage.

H. B. No. 254 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Openshaw.

H. B. No. 254 was returned to the House.

On motion of Senator Day, the enacting clause of *S. B. No. 160* was struck.

S. B. No. 93 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 93* was amended as follows:

Page 1, line 2 of Section 1, after 41-1-94, strike the word "and", then following 41-1-28 insert "and 41-1-141."

Page 5, line 25, after the word "vehicles," insert the words "duly registered in another state and".

Page 6, line 2, insert after line 2 the following subsections: "(f) Any such motor vehicle not designed, used or maintained for the transportation of passengers for hire or for the transportation of property, provided such motor vehicle is duly registered in another state and is owned and operated by a non-resident of this State.

(g) Any such vehicle or combination of vehicles designed, used or maintained for the transportation of persons for hire or for property, provided such vehicle or combination of vehicles is duly registered in another state and is owned and operated by a non-resident of this State, and provided such vehicle or combination of vehicles has a gross laden weight of less than 18,000 pounds and an unladen weight of less than 7,000 pounds."

Page 9, line 33, insert after line 33 the following section:

"41-1-141. All fees received and collected under the provisions of this act shall be transmitted daily to the state treasurer.

All fees paid for registration or transfer of registration of vehicles and motorcycles and all registration fees based on the [actual unladen] gross laden weight of the vehicle shall be placed to the credit of a fund to be known as the motor vehicle registration fund.

The necessary expense of administering the registration features of this act, including the use of necessary tabulating devices and cards, clerical services, stationery, stamps, number plates, blanks and books for receiving and recording registration, and the printing of directories and supplements thereto, shall be a claim against the motor vehicle registration fund and, when paid, shall be charged to said fund.

All other fees shall be placed to the credit of the motor vehicle control fund and said fund shall be used and expended by and under the direction of the department for issuing certificates of title, administering the antitheft provisions of the act, supervising dealers and wreckers, and making certified copies of the records of the department."

Page 10, line 32, after "41-1-127" insert "(f)".

Page 12, line 7, delete the first two paragraphs of subsection (f) beginning with the words: "a registration fee" and ending with the words: "power unit thereof." and insert the following:

"A registration fee on all motor vehicles designed, used or maintained for the transportation of passengers for hire or for the transportation of property, based on gross laden weight as set forth in the licensee's application for registration, unless exempt under Section 41-1-19, or unless complying with the provisions of Section 41-1-88.

Where motor vehicles are operated in combination with semitrailers or trailers, each such motor vehicle shall be required to register for the total gross laden weight of all units of said combination. A set of identification plates shall be issued for each motor vehicle so registered.

Semitrailers and trailers shall be registered separately under subsection (g) of this section, unless said semitrailers or trailers are exempt from registration or otherwise provided for under the provisions mentioned in subsection (g) of this section."

Page 13, line 17 and 18, delete the following words: "purchase and display upon each trailer and semitrailer", and insert therein the following words: "register each such trailer and semitrailer and display thereon".

On motion of Senator Kerr, the title of *S. B. No. 93* was amended as follows:

Page 1, line 2, of the title after "41-1-128" insert "AND 41-1-141."

S. B. No. 93 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Woolley.

Absent and not voting: Senators Gibson, Hopkin and Mr. President.

Senator Tietjen served notice that on the next legislative day he would ask the Senate to re-consider its action on *S. B. No. 124*.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

On motion of Senator Kerr, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 210* was introduced.

INTRODUCTION OF BILL

S. B. No. 210 By Mr. Kerr

AN ACT APPROPRIATING $5000 TO THE STATE BOARD OF EXAMINERS TO BE USED IN EFFECTUATING THE PURPOSES OF PUBLIC LAW 530, 83RD CONGRESS RELATING TO THE WHITE HOUSE CONFERENCE ON EDUCATION, was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 210* was read the second and third times and placed on its final passage.

S. B. No. 210 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Adams, Anderson, Gibson, Hopkin and Tietjen.

S. B. No. 210 was transmitted to the House.

S. B. No. 127 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 127* was amended as follows:

Page 5, following line 25, insert the following:

"Sec. 2. Any board issuing bonds under the provisions of this chapter is hereby authorized to impose and collect such student building fees from all students in attendance at the institution in behalf of which such bonds are issued as it may deem fit, and to pledge such fees in the manner hereinabove in this chapter provided for the pledging of other revenues of such board or institution."

Page 5, line 26, delete "2." and insert "3."

On motion of Senator Hafen, the title of *S. B. No. 127* was amended as follows:

Delete lines 1-10 of the title and insert in lieu thereof the following:

"AN ACT AMENDING SECTIONS 53-38-1, 53-38-2, 53-38-3, AND 53-38-6, UTAH CODE ANNOTATED 1953, RELATING TO THE ISSUANCE OF BONDS FOR CAMPUS BUILDINGS AT INSTITUTIONS OF HIGHER EDUCATION; AUTHORIZING THE STATE BOARD OF EDUCATION AND THE UTAH STATE AGRICULTURAL COLLEGE TO ISSUE CAMPUS BUILDING BONDS FOR JUNIOR COLLEGES UNDER THEIR SUPERVISION, AND PROVIDING THAT FUNDS OTHER THAN REVENUES FROM THE BUILDING AND STUDENT BUILDING FEES MAY NOT BE PLEDGED AS SECURITY FOR BONDS OF INSTITUTIONS OF HIGHER EDUCATION, AND AUTHORIZING STUDENT BUILDING FEES TO BE IMPOSED ON ALL STUDENTS AT INSTITUTIONS OF HIGHER EDUCATION TO FINANCE BUILDINGS AT SUCH INSTITUTIONS."

On motion of Senator Clegg, the rules were suspended and *S. B. No. 127* was read the third time and placed on its final passage.

S. B. No. 127 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Anderson, Fowles, Gibson, Hopkin, Jenkins, Thorn, Tietjen and Woolley.

S. B. No. 127 was transmitted to the House.

S. B. No. 141 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 141* was read the third time and placed on its final passage.

S. B. No. 141 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Adams, Anderson, Fowles, Gibson, Hopkin, Jenkins, Thorn and Woolley.

S. B. No. 141 was transmitted to the House.

S. B. Nos. 101, 118, 105, 79, 54, 95, 119, 185, 186, 46, 47, 135 and 106 were referred back to the Sifting Committee in compliance with the Committtee's report on the 37th Legislative day.

On motion of Senator Kerr, the Senate adjourned.

FIFTIETH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, February 28, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Bullen, excused.

Prayer by the Chaplain.

February 28, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 25, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. B. No. 29*, by Messrs. Openshaw, Hammond and Hafen, entitled "REQUIRE MONTHLY REMITTANCES TO STATE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 25, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. C. R. No. 10*, by Messrs. Hafen and Fowles, entitled ADEQUATE PROTECTION FOR DOMESTIC INDUSTRY IN THE FIELD OF INTERNATIONAL TRADE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 25, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. B. No. 71*, by Mr. Davis, entitled AUTHORIZING INTERSTATE COMPACT ADMINISTRATOR TO DEPUTIZE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 25, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. B. No. 85*, by Messrs. Jenkins and Clegg, entitled ENUMERATION OF SCHOOL POPULATION, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 26, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. B. No. 42*, by Messrs. Fowles and Day, entitled ALIENS FISH AND GAME LICENSES ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 26, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 25 I signed *S. B. No. 14*, by Messrs. Lloyd, Fowles and Day, entitled BAD CHECK ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 17*, A RESOLUTION OF CONDOLENCE TO THE FAMILY OF CHARLES L. SMITH, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 17 was referred to the Committee on Rules to be enrolled and engrossed.

February 25, 1955

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. 16*, TO STRENGTHEN SECRETARY OF STATE'S CONTROL OVER "LOCKER CLUBS" AND OTHER NON-PROFIT CORPORATIONS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 152*, entitled

"TO RAISE THE FEES FOR RECORDING BRANDS AND EARMARKS, AND TO RAISE THE MILL LEVY FOR THE INSPECTION TAX," and requests the Senate to recede from its amendments.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, *H. B. No. 152* was made a Special Order of Business for February 28, 1955 at 4:00 P.M.

February 25, 1955

Mr. President:

I am directed 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. 59*, entitled "TO PROVIDE FOR REGISTRATION UNDER THE DEPARTMENT OF BUSINESS REGULATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 59 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 25, 1955

Mr. President:

I am directed 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. 41*, entitled "TO APPROPRIATE $21,000.00 TO STATE FAIR BOARD TO FINISH OUR CURRENT BIENNIUM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 41 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 25, 1955

Mr. President:

I am directed 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. 239*, entitled "TO RELIEVE FROM LIABILITY OWNERS OF

PROPERTY USED FOR SHELTER IN CASE OF ACTUAL OR MOCK AIR ATTACK," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 239 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 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 13*, TO CONFORM WITH 'UNIFORM MOTOR VEHICLE CODE.'

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 46*, NAMING PRESENT SANITORIUM AS 'UTAH STATE TUBERCULOSIS HOSPITAL.'

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 36*, FILING OF BIDS FOR PUBLIC CONTRACTS FOR THREE YEARS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of

State, *H. B. No. 40*, entitled "TO PERMIT MUNICIPALITIES TO ADOPT ORDINANCES ON FIRE PREVENTION BY CODE BOOK REFERENCE ONLY."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 56*, entitled "REAR WHEELS OF MOTOR VEHICLES MUST BE EQUIPPED WITH METAL GUARDS OR FLAPS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 85*, RIGHT TO WORK.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 193*, TO REPEAL OBSOLETE STATUTES AND UNNECESSARY LAWS WHICH ARE STILL CARRIED IN THE 1953 UTAH CODE. PERMANENT DUTY IN THE NATIONAL GUARD.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 195,* RELATING TO LICENSES REQUIRED OF MANUFACTURE OF RENOVATED BUTTER.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 204,* RELATING TO THE GIFT OF CERTAIN PROPERTY TO THE STATE TO BE USED AS STATE OFFICE BUILDING.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 205,* RELATING TO POSTING OF NOTICES BY EMPLOYERS SETTING FORTH PROHIBITIONS OF LAW AGAINST LABOR EXTORTION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 206,* RELATING TO REMOVAL OF HEADWEAR TENDING TO OBSTRUCT VIEW AT INDOOR PLACES OF AMUSEMENT.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did, on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 207*, RELATING TO TRANSFER OF ALL FUNDS AND PROPERTY REMAINING AFTER THE CENTENNIAL OBSERVANCE TO DEPARTMENTS OF STATE BY UTAH CENTENNIAL COMMISSION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred to the Senate amendments to *H. B. No. 37*, TO APPROPRIATE $15,000 TO UTAH WATER AND POWER BOARD TO DEFRAY COSTS OF THE PRESENT BIENNIUM.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 144*, entitled, "OPTIONAL MEAT INSPECTION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 144 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 215*, entitled "TO PROVIDE FOR A STANDARD STATE INCOME TAX DEDUCTION OF 10 PER CENT OF GROSS IN-

COME MINUS THE DEFERAL TAX, OR $1,000, WHICHEVER IS SMALLER, BY TITLE ONLY," and the same is transmitted herewith for your action

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 215 was read the first time and referred to the Committee on Revenue and Taxation.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House "substituted bill" *H. B. No. 26*, entitled "TO RAISE CORPORATION FRANCHISE TAX RATE FROM 3 TO 4% OF NET INCOME," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 26 was read the first time and referred to the Committee on Revenue and Taxation.

February 25, 1955

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*, entitled, "TO REQUIRE THE COLLECTION OF SALES TAXES ON CIGARETTE, BEER AND OLEOMARGARINE PURCHASES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 97 was read the first time and referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

February 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 36*, by Mr. Day, entitled, "DRIVER EDUCATION CLASSES ACT," to be engrossed, has

been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 16*, by Mr. Fowles, entitled, "APPRECIATION FOR SERVICE RENDERED BY DEPT. OF AGRICULTURE," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. J. R. No. 16 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 25, 1955

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 204*, by Messrs. Openshaw and Gibson, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report filed.

S. B. No. 204 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Political Subdivision, to which was referred *H. B.*

No. 98, by Messrs. E. C. Larsen, M. B. Peterson, Taylor and Murdock, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 98 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Political Subdivision, to which was referred *H. B. No. 117*, by Messrs. Sheffield and W. G. Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

H. B. No. 117 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 147*, by Messrs. Messinger, Wansgaard, et al, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

H. B. No. 147 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 206*, by Messrs. Clegg, Jenkins and Openshaw, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 206 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 101*, by Messrs. E. C. Larsen, Wangsgaard, Ipson and Christensen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

H. B. No. 101 was referred to the Sifting Committee.

February 25, 1955

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 207*, by Messrs. Clegg, Jenkins and Openshaw, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

S. B. No. 207 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 28, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 101, 118, 105, 79, 54, 95, 119, 185, 186, 46, 47, 135, 106, and S. J. R. No. 15.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

On motion of Senator Mabey, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 211* was introduced.

INTRODUCTION OF BILLS

S. B. No. 211 By Mr. Mabey

AN ACT AMENDING SECTION 4-20-8, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 4, LAWS OF UTAH 1953, TO PROVIDE FOR THE ADDITION OF SACCHARINE OR OTHER ARTIFICIAL SWEETENING AGENT TO SPECIAL DIETARY FOODS WHOSE LABEL

BEARS SUCH INFORMATION AS THE BOARD OF AGRICULTURE MAY PRESCRIBE, was read the first time and referred to the Committee on Rules.

On motion of Senator Woolley, the Senate voted that when they recess this morning they recess at 11:00 A.M. in order to meet as a Joint Committee with the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 93 was read the third time and placed on its final passage.

S. B. No. 93 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.
Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Gronning (explained vote), Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Davis and Hopkin.

S. B. No. 93 was transmitted to the House.

Senator Gibson served notice that on the next Legislative day he would ask the Senate to re-consider its action on *S. B. No. 93.*

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 101 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, *S. B. No. 101* was amended as follows:

Page 2, delete all of line 22.

On motion of Senator Clegg, the title of *S. B. No. 101* was amended as follows:

Line 5, of the title delete the semicolon, insert a period, then delete the words "AND AN EMERGENCY CLAUSE."

On motion of Senator Clegg, *S. B. No. 101* retained its position on the Second Reading Calendar.

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

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 118 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 118* was read the third time and placed on its final passage.

S. B. No. 118 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Davis, Hopkin, Openshaw and Woolley.

S. B. No. 118 was transmitted to the House.

S. B. No. 101, having previously retained its position on the Second Reading Calendar, was now before the Senate for its consideration.

On motion of Senator Clegg, *S. B. No. 101* was amended as follows:

On line 5 after the word "of" and before the figure "$100", insert the following:

"An amount equal to the tuition fees of the college but not more than".

On line 5 after the word "year" place a period and delete the balance of the sentence.

On line 8 after the word "president" insert "or director".

At the end of line 17, after the word "of", add the following: "an amount equal to the amount of the tuition fees of the college but not more than".

On line 18 insert a period after the word "year" and delete the balance of the sentence.

On line 21 after the word "president" insert "or director".

On page 2, line 7, after the word "president" insert "or director".

On page 2, line 15, after the word "president" insert "or director".

On page 2, line 18, after the word "president" insert "or director".

On motion of Senator Thorn, the rules were suspended and *S. B. No. 101* was read the third time and placed on its final passage.

S. B. No. 101 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Bullen, Openshaw and Woolley.

S. B. No. 101 was transmitted to the House.

S. B. No. 105 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 105* was amended as follows:

Page 1, line 16, before the word "two" delete the word "the" and insert "said."

Page 1, line 16, after the word "judges" insert "so."

Page 1, delete line 18.

On motion of Senator Day, the title of *S. B. No. 105* was amended as follows:

Line 4, of the title after the word "JUDGES" delete the semicolon, insert a period, then delete the word "EMERGENCY".

Line 5, of the title delete the word "CLAUSE."

On motion of Senator Gronning, *S. B. No. 105* was amended as follows:

Page 1, line 4, delete "eight" insert "seven."

Page 1, line 11, delete "two" insert "one,"

Page 1, line 12, delete the word "each."

Page 1, line 13, delete the word "Each" insert "The."

Page 1, line 16, delete the word "two", also on the same line delete the "s" on the word "judges" to read "judge."

S. B. No. 105 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Stringham.

Absent and not voting: Senators Bullen, Openshaw and Woolley.

SPECIAL ORDER

The Governor's veto message on *S. B. No. 17*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, the Governor's veto message on *S. B. No. 17* was made a Special Order of Business for Tuesday, March 1, 1955 at 3:00 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 79 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 79* was read the third time and placed on its final passage.

S. B. No. 79 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Hammond, Kerr, Lloyd and Woolley.

S. B. No. 79 was transmitted to the House.

COMMUNICATIONS FROM THE GOVERNOR

February 28, 1955

Honorable C. Taylor Burton
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

In view of the controversy that has arisen regarding my veto of *H. B. No.*

20, I am submitting this supplementary message to discuss the question, WHO HAS KEPT FAITH.

1. At the request of Salt Lake City, I added to the agenda of the 1953 special session of the Legislature a recommendation that cities of the first class be permitted to exceed their statutory taxing limit to levy four mills for sewage treatment and water purification facilities, but only on condition that the new levy be submitted later on for approval of city voters. This condition was agreed to by Salt Lake City.

2. The bill providing the above was prepared by the Salt Lake City legal department and enacted into law. It later developed that the bill provided for an annual ratification election, instead of only the initial election that I requested. In view of subsequent developments, I cannot be certain whether the error in the Legislation was made deliberately or accidentally.

3. Despite the mandate of the enacted law, the city has made no effort to conduct an election. If it had kept faith with its original agreement it would have asked this Legislature merely to amend the present law and change the requirement for an annual election so as to specify initial election only. Instead the city has asked that the election requirement be completely abolishd.

4. I do not question the need for sewage treatment and water purification in Salt Lake City. I do, however, question why these improvements have been so long delayed in a metropolitan city of this size, and I am not at all impressed with the excuse that the city lacked the necessary finances. Such an excuse implies that the city has been well managed in the past but has had inadequate funds for capital outlay purposes, which is contrary to the facts.

5. As for this election being unnecessary, I think the same could be said, but not logically, of any tax or bond election. There are always those who believe so strongly in a project they see no need why the people as a whole should have a right to veto their plans. As for myself, I can see nothing but good in a proposition that would permit the people to approve or reject it.

If the question of GOOD FAITH is the point on which the fate of my veto rests, I submit that I carried out fully my agreement with the city whereas the city defaulted on its obligation.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication filed.

On motion of Senator Hafen, the rules were suspended and the Senate voted to lift *S. B. No. 200* from the Sifting Committee, and place it at the head of the Second Reading Calendar to be considered at this time.

S. B. No. 200 was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, the Senate resolved itself into a Committee of the Whole.

Mr. Francis McKinley appeared before the Committee of the Whole.

On motion of Senator Stringham, the Committee of the Whole was dissolved.

S. B. No. 200 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 3; Absent, 1.

Those voting in the affirmative were: Senators Adams, Clegg (explained vote), Davis, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin (explained vote), Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Anderson, Day and Tietjen (explained vote).

Absent and not voting: Senator Bullen.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

SPECIAL ORDER

H. B. No. 152, being a Special Order of Business, was before the Senate.

On motion of Senator Hopkin, the Senate refused to recede from its amendments on *H. B. No. 152*, and President Burton appointed a Conference Committee consisting of Senators Hopkin, Kerr and Stringham to act with a like Commitee from the House to confer on *H. B. No. 152*.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 54 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 54* was amended as follows:

Page 1, line 8, atfer the word "vines," insert "roses,".

Page 13, line 17, delete the words "upon approval", then on the same line after the word "effect" insert "January 1, 1956".

On motion of Senator Kerr, the title of *S. B. No. 54* was amended as follows:

On line 15 of the title after the word "CLAUSE" delete "AND AN EMERGENCY CLAUSE," and insert in lieu thereof "EFFECTIVE DATE."

S. B .No. 54 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Woolley.

Voting in the negative was Mr. President (explained vote).

Absent and not voting: Senators Adams, Bullen and Gibson.

On motion of Senator Openshaw, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 212* was introduced.

INTRODUCTION OF BILLS

S. B. No. 212 By Messrs. Openshaw and Day

AN ACT APPROPRIATING $165,600.00 TO THE UTAH STATE FAIR ASSOCIATION OUT OF THE GENERAL FUND FOR THE PURCHASE OF PROPERTY ADJOINING THE PRESENT STATE FAIR GROUNDS, was read the first time and referred to the Committee on Rules.

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

On motion of Senator Mabey, the Senate resolved itself into Regular Session.

Senator Mabey moved that the Senate do advise and consent to the following appointments:

MEMBER, WATER POLLUTION CONTROL BOARD:

E. J. Fjeldsted, North Ogden, for eight-year term ending March 1, 1962.

MEMBER, HISTORICAL SOCIETY BOARD OF CONTROL:

N. G. Morgan, Sr., Salt Lake City, for unexpired term ending April 1, 1957.

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Louis R. Watts, Salt Lake City, for unexpired term ending July 1, 1955.

MEMBER, HIGHWAY PATROL CIVIL SERVICE COMMISSION:

Gomer Peacock, Price, for four-year term ending January 1, 1958.

COMMISSIONER, STATE TAX COMMISSION:

Byron D. Jones, Salt Lake City, for unexpired term ending March 1, 1957.

MEMBER, COMMISSION FOR UNIFORMITY OF LEGISLATION:

Harley W. Gustin, Salt Lake City, for unexpired term ending July 1, 1955.

MEMBER, UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

LeGrand Richards, Salt Lake City, for unexpired term ending July 1, 1957.

MEMBERS, UTAH WATER AND POWER BOARD:

David A. Scott, Ogden, and Leo C. Harvey, Pleasant Grove, for unexpired terms ending March 1, 1956.

MEMBERS, BOARD ON ALCOHOLISM:

Joseph M. Warner, Midvale

Dr. William D. O'Gorman, Ogden

Rex Hughes, Provo

N. Blaine Winters, Salt Lake City

Robert M. Hoggan, Ogden

All for two-year terms beginning March 1, 1955, and ending March 1, 1957.

COMMISSIONER, DEPARTMENT OF BUSINESS REGULATION:

Hal S. Bennett, Salt Lake City, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Elmer E. Brown, Ogden, for five-year term beginning March 1, 1955, and ending March 1, 1960.

MEMBERS, STATE COURSE OF STUDY (TEXTBOOK) COMMISSION:

H. H. (Bill) Fisher, Salt Lake City

Brig. Gen. Franklin Riter, Salt Lake City

Both for four-year terms beginning June 30, 1955, and ending June 30, 1959.

MEMBER, STATE BOARD OF HEALTH:

Dr. Leslie A. Poulson, Richfield (dental member), for seven-year term beginning March 1, 1955 and ending March 1, 1962.

COMMISSIONER, STATE INDUSTRIAL COMMISSION:

Otto A. Wiesley, Salt Lake City, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, HIGHWAY PATROL CIVIL SERVICE COMMISSION:

F. P. Champ, Logan, for four-year term beginning January 1, 1955, and ending January 1, 1959.

COMMISSIONER, DEPARTMENT OF PUBLIC WELFARE:

H. C. Shoemaker, Bountiful, for six-year term beginning March 1, 1955 and ending March 1, 1961.

COMMISSIONER, DEPARTMENT OF ENGINEERING:

H. J. Corleissen, Provo, for six-year term beginning March 1, 1955, and ending March 1, 1961.

COMMISSIONER, DEPARTMENT OF FINANCE:

D. H. Whittenburg, Salt Lake City, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBERS, BOARD OF CORRECTIONS:

Raymond C. Wilson, Salt Lake City

Norman Sims, Salt Lake City

Both for six-year terms beginning March 7, 1955, and ending March 1, 1961.

COMMISSIONER, STATE FISH AND GAME COMMISSION:

Golden C. Sanderson, Fairview, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBER, WATER POLLUTION CONTROL BORD:

Miles P. Romney, Salt Lake City (representing mineral industries), for eight-year term beginning March 1, 1955, and ending March 1, 1963.

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Lous R. Watts, Salt Lake City, for six-year term beginning July 1, 1955, and ending July 1, 1961.

COMMISSIONER, DEPARTMENT OF PUBLIC SAFETY:

Jay C. Newman, Salt Lake City, for four-year term beginning July 1, 1955 and ending July 1, 1959.

MEMBERS, TOURIST AND PUBLICITY COUNCIL:

Gus P. Backman, Salt Lake City.....R 3

Homer Bandley, Richfield .....R 6

J. W. Corbin, Moab.....D 7

Kenneth Sowards, Vernal .....R 4

All for four-year terms beginning July 1, 1955, and ending July 1, 1959.

MEMBERS, UTAH WATER AND POWER BOARD:

David A. Scott, Ogden .....R 2

Raymond Hammond, Grantsville .....D 3

Dr. P. L. Jones, Nephi .....R 4

Leo C. Harvey, Pleasant Grove .....D 4

Byron O. Colton, Roosevelt .....R 6

All for six-year terms beginning March 1, 1956, and ending March 1, 1962.

Motion carried.

S. B. Nos. 95, 119, 185, 186, 46, 47, 135, 106 and S. J. R. No. 15 were referred back to the Sifting Committee in compliance with the committee's report as adopted on the 37th Legislative day.

On motion of Senator Clegg, the Senate adjourned until March 1, 1955 at 10:00 A.M.

FIFTY-FIRST DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 1, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by Senator Thorn.

March 1, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fiftieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 28, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 28 I signed *S. B. No. 13*, by Messrs. Hafen and Stringham, entitled HIGHWAY BY-PASSING TOWN ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 28, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 26 I signed *S. B. No. 34*, by Messrs. Openshaw, Day and Gronning, entitled FILING STATE FUND CONTRACTS WITH AUDITOR, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

February 28, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on February 28 I signed S. *B. No. 56*, by Messrs. Davis and Selvin, entitled PROVIDING FOR COOPERATIVE AGREEMENTS FOR VOCATIONAL REHABILITATION, and have transmitted it to the Secretary fo State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 196*, by Jones, entitled, REPEAL OLD STATUTES RELATING TO SIGNS ON PLACES SELLING OLEOMARGARINE.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 197*, by Mr. Jones, entitled, REPEAL OLD STATUTES RELATING TO SALES OF TOY PISTOLS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State,

H. B. No. 198, by Mr. Jones, entitled, RELATING TO THE DISPLAY OF SIGNS BY SODA FOUNTAINS SERVING ARTIFICIAL COLORED PRODUCTS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 199*, by Mr. Jones, entitled, "RELATING TO NOTICE BY LABELS, SIGNS, ADVERTISING FOODS OR SALE OF COLD STORAGE FOODS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 200*, by Mr. Jones, entitled, "RELATING TO MINIMUM PRICES, OPENING AND CLOSING DAYS AND HOURS FOR BARBERS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 201*, by Mr. Jones, entitled, "REPEAL OBSOLETE STATUTES RELATING TO ABOLITION OF CARBON COLLEGE AS A STATE MAINTAINED INSTITUTION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 202*, by Mr. Jones, entitled, "REPEALING OBSOLETE LAWS RELATING TO DISCONTINUANCE OF DIXIE, SNOW AND WEBER COLLEGE AS STATE MAINTAINED INSTITUTIONS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 203*, by Mr. Jones, entitled, "RELATING TO ADULTERATION AND FLAMMABILITY OF OIL AND PETROLEUM PRODUCTS SOLD FOR ILLUMINATION PURPOSES."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 24th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 208*, entitled, "RELATING TO GRADUATED LICENSE FEES FOR RETAIL CHAIN STORES OPERATED IN STATE OF UTAH."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 45*, entitled, "DELETING DEPENDENCY ALLOWANCE PAID TO FAMILY OF CERTAIN PRISONER."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. 254*, entitled, "TO PROVIDE FOR RETIREMENT CREDIT TO PAROCHIAL SCHOOL EMPLOYES. BY TITLE ONLY (SAME AS S. B. 160)."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendment to *S. B. No. 63*, entitled, "ADMINISTRATOR'S CONVEYANCE PASSES RIGHT OF WIDOW TO STATUTORY INTEREST," and has appointed a Conference Committee consisting of Representatives Howe, Welch and Sheffield to act with a like committee from the Senate on this bill.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

President Burton appointed a Conference Committee consisting of Senators Bullen, Hafen and Gibson to act with a like Committee from the House to confer on *S. B. No. 63*.

February 28, 1955

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. 125*, entitled, "TO WITHHOLD STATE INCOME TAXES IN AN AMOUNT EQUAL TO 10% OF THE AMOUNT WITHHELD FOR FEDERAL TAXES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 125 was read the first time and referred to the Committee on Revenue and Taxation.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that on the 25th day of February, 1955, the Governor did veto *H. B. 20*, entitled, "TO PERMIT

SALT LAKE CITY TO LEVY A 4-MILL PROPERTY TAX FOR WATER AND SEWAGE PURPOSES WITHOUT CALLING A SPECIAL ELECTION," and the House, on reconsideration of *H. B. 20*, by a vote of 47 ayes, 11 nays, 2 absent, overrides the Governor's veto, and the same is transmitted herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

The Senate voted to override the Governor's veto of *H. B. No. 20* and passed *H. B. No. 20* by the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen and Mr. President.

Those voting in the negative were: Senators Stringham, Thorn and Woolley.

H. B. No. 20 was returned to the House.

February 28, 1955

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. 214*, entitled, "REWRITE UTAH INDIVIDUAL INCOME TAX," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 214 was read the first time and referred to the Committee on Revenue and Taxation.

February 28, 1955

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. 139*, entitled, "REDUCE GASOLINE EVAPORATON ALLOWANCE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 139 was read the first time and referred to the Committee on Highways and Aeronautics.

February 25, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 262* (Substitute) entitled, "TO IMPOSE THE OCCUPATION TAX TO OIL AND GAS WELLS AND TO TUNGSTEN AND URANIUM MINES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 262 was read the first time and referred to the Committee on Revenue and Taxation.

February 28, 1955

Mr. President:

I am directed 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. 19*, entitled, "ADMIRATION FOR THE COURAGE OF JILL KINMONT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 19 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 28, 1955

Mr. President:

I am directed 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. 37*, entitled, "TO APPROPRIATE $15,000 TO THE UTAH WATER AND POWER BOARD TO DEFRAY COSTS OF PRESENT BIENNIUM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 37 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, 1955

Mr. President:

I am directed 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*, TO PERMIT TRANSFER OF STOCK SHARES INTO JOINT TENANCY, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

February 28, 1955

Mr. President:

I am directed 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. 260*, TO TAX FUELS SOLD AT AIRPORTS AT THE 4-CENTS A GALLON RATE CHARGED ON AVIATION GASOLINE, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 260 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, 1955

Mr. President:

I am directed 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. 115*, TO BRING PENALTIES FOR VIOLATION OF STATE USURY LAW INTO CONFORMITY WITH VIOLATIONS OF FEDERAL LAW, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 115 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, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 46,* entitled, "TO CHANGE NAME OF UTAH STATE TUBERCULOSIS SANITORIUM TO UTAH STATE TUBERCULOSIS HOSPITAL," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 46 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 16,* entitled, "TO STRENGTHEN SECRETARY OF STATE'S CONTROL OVER 'LOCKER CLUBS' AND OTHER NON-PROFIT CORPORATIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 16 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

February 28, 1955

Mr. President:

Your Committee on Rules to which was referred *S. C. R. No. 2,* by Messrs. Day, Gronning and Anderson, entitled, "LIMITING THE POWER AND JURISDICTION OF INFERIOR FEDERAL COURTS TO REVIEW CRIMINAL JUDGMENTS OF STATE COURTS," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. C. R. No. 2 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 98*, by Messrs. Hammond and Fowles, entitled, "QUALIFICATIONS AND SALARY OF ASSISTANT ADJUTANT GENERAL," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 98 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, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 12*, by Messrs. Davis and Fowles, entitled, "MEMORIALIZING CONGRESS PERTAINING TO NATURAL GAS," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

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 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 6*, by Messrs. Openshaw and Fowles, entitled, "TO INCREASE FIREMEN'S PENSION,"

to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

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 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 9*, by Messrs. Openshaw, Fowles and Day, entitled, "INCREASE POLICE PENSION," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 9 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, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 64*, by Mr. Hafen, entitled, "BUILDING AND LOAN ASSOCIATION ACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 64 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 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 67*, by Messrs. Day, Hafen and Gronning, entitled, "TRANSFERRING FROM VOTING DISTRICT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 67 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 25, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 75*, by Messrs. Clegg and Jenkins, entitled, "HEALTH EDUCATION REQUIREMENTS FOR TEACHERS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 75 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, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 77*, by Messrs. Mabey, Hopkin and Woolley, entitled, "ANTI-SECRET MEETING ACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 77 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1955

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 97*, by Messrs. Clegg and Thorn, entitled, "EMPLOYMENT OF MINORS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

B. H. STRINGHAM,
Acting Chairman

Committee report read and adopted.

S. B. No. 97 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, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 215*, by Messrs. Gunther and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 215 was referred to the Sifting Committee.

February 28, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 26*, by Messrs. Kerr and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 26 was referred to the Sifting Committee.

February 28, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 97*, by Messrs. Gunther, Thoresen, et al., has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 97 was referred to the Sifting Committee.

February 28, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 208*, by Messrs. Openshaw and Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 208 was referred to the Sifting Committee.

February 28, 1955

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 209*, by Messrs. Openshaw and Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 209 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 1, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 197, 177, 95, 119, 185, 186, 46, 47, 135, 106, S. J. R. No. 15, S. J. R. No. 8, S. B. Nos. 92, 169, 73, 132, 148, 194, 193, 192, 179, 178, 140, 153, 152, 107, 110, 112, 131, 139, 161, 151, 89, 32.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 105 was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 105* was amended as follows:

Page 1, line 4, delete "seven" and insert "eight".

Page 1, line 11, delete "one" and insert "two".

Page 1, line 12, after the word "district" insert "each".

Page 1, line 13, delete "The" and insert "Each".

Page 1, line 16, after the word "said" insert "two", also add "s" to the word "judge" to read "judges".

Page 1, add line 18 to read:

"Section 2. This act shall take effect July 1, 1955."

On motion of Senator Day, the title of *S. B. No. 105* was amended as follows:

Line 4, after the word "JUDGES" delete the period, then insert the following "AND EFFECTIVE DATE."

S. B. No. 105 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg (explained vote), Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen and Hopkin.

S. B. No. 105 was transmitted to the House.

S. B. No. 200 was read the third time and placed on its final passage.

S. B. No. 200 then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg (explained vote), Davis, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin (explained vote), Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Anderson (explained vote), Day and Tietjen.

Absent and not voting: Senators Hafen and Woolley.

S. B. No. 200 was transmitted to the House.

S. B. No. 54 was read the third time and placed on its final passage.

On motion of Senator Openshaw, *S. B. No. 54* was amended as follows:

Page 4, line 20, after the word "product" insert "when sold individually."

On motion of Senator Kerr, *S. B. No. 54* was amended as follows:

Page 3, line 4, after the word "State" insert "A resident industry member who derives less than ($1000 per year) or (less than 25% of his income) by offering ornamental annuals for sale to the consuming public, these plants having been grown by the industry member on his own premises, and who does not purchase any plants for resale, may be exempt from the nursery license fee by making application to the Board of Agriculture for such exemption."

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

March 1, 1955

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 L. B. Johnson, Hurst and Russell to act with a like Committee from the Senate to consider *H. B. No. 152*, entitled "TO RAISE THE FEES FOR RECORDING BRANDS AND EARMARKS, AND TO RAISE THE MILL LEVY FOR THE INSPECTION TAX."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 22*, with the exception of the last two amendments which were made by the Senate and the Senate is hereby requested to re-insert sections 30-3-6 and 30-3-7 of the bill entitled, "TO SET UP A MARRIAGE COUNSELING SERVICE UNDER SUPERVISION OF THE DISTRICT COURTS. SAME AS S. B. 7."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Gibson, the Senate voted to concur in the House request and *H. B. No. 22* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Fowles, Hafen, Openshaw, Thorn and Woolley.

H. B. No. 22 was returned to the House.

UNFINISHED BUSINESS

S. B. No. 54, being Unfinished Business, was before the Senate.

On motion of Senator Kerr, *S. B. No. 54* was amended as follows:

Page 8, line 12, delete the word "under."

Page 7, beginning with line 26 delete all of lines 26, down to include line 33.

Page 8, delete all of lines 1-2-3-4.

On motion of Senator Day, *S. B. No. 54* was amended as follows:

Page 4, line 4, delete the words "Utah, or", also on the same line after the word "city" insert "or other readily accessible place in".

S. B. No. 54 then passed on the following roll call:

Yeas, 14; Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Adams (explained vote), Fowles, Gibson, Gronning, Jenkins, Selvin, Woolley and Mr. President.

Absent and not voting: Senator Openshaw.

S. B. No. 54 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 197 was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, *S. B. No. 197* was amended as follows:

Page 3, line 9, after the word "state" insert "except as above exempted."

S. B. No. 197 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Fowles.

On motion of Senator Thorn, *S. B. No. 197* was made a Special Order of Business for Wednesday, March 2, 1955 at 3:00 P.M.

SPECIAL ORDER

The Governor's veto message on *S. B. No. 17*, being a Special Order of Business, was before the Senate.

The Senate voted and sustained the Governor's veto of *S. B. No. 17* by the following roll call:

Yeas, 14; Nays, 9; Absent, 0.

Those voting in the affirmative were: Senators Adams, Clegg, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin and Thorn.

Those voting in the negative were: Senators Anderson, Bullen, Davis, Hafen, Openshaw, Stringham, Tietjen, Woolley and Mr. President.

S. B. No. 17, having failed, was transmitted to the Secretary of State.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

COMMUNICATIONS FROM THE GOVERNOR

March 1, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

I am signing *H. B. 299* today which is the General Appropriations Act. Although there are several items within the bill with which I am not in agreement, I believe the bill by and large is an excellent measure. The Appropriations Committee is deserving of commendation for its action.

As I pointed out in my budget message, costs are bound to increase in future years. It is necessary, therefore, that we look beyond this biennium and well into the future in considering all proposed expenditures.

It was for this reason that I proposed adoption of a joint financing arrangement for our junior colleges and vocational schools. Such an arrangement would have relieved the State of part of the heavy load it is carrying to support vocational and higher education. I would have preferred to see the Legislature adopt such a program, but since it has not I am willing to accept the present appropriations bill.

The time is coming, however, when the State will have to trim its services to fit the available revenue. There is a limit on the amount of taxes that the people can pay. The people cannot be expected to pay higher and higher taxes as the years go by.

I again wish to compliment the Appropriations Committee, the Senate and the House for the bill that was enacted. The bill undoubtedly did not please everyone, but as a compromise measure it was excellent.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 177 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 177* was amended as follows:

Page 1, delete all of line 8.

On motion of Senator Davis, the title of *S. B. No. 177* was amended as follows:

On line 7 of the title delete the semicolon, insert a period, then strike the words "EMERGENCY CLAUSE."

On motion of Senator Gronning, the rules were suspended and *S. B. No. 177* was read the third time and placed on its final passage.

S. B. No. 177 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Bullen and Hopkin.

Absent and not voting: Senator Kerr.

S. B .No. 177 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 1, 1955

Mr. President:

I am directed to request your Honorable Body to return to the House *H. B. No. 125* for reconsideration in the House.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Anderson, the Senate voted to accede to the House request and *H. B. No. 125* was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 95 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 95* was amended as follows:

Page 2, line 13, delete the words "sold or otherwise".

Page 2, beginning with "a trade-mark" on line 14 delete remainder of line 14, all of 15-16, then insert "no trade mark shall be registered if it".

Page 3, line 3, delete the words "or elsewhere".

Page 3, lines 31 and 32, delete the words "in this state".

Page 3, line 33, delete the period and add the words "in this state".

Page 4, line 6, delete the words and figures "five dollars ($5.00)" and substitute therefor the words and figures "ten dollars ($10.00)".

Page 5, lines 6, 7, 8 and 9, place a period after the word "later" and delete the rest of the line and all of lines 7, 8 and 9.

Page 5, lines 12 and 13, insert after the word "registrations" the words "by writing to the last known address of the registrants", and delete the balance of line 12 and all of line 13.

Page 6, beginning with line 3, delete all of lines 3, 4 and 5.

Page 6, line 6, renumber this paragraph (1).

Page 6, delete lines 9 and 10.

Page 6, lines 11 and 12, renumber this paragraph (2) and strike the words "a court of competent jurisdiction" and substitute therefor the word "he".

Page 6, delete in entirety all of lines 17-25 inclusive and subsitute the following:

"e. that the registered trade mark is so similar to a trade mark registered by another person in the United States Patent Office, prior to the date of the filing of the application for registration by the registrant hereunder, and not abandoned, as to be likely to cause confusion or mistake or to deceive; provided, however, that should the registrant hereunder prove that he is the owner of a concurrent registration of his trade mark in the United States Patent Office covering an area including this state, or is equitably entitled to use or has common law ownership of his trade mark for an area comprehending this state, the registration hereunder shall not be cancelled."

Page 6, line 26, renumber this paragraph (3).

Page 8, line 21, insert a new line as follows:

"The Secretary of State may amend this classification from time to time as may be necessary or advisable."

Page 8, line 32, after the word "use" insert the words "in this state".

Page 9, line 9, delete the words "sale or other".

Page 11, beginning with line 17 after the word "herein" delete the next three words and all of lines 18-19.

S. B. No. 95 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin and Woolley.

S. B. No. 119 was read the second time.

Committee report read and adopted.

On motion of Senator Selvin, the rules were suspended and *S. B. No. 119* was read the third time and placed on its final passage.

S. B. No. 119 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Hopkin, Openshaw and Woolley.

S. B. No. 119 was transmitted to the House.

S. B. No. 185 was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, *S. B. No. 185* was amended as follows:

Page 1, line 16, delete the word "two" and insert "three".

S. B. No. 185 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Anderson.

Absent and not voting: Senators Kerr, Openshaw, Selvin and Woolley.

S. B. Nos. 186, 46, 47, 135, 106, S. J. R. No. 15, S. J. R. No. 8, S. B. Nos. 203, 92, 169, 73, 132, 148, 194, 193, 192, 179, 178, 140, 153, 152, 107, 110, 112, 131, 139, 161, 151, 89, 32 were referred back to the Sifting Committee in compliance with the committee's report as adopted on the 37th Legislative day.

On motion of Senator Stringham, the Senate adjourned until Wednesday, March 2, 1955 at 10:00 A.M.

FIFTY-SECOND DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 2, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call — All Senators present.

Prayer by the Chaplain.

March 2, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 2, 1955

Honorable C. Taylor Burton
Members of the Utah State Senate

Dear Mr. President and Members of the Senate:

In accordance with State laws, I am submitting the following appointments to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

J. H. Crofts, Richfield, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBERS, INSTITUTE OF FINE ARTS:

Mrs. Ellis W. Barker, Salt Lake City

Theodore L. Cannon, Salt Lake City

Everett Thorpe, Logan

Mrs. A. L. Beeley, Salt Lake City

Alice Morrey Bailey, Salt Lake City

Mrs. Harold Christensen, Springville

All for four-year terms beginning June 30, 1955, and ending June 30, 1959.

COMMISSIONERS, STATE TAX COMMISSION:

Allan M. Lipman (R), Salt Lake City

Selvoy J. Boyer (D), Springville

Both for four-year terms beginning March 1, 1955 and ending March 1, 1959.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 2, 1955

Mr. President:

I am directed to request your Honorable Body to suspend *Joint Rule 12* which applies to giving preference to the consideration of Senate bills appearing upon the House Calendar.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur in the House request.

March 1, 1955

Mr. President:

I am directed 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, DRIVER EDUCATION CLASSES ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 36 was transmitted to the Governor.

March 1, 1955

Mr. President:

I am directed 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. 16,* entitled, "APPRECIATION FOR SERVICE RENDERED BY DEPT. OF AGRICULTURE," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 16 was transmitted to the Secretary of State.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 26th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 9,* LOWERING DRIVERS' LICENSE AGE.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 28th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 19,* TO RETAIN CRIMINALLY INSANE PERSONS IN THE STATE PRISON FOR SECURITY.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 26th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 57*, DRIVERS' LICENSE REVOCATION FOR RECKLESSNESS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 26th day of February, 1955, approve and transmit to the Secretary of State, *H. B. No. 265*, RATIFYING BEAR RIVER COMPACT.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 1, 1955

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. 106*, entitled, TO LIBERALIZE WORKMEN'S COMPENSATION BENEFITS, INCLUDING AN INCREASE IN THE BASIC MAXIMUM FROM $27.50 A WEEK TO $35.00, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 106 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended and substituted by the House, *H. B. No. 169*, entitled, "TO LIBERALIZE THE OCCUPATIONAL DISEASE ACT," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No .169 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 187*, entitled, "TO APPROPRIATE UP TO $2,000 FOR PURCHASING A PORTRAIT OF THE GOVERNOR," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 187 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 229*, entitled, TO APPROPRIATE $45,000 FOR PSYCHIATRIC AND MENTAL HEALTH PROGRAM AT THE STATE PRISON, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 229 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 230*, entitled, "TO AUTHORIZE AND DIRECT THE GOVERNOR TO EXECUTE AN INTERSTATE COMPACT ON JUVENILES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 230 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 250,* entitled, "TO TRANSFER THE FORMER PRESIDENT'S HOME AT WEBER COLLEGE TO THE UTAH COMMISSION FOR THE BLIND," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 250 was read the first time and referred to the Committee on Sifting.

February 28, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 287,* entitled, "TO AUTHORIZE THE STATE WELFARE COMMISSION TO COOPERATE WITH THE SECRETARY OF INTERIOR AND THE INDIAN TRIBES IN DEVELOPING PLAN FOR ORDERLY TERMINATION OF FEDERAL SUPERVISION OVER INDIAN AFFAIRS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 287 was read the first time and referred to the Committee on Sifting.

REPORTS OF STANDING COMMITTEES

March 1, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 139,* by Messrs. Gunther and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

H. B. No. 139 was referred to the Sifting Committee.

March 1, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 214*, by Messrs. Gunther and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 214 was referred to the Sifting Committee.

March 1, 1955

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 262*, by Messrs. Gunther, Grover, Badger and M. B. Peterson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

H. B. No. 262 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 2, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 186, 46, 161, 47, 135, 106, S. J. R. No. 15, S. J. R. No. 8, S. B. Nos. 92, 169, 73, 132, 148, 194, 193, 192, 179, 178, 140, 153, 152, 107, 110, 112, 131, 139, 151, 89, 32.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and the Senate voted that all bills subsequently coming from the House be referred immediately to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 95 was read the third time and placed on its final passage.

S. B. No. 95 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Davis, Fowles and Thorn.

S. B. No. 95 was transmitted to the House.

S. B. No. 185 was read the third time and placed on its final passage.

On motion of Senator Mabey, *S. B. No. 185* retained its position on the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 186 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, *S. B. No. 186* was amended as follows:

Page 1, line one of the bill, after the word "Sec." delete "53-23-5" and insert "4 and 5,". Line two, delete the word "is" and insert the word "are."

Between lines two and three insert the following:

"Sec. 4. A fund is hereby created which shall be designated as the Educational Employees' Assistance Fund. Said Fund shall consist of all money appropriated thereto by the legislature and of all donations or bequests thereto that may be made by all other persons. The Board is expressly empowered to accept all gifts and bequests that may be made to the Fund.

There is hereby appropriated to the Fund from the [Emergency Relief] General Fund the sum of $90,000 anually for the purpose of this Act."

Page 1, line three delete "53-23-5" and insert "Sec. 5."

Page 1, line 15, delete "a car" and insert "an automobile."

On motion of Senator Bullen, the title of *S. B. No. 186* was amended as follows:

Line one of the title, after the word "AMENDING" make the word "SECTION" plural. After the word "SECTION" delete the balance of the line and insert "4 AND 5,". On line two of the title delete the words "1953, AS ENACTED BY."

On motion of Senator Gronning, 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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Stringham.

S. B. No. 186 was transmitted to the House.

S. B. No. 46 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 46* was amended as follows:

Page 1, line 4, underscore "750.00".

Page 1, line 11, after the word "shall" insert "not."

Page 1, line 12, delete the word "provided" and insert in lieu thereof "permitted."

Page 4, line 6, after the bracket delete the period, also the capital "O" and insert a small "o".

Page 6, line 32, underscore "750.00".

On motion of Senator Gibson, *S. B. No. 46* was amended as follows:

Page 4, line 5, delete 3 and insert 2.

S. B. No. 46 was placed on the third Reading Calendar on the following roll call:

Yeas 20; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hopkin, Jenkins, Kerr, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Those voting in the negative were: Senators Lloyd and Mabey.

Absent and not voting: Senator Hammond.

On motion of Senator Clegg, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

On motion of Senator Mabey, the rules were suspended and the Senate voted to now consider bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 185 was before the Senate for its consideration.

On motion of Senator Mabey, *S. B. No. 185* was amended as follows:

Page 1, line 16, delete "three" and insert "two."

Page 1, line 17, delete "three" and insert "two."

Page 1, line 21, delete the words "and the retired member."

S. B. No. 185 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Selvin, Woolley and Mr. President.

Absent and not voting: Senators Kerr, Openshaw, Stringham, Thorn and Tietjen.

S. B. No. 185 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 161 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, 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:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Woolley and Mr. President.

Absent and not voting: Senators Gibson, Kerr, Stringham, Thorn and Tietjen.

S. B. No. 161 was transmitted to the House.

S. B. No. 47 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. Louis Leatham appeared before the Committee of the Whole.

On motion of Senator Day, the Committee of the Whole was dissolved.

S. B. No. 47 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin and Mr. President.

Absent and not voting: Senators Gibson, Kerr, Stringham, Thorn, Tietjen and Woolley.

On motion of Senator Hafen, the rules were suspended and the Senate voted to adopt a Special Sifting Committee Report.

REPORTS OF SPECIAL COMMITTEES

March 2, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 147, 215, 214, 97, 26.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 147 was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, the title of *H. B. No. 147* was amended as follows:

Line 5 of the title after "ING" delete the comma, insert a period, then immediately following the period add "EMERGENCY CLAUSE."

On motion of Senator Anderson, 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:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw (explained vote), Selvin and Mr. President.

Absent and not voting: Senators Davis, Stringham, Thorn, Tietjen and Woolley.

H. B. No. 147 was returned to the House.

H. B. No. 215 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *H. B. No. 215* was read the third time and placed on its final passage.

H. B. No. 215 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin and Mr. President.

Absent and not voting: Senators Davis, Stringham, Thorn, Tietjen and Woolley.

H. B. No. 214 was read the second time.

Committee report read and adopted.

H. B. No. 214 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senator Davis.

H. B. No. 97 was read the second time.

Committee report read and adopted.

H. B. No. 97 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Hammond and Woolley.

H. B. No. 26 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, the rules were suspended and *H. B. No. 26* was read the third time and placed on its final passage.

H. B. No. 26 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

H. B. No. 26 was returned to the House.

On motion of Senator Gibson, the Senate recessed.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

March 2, 1955

Mr. President:

I am directed 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. 98*, entitled, "QUALIFICATIONS AND SALARY OF ASSISTANT ADJUTANT GENERAL," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 98 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 97*, entitled, "EMPLOYMENT OF MINORS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 97 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 77*, entitled, "ANTI-SECRET MEETING ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 77 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 75*, entitled, "HEALTH EDUCATION REQUIREMENTS FOR TEACHERS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 75 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 64, entitled, "BUILDING AND LOAN ASSOCIATION ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 64 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 67*, entitled, "TRANSFERRING FROM VOTING DISTRICT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 67 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 9*, "INCREASE POLICE PENSION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 9 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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*, entitled, "TO INCREASE FIREMEN'S PENSION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 6 was transmitted to the Governor.

March 2, 1955

Mr. President:

I am directed 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. 12*, MEMORIALIZING CONGRESS PERTAINING TO NATURAL GAS, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 12 was transmitted to the Secretary of State.

March 2, 1955

Mr. President:

I am directed 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*, "LIMITING THE POWER AND JURISDICTION OF INFERIOR FEDERAL COURTS TO REVIEW CRIMINAL JUDGMENTS OF STATE COURTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 2 was transmitted to the Governor.

Senator Gibson served notice that on the next legislative day he would ask the Senate to re-consider its action on *H. B. Nos. 26-215*.

SPECIAL ORDER

H. B. No. 24, being a Special Order of Business, was before the Senate.

H. B. No. 24 failed to pass on Third Reading on the following roll call:

Yeas, 9; Nays, 12; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Gronning, Jenkins, Kerr, Stringham and Tietjen.

Those voting in the negative were: Senators Davis, Day, Fowles, Gibson, Hammond, Lloyd, Mabey, Openshaw, Selvin (explained vote), Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hafen and Hopkin.

H. B. No. 24 was returned to the House.

H. B. No. 25, being a Special Order of Business, was before the Senate.

On motion of Senator Kerr, the enacting clause of *H. B. No. 25* was struck.

H. B. No. 25 was returned to the House.

S. B. No. 197, being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, *S. B. No. 197* was amended as follows:

Page 3, line 2, preceding the word "railroad" insert the words "stationary engines,".

Page 3, line 5, after the period insert "This tax shall be paid by."

Page 3, line 5, de-capitalize the word "Producers" to read "producers."

Page 3, line 6, after the word "refiners" insert "who."

Page 3, line 7, after the word "and" insert "shall be paid by."

Page 3, line 8, after the word "state" insert "who."

On motion of Senator Kerr, *S. B. No. 197* was made a Special Order of Business for Thursday, March 3, 1955 at 3:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 135 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 135* was read the third time and placed in its final passage.

S. B. No. 135 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gibson and Hopkin.

S. B. No. 135 was transmitted to the House.

S. B. No. 106 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 106* was amended as follows:

Page 1, lines 12-13 after the word "made" delete "within thirty days after such certificate of authority is issued" insert in lieu thereof "on or before the 1st day of July of each year."

On motion of Senator Hafen, *S. B. No. 106* was amended as follows:

Page 1, line 9, delete the words "a copy" and insert "the number."

S. B. No. 106 failed to pass on Second Reading on the following roll call:

Yeas, 8; Nays, 15; Absent, 0.

Those voting in the affirmative were: Senators Fowles, Gronning, Hammond, Lloyd, Mabey, Openshaw and Woolley.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Hafen, Hopkin, Jenkins, Kerr, Selvin, Stringham, Thorn, Tietjen and Mr. President.

S. J. R. No. 15, S. J. R. No. 8, S. B. Nos. 92, 169, 73, 132, 148, 194, 193, 192, 179, 178, 140, 153, 152, 107, 110, 112, 131, 139, 151, 89, 32 were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Kerr, the Senate adjourned until Thursday, March 3, 1955 at 9:30 A.M.

FIFTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 3, 1955

The Senate was called to order at 9:30 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by Senator Clegg.

March 3, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 2, 1955

Honorable C. Taylor Burton
Members of the Utah State Senate

Dear Mr. President and Members of the Senate:

In accordance with State law, I am submitting the following names to your Honorable Body for advice and consent:

MEMBERS, UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

J. V. McLea, Roosevelt

Newell V. (Hod) Sanders, Kaysville

Mrs. Sterling M. Ercanbrack, Provo

Henry R. Hurren, Logan

L. Glen Garrett, Kaysville

Mrs. Eve Ashton, Vernal

All for four-year terms beginning July 1, 1955 and ending July 1, 1959.

Also Alma Sonne, Logan, for unexpired term ending July 1, 1957.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 2, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *H. B. No. 125*, entitled, "TO WITHHOLD STATE INCOME TAXES IN AN AMOUNT EQUAL TO 10% OF THE AMOUNT WITHHELD FOR FEDERAL TAXES," upon reconsideration of the same.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 2, 1955

Mr. President:

I am directed 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*, "TO BRING UTAH'S TRAFFIC LAWS INTO CLOSER COMPLIANCE WITH UNIFORM VEHICLE CODE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

March 2, 1955

Mr. President:

I am directed to inform your Honorable Body that on the 28th day of February, 1955, the Governor did veto *H. B. No. 5*, REVISING BOARD ON ALCOHOLISM, APPROPRIATION, and the House on March 2, 1955, on reconsideration of *H. B. No. 5* by a vote of 32 ayes, 2 nays, 3 absent, voted to sustain the Governor's veto and reject *H. B. No. 5*.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 2, 1955

Mr. President:

I am directed to inform your Honorable Body that on the 28th day of February, 1955, the Governor did veto *H. B. No. 4*, TO INCREASE LIQUOR

PERMIT FEES, and the House on March 2, 1955 on reconsideration of *H. B. No. 4* by a vote of 17 ayes, 38 nays, 5 absent, voted to sustain the Governor's veto and reject *H. B. No. 4.*

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 2, 1955

Mr. President:

I am directed 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. 45,* entitled, "SUPPORT AND MAINTENANCE WIFE AND CHILD," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 45 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1955

Mr. President:

I am directed 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,* entitled, "TO APPROPRIATE $97,150 TO WEBER COLLEGE FOR THE PURCHASE OF ADDITIONAL CAMPUS AREA," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 2, 1955

Mr. President:

I am directed 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,* "TO RAISE THE MAXIMUM UNEMPLOYMENT COM-

PENSATION PAYMENT FROM $27.50 TO $33.00 A WEEK UNTIL JULY 1, 1956," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 2, 1955

Mr. President:

I am directed 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. 254*, "TO PROVIDE FOR RETIREMENT CREDIT TO PAROCHIAL SCHOOL EMPLOYEES, SAME AS S. B. 160," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 254 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1955

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. 133*, entitled, "TO ABOLISH PRIMARY ELECTIONS, NAMING PARTY TICKETS IN CONVENTION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 133 was read the first time and referred to the Committee on Sifting.

March 2, 1955

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. 225*, entitled, "AUTHORIZING SECRETARY OF STATE TO TRANSFER GOVERNOR'S RESIDENCE

TO UTAH STATE HISTORICAL SOCIETY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 225 was read the first time and referred to the Committee on Sifting.

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 257*, entitled, "TO REDUCE THE MINIMUM SCHOOL FUND OFFSET FOR PAYMENTS RECEIVED BY LOCAL SCHOOL DISTRICTS FROM THE FEDERAL GOVERNMENT IN LIEU OF TAXES," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 257 was read the first time and referred to the Committee on Sifting.

REPORTS OF STANDING COMMITTEES

March 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 131*, by Messrs. Roberry and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 131 was referred to the Sifting Committee.

March 1, 1955

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 266*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

H. ROLAND TIETJEN,
Chairman

Report filed.

H. B. No. 266 was referred to the Sifting Committee.

March 1, 1955

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 203*, by Messrs. Mabey, Jenkins and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

S. B. No. 203 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 3, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 206, 207, S. J. R. No. 15, S. J. R. No. 8, S. B. Nos. 92, 73, 132, 134, 148, 157, 179, 190, 152, 131, 139, 138, 143, 151, 140, 153.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 46 was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 46* retained its position on the Third Reading Calendar.

S. B. No. 47 was read the third time and placed on its final passage.

S. B. No. 47 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Davis, Gibson, Openshaw, Selvin and Tietjen.

S. B. No. 47 was transmitted to the House.

On motion of Senator Hopkin, *H. B. Nos. 214-97* retained their position on the Third Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 206 was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Stringham.

Absent and not voting: Senators Gibson and Woolley.

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 Day the rules were suspended and *S. B. No. 207* was read the third time and placed on its final passage.

S. B. No. 207 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Hopkin (explained vote), Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Stringham.

Absent and not voting: Senators Gibson, Gronning, Tietjen and Woolley.

S. B. No. 207 was transmitted to the House.

S. J. R. No. 15 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. J. R. No. 15* was read the third time and placed on its final passage.

S. *J. R. No. 15* then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw and Selvin.

Voting in the negative was Senator Tietjen.

Absent and not voting: Senators Bullen, Gibson, Lloyd, Stringham, Thorn, Woolley and Mr. President.

S. *J. R. No. 15* was transmitted to the House.

S. *J. R. No. 8* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and S. *J. R. No. 8* was read the third time and placed on its final passage.

S. *J. R. No. 8* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Stringham and Woolley.

S. *J. R. No. 8* was transmitted to the House.

S. *B. No. 92* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, S. *B. No. 92* was amended as follows:

Page 3, line 4, delete all underlined material.

Page 3, line 5, delete all underlined material.

Page 3, line 6, delete all underlined material.

Page 3, line 9, delete the brackets around the word "and". Delete the underlined comma.

Page 3, lines 9 and 10, delete all underlined material.

Page 3, line 27, delete the words "in combination".

Page 3, line 28, after the word "commodities" and the period, add the following:

"For the purpose of this Act, cash discounts, including trading stamps,

shall be considered a reduction of the selling price by the amount of such cash discount or by the redeemable value of the trading stamp in cash or merchandise whichever is greater."

On motion of Senator Lloyd, the title of *S. B. No. 92* was amended as follows:

Page 1, beginning with line 4 of the title following the semi-colon after the word "COST" delete the letters "DEFIN-".

Page 1, delete lines 5 and 6 of the title and the following material on line 7 of the title "CHASER; AND".

Page 1, line 10 of the title, delete the period, replace with a semi-colon and add the following:

"AND PROVIDING THAT THE GIVING OF CASH DISCOUNTS AND TRADING STAMPS SHALL BE CONSIDERED A REDUCTION OF THE SELLING PRICE."

S. B. No. 92 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays 4; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin (explained vote), Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Davis, Day, Stringham (explained vote) and Woolley.

S. B. No. 73 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and the Senate voted to amend *S. B. No. 73* by deleting all of the body and the title of the bill and then inserting in lieu thereof the following:

S. B. No. 73 (as amended) By Messrs. Day, Tietjen and Selvin

AN ACT TO PROVIDE FOR THE REGULATION AND LICENSING OF PERSONS ENGAGED IN SERVICING OR REPAIRING RADIO OR TELEVISION RECEIVING EQUIPMENT FOR HIRE.

Be it enacted by the Legislature of the State of Utah:

Section 1. No peson shall engage in servicing or repairing any radio or

television receiving equipment for hire without first having applied for and obtained a license so to do from the Department of Business Regulations Division of Registration as herein provided.

Section 2. This act however shall not apply to the following:

(1) Any duly authorized representative of the United States Government, the State of Utah, or any county, city, town or subdivision of this state.

(2) Any authorized representative of a public utility operating under the regulation of the Public Service Commission in connection with work incidental to the business of the public utility.

Section 3. An application for such a license or any renewal thereof shall be made upon the form prescribed by the department; it must be verified by the oath or affirmation of the applicant; and, it must be accompanied by the fee prescribed by the department which fee shall not exceed the sum of $5. An applicant who furnishes satisfactory proof of good moral character and the requisite degree of skill shall be entitled to a license.

Section 4. The department shall thereafter issue a license to any such qualified applicant only after he has first procured and filed with the department a bond with good and sufficient sureties residing in the State of Utah or one issued by a bonding or surety company authorized to do business in the State of Utah and either of which must be approved by the department. The bond shall be in the sum of $1000. and shall run to the State of Utah for the use and benefit of any person or persons intended to be protected by the provisions of this act and conditioned upon the payment to any such person or persons of any loss or damage sustained and which loss or damage was caused by the default or negligence of the licensee in connection with any contract for hire to service or repair any radio or television receiving equipment.

Section 5. Any license issued hereunder, unless suspended or revoked as in this act provided, shall remain in effect until the 31st day of December

next following the date of issuance and may be renewed from year to year thereafter as of right upon making application therefor and paying the prescribed fee.

Section 6. Every licensee shall carry his license on his person at all times while engaged in servicing or repairing any radio or television receiving equipment for hire and shall, upon request, exhibit the same for inspection.

Section 7. The department may, upon notice to the licensee and after a hearing thereon, suspend or revoke any license issued pursuant to the provisions of this act for good cause shown.

Section 8. This act shall be liberally construed so as to effectuate its manifest purposes.

Section 9. Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than $299 or by imprisonment of not more than six months or by both such fine and imprisonment.

Section 10. If any provision of this act is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining provisions thereof.

On motion of Senator Openshaw, *S. B. No. 73* was amended as follows:

On line 7 at the end of the line delete the period and add the following: "in connection with work incidental to the business of said county, city, town or subdivision and when said representative is not engaged as a service man in retail or wholesale radio or television business."

S. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Lloyd, Openshaw, Stringham and Woolley.

On motion of Senator Gronning, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE GOVERNOR

March 3, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In compliance with State laws, I am submitting the following appointments to your Honorable Body for advice and consent:

MEMBERS, UNIVERSITY OF UTAH BOARD OF REGENTS:

Orrice C. McShane, Richfield

Richard L. Evans, Salt Lake City

Spencer S. Eccles, Ogden

Clarence Bamberger, Salt Lake City

Thorpe B. Isaacson, Salt Lake City

Doctor George M. Fister, Ogden

All for four-year terms beginning July 1, 1955 and ending July 1, 1959.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication was referred to the Special Committee on Appointments.

REPORTS OF STANDING COMMITTEES

March 3, 1955

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 211 by Mr. Mabey

S. B. No. 212 by Messrs. Openshaw and Day

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

REED BULLEN,
Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 132 was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *S. B. No. 132* was amended as follows:

Page 1, line 3, after the word "chapter" insert an "s" to read "chapters".

Page 1, line 3, after "130," insert "and 131."

Page 7, line 11, delete "6" and insert "16".

Page 8, line 14, correct the spelling of the word "survey."

Page 9, line 17, delete the word "into" and insert "to."

Page 10, line 9, correct the spelling of the word "reservoir."

Page 11, line 19, after the word "and" insert "or."

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 132* was read the third time and placed on its final passage.

S. B. No. 132 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President. (explained vote).

Absent and not voting: Senators Davis, Gibson, Hafen, Hammond and Openshaw.

S. B. No. 132 was transmitted to the House.

S. B. No. 134 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, *S. B. No. 134* was amended as follows:

Page 1, delete line 7, part of line 8 down to include "proclamation", then insert the words "The Second Saturday in April."

On motion of Senator Tietjen, the title of *S. B. No. 134* was amended as follows:

Line 4 of the title, delete the period and insert a semicolon, then add "THE SECOND SATURDAY IN EACH YEAR SHALL BE KNOWN AS ARBOR DAY."

On motion of Senator Tietjen, the rules were suspended and *S. B. No. 132* was read the third time and placed on its final passage.

S. B. No. 134 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Lloyd, Openshaw, Selvin, Stringham, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Kerr, Mabey and Thorn.

S. B. No. 134 was transmitted to the House.

S. B. No. 148 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, *S. B. No. 148* was amended as follows:

Page 1, lines 8-9, delete the words "except to the legislature and its committees,".

Page 1, line 11, after the word "employees" insert ", except to the legislature and its committees,".

On motion of Senator Hafen, *S. B. No. 148* was amended as follows:

Page 1, line 14, after the word "travel" insert "in any one month."

Page 1, line 15, after the word "travel" and before the semicolon insert "in any one month."

Page 1, line 16, after the word "travel" insert "in any one month."

On motion of Senator Woolley, *S. B. No. 148* was amended as follows:

Page 1, line 13, after the words "mile" insert a semicolon, then delete "for the."

Page 1, delete lines 14-15-16.

On motion of Senator Day, the rules were suspended and *S. B. No. 148* was read the third time and placed on its final passage.

S. B. No. 148 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen Woolley and Mr. President.

Absent and not voting: Senators Hopkin and Selvin.

S. B. No. 148 was transmitted to the House.

S. B. No. 157 was read the second time.

Committee report read and adopted.

S. B. No. 157 was placed on the Third Reading Calendar on the following roll call:

Yeas 15; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw and Stringham.

Those voting in the negative were: Senators Gibson and Tietjen.

Absent and not voting: Senators Davis, Hopkin, Selvin, Thorn, Woolley and Mr. President.

S. B. No. 179 was read the second time.

Committee report read and adopted.

S. B. No. 179 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Woolley.

Voting in the negative was Senator Gronning (explained vote).

Absent and not voting: Senators Jenkins, Thorn and Mr. President.

S. B. No. 190 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 190* was read the third time and placed on its final passage.

S. B. No. 190 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen and Woolley.

Absent and not voting: Senators Adams, Jenkins, Stringham, Thorn and Mr. President.

S. B. No. 190 was transmitted to the House.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider *H. B. No. 214.*

H. B. No. 214 was read the third time.

On motion of Senator Gibson, *H. B. No. 214* was amended as follows:

Page 14, line 16, correct the spelling of the word "Loses", also delete the words "from bad debts,".

H. B. No. 214 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Woolley.

Absent and not voting: Senators Jenkins, Thorn and Mr. President.

H. B. No. 214 was returned to the House.

H. B. No. 97 was read the third time.

On motion of Senator Hopkin, *H. B. No. 97* was amended as follows:

Page 1, line 5, after the word "Fuel" insert the words ", beer for on premises consumption."

Page 1, after line 13, insert "Section 2. This act shall take effect July 1, 1955."

On motion of Senator Hopkin, *H. B. No. 97* was amended as follows:

Line 4 of the title, delete the period, insert a semicolon, then insert "PROVIDING AN EFFECTIVE DATE."

H. B. No. 97 then passed on the following roll call:

Yeas, 17; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Woolley.

Those voting in the negative were: Senators Fowles, Gibson and Gronning.

Absent and not voting: Senators Davis, Stringham and Mr. President.

H. B. No. 97 was returned to the House.

On motion of Senator Openshaw, the Senate voted to suspend the rules and, with unanimous consent, *S. C. R. No. 11* was introduced.

PRESENTATION OF RESOLUTION

S. C. R. No. 11 By Messrs. Thorn and Openshaw

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE 31ST LEGISLATURE OF THE STATE OF UTAH, ESTABLISHING A STATE OFFICE BUILDING COMMISSION TO MAKE A STUDY OF THE PROPOSITION OF CONSTRUCTING A STATE OFFICE BUILDING, was read the first time.

On motion of Senator Hafen, the rules were suspended and *S. C. R. No. 11* was read the second and third times and placed on its final passage.

S. C. R. No. 11 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg,, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Woolley.

Absent and not voting: Senators Davis and Mr. President.

S. C. R. No. 11 was transmitted to the House.

On motion of Senator Thorn, the Senate recessed.

The Senate re-assembled.

On motion of Senator Gibson, the Senate voted to reconsider its action on *H. B. Nos. 215-26.*

On motion of Senator Gibson, *H. B. Nos. 215-26* were made a Special Order of Business for Friday, March 4, 1955 at 10:30 A.M.

SPECIAL ORDER

S. B. No. 197, being a Special Order of Business, was before the Senate.

S. B. No. 197 was read the third time.

On motion of Senator Kerr, *S. B. No. 197* was amended as follows:

Page 3, line 2, after the word "engines," insert "farm tractors."

On motion of Senator Thorn, *S. B. No. 197* was made a Special Order of Business for Friday, March 4, 1955 at 3:00 P.M.

On motion of Senator Day, the Senate voted to re-consider its action on *S. B. No. 106.*

S. B. No. 106 was before the Senate for its re-consideration.

On motion of Senator Day, *S. B. No. 106* was made a Special Order of Business for March 4, 1955 at 11:00 A.M.

S. B. Nos. 152, 131, 139, 138, 143, 151, 140, 153 were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Hopkin, the Senate adjourned until Friday, March 4, 1955 at 10:00 A.M.

FIFTY-FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 4, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by the Chaplain.

March 4, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Committee report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. C. R. No. 2*, by Messrs. Day, Gronning and Anderson, entitled LIMITING THE POWER AND JURISDICTION OF INFERIOR FEDERAL COURTS TO REVIEW CRIMINAL JUDGMENTS OF STATE COURTS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 2 I signed *S. B. No. 36*, by Mr. Day, entitled DRIVER EDUCATION CLASSES ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. B. No. 67*, by Messrs. Day, Hafen and Gronning, entitled TRANSFERRING FROM VOTING DISTRICT, have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. B. No. 75*, by Messrs. Clegg and Jenkins, entitled HEALTH EDUCATION REQUIREMENTS FOR TEACHERS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. B. No. 77*, by Messrs. Mabey, Hopkin and Woolley, entitled ANTI-SECRET MEETING ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. B. No. 97*, by Messrs. Clegg and Thorn, entitled EMPLOYMENT OF MINORS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 3, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 3 I signed *S. B. No. 98*, by Messrs. Hammond and Fowles, entitled QUALIFICATIONS AND SALARY OF ASSISTANT ADJUTANT GENERAL, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

March 1, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Conference Committee report and passed on *S. B. No. 61*, entitled, PERMITTING CITIES TO EMPLOY NON-RESIDENTS (Same as H. B. 79), and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

CONFERENCE COMMITTEE REPORT

March 1, 1955

Mr. President:

Mr. Speaker:

Your Conference Committee to which was referred *S. B. No. 61*, by Mr. Davis, entitled, "PERMITTING CITIES TO EMPLOY NONRESIDENTS (SAME AS H. B. NO. 79)", begs leave to report and recommend as follows: That the Senate accept and concur in the amendment of the House which places the bill back in the form as originally printed.

Respectfully submitted,

MERRILL K. DAVIS,
Chairman, Senate Committee

RALPH A. SHEFFIELD,
Chairman, House Committee

Report filed.

On motion of Senator Gronning, the Senate voted to concur in the Conference Committee Report.

S. B. No. 61 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Clegg, Day, Fowles, Gronning, Hammond, Hopkin, Kerr, Lloyd, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Anderson, Bullen, Davis, Gibson, Hafen, Jenkins, Mabey and Openshaw.

S. B. No. 61 was referred to the Committee on Rules to be enrolled and engrossed.

COMMUNICATIONS FROM THE HOUSE

March 3, 1955

Mr. President:

I am directed 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. 22*, entitled, "TO SET UP A MARRIAGE COUNSELING SERVICE UNDER SUPERVISION OF THE DISTRICT COURTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 22 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendment to *H. B. No. 147*, by Messrs. Messinger, Wangsgaard, Christensen and Kerr, entitled, APPROPRIATE MONEY TO USAC TO COMPLETE AGRICULTURE SCIENCE BUILDING.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 3, 1955

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*, entitled, "TO REQUIRE PAYMENT OF INTEREST BY BANKS ON PUBLIC FUNDS ON DEPOSIT WITH THEM, AT A MINIMUM RATE OF ONE-TENTH OF ONE PER CENT MONTHLY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 52 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 113*, entitled, "APPROPRIATING $200,000 TO DEFRAY COSTS OF OPERATING THE STATE PRISON FOR THE REMAINDER OF THE PRESENT BIENNIUM," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 113 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 161*, entitled, TO COMPRISE THE UTAH BOARD OF COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION OF THE ATTORNEY GENERAL AND TWO STATE BAR MEMBERS APPOINTED BY THE GOVERNOR, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 161 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 180*, entitled, TO PROVIDE SPECIAL AUTOMOBILE LICENSE PLATES FOR AMATEUR RADIO OPERATORS WHO ASSIST IN CIVIL DEFENSE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 180 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 212*, entitled, "TO RAISE THE BOUNTY LEVY FROM 25 MILLS TO 30 MILLS ON SHEEP," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 212 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 9*, entitled, "AUTHORIZING THE STATE ROAD COMMISSION TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE PARK ON ANTELOPE ISLAND AND BUILDING AN ACCESS ROAD THERETO," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 9 was read the first time and referred to the Committee on Sifting.

March 3, 1955

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. 71*, entitled, TO MAKE TECHNICAL CHANGES IN THE GENERAL DUTIES OF COUNTY RECORDERS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 71 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 73*, entitled, "TO PERMIT RECORDERS TO USE MICROFILM IN RECORDING DOCUMENTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 73 was read the first time and referred to the Committee on Sifting.

March 3, 1955

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. 74*, entitled, TO PERMIT COUNTY RECORDERS TO USE THE ENTRY NUMBER IN PLACE OF BOOK AND PAGE OF RECORD BOOK IN MAKING INDORSEMENTS, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 74 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 75*, entitled, TO REMOVE CERTAIN RESTRICTIONS UPON COPYING PAPERS ON FILE IN THE COUNTY RECORDER'S OFFICE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 75 was read the first time and referred to the Committee on Sifting.

March 3, 1955

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. 76*, entitled, "TO DELETE CERTAIN FEES STATUTORILY REQUIRED BY COUNTY RECORDERS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 76 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 78*, entitled, "TO PROVIDE FOR DISCHARGE OF LIENS BY MARGINAL ENTRY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 78 was read the first time and referred to the Committee on Sifting.

March 3, 1955

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. 94*, entitled, "TO PERMIT DRAINAGE DISTRICTS TO ASSESS COUNTIES, MUNICIPALITIES, OR RAILROADS WHOSE RIGHTS-OF-WAY ARE BENEFITED BY EXISTING DRAINAGE PROJECTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 94 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 112*, entitled, "AUTHORIZING AGRICULTURE INSPECTOR TO SPECIFY TIME IN WHICH DESTRUCTION OR TREATMENT OF INFECTED TREES IS TO BE DONE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 112 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 141*, entitled, "TO PROVIDE A METHOD FOR ALLOCATION OF UNIFORM SCHOOL FUNDS BETWEEN THE START OF THE FISCAL YEAR AND THE TIME ATTENDANCE FOR THE NEXT SCHOOL YEAR CAN BE DETERMINED," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 141 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 153*, entitled, "TO APPROPRIATE $15,000 TO THE STATE ENGINEERING DEPARTMENT FOR A STUDY TO DETERMINE THE FEASIBILITY OF DIKING THE EASTERN PART OF GREAT SALT LAKE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 153 was read the first time and referred to the Committee on Sifting.

March 3, 1955

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. 17*, entitled, "TO ENACT AN OIL AND GAS CONSERVATION ACT WITH THE STATE LAND BOARD AS THE CONSERVATION COMMISSION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 17 was read the first time and referred to the Committee on Sifting.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 92*, "TO EXEMPT SPRAYS AND INSECTICIDES FROM SALES TAX," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 92 was read the first time and referred to the Committee on Sifting.

March 3, 1955

Mr. President:

I am directed to inform your Honorable Body that on the 3rd day of March, 1955, the Governor did veto *H. B. No. 54*, entitled, "TO EXTEND STATE-AID EMERGENCY SCHOOL BUILDING PROGRAM WITH ADDITIONAL APPROPRIATION OF $2,130,000.00," and the House, on reconsideration of *H. B. No. 54*, by a vote of 51 ayes, 4 nays, 5 absent, overrides the Governor's veto, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Governor's veto message on *H. B. No. 54* was made a Special Order of Business for today at 11:30 A.M.

REPORTS OF SPECIAL COMMITTEES

March 4, 1955

Mr. President:

Your Sifting Committee reports out the following bills:
S. B. Nos. 151, 203, 152, 89, 131, 139, 211, 138, 143, 193, 194, 178, 107, 110, 112, 192, 174, 170, 183, 198, 140, 153.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and the Senate voted to now consider bills on Second Reading.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Hopkin, *S. B. No. 151* retained its position on the Second Reading Calendar.

S. B. No. 203 was read the second time.

Committee report read and adopted.

S. B. No. 203 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Davis, Hafen, Kerr, Openshaw and Selvin.

SPECIAL ORDER

H. B. No. 215, being a Special Order of Business, was before the Senate. *H. B. No. 215* was before the Senate for its re-consideration.

On motion of Senator Gibson, *H. B. No. 215* was amended as follows:

Page 1, line 1, delete (1.) and insert "59-14-4a."

After line 12 add, "Subsection 4. This act shall be applicable to all taxable years beginning after December 31, 1954."

On motion of Senator Gibson, the title of *H. B. No. 215* was amended as follows:

On line 5 of the title, delete the period and insert the following: "; PROVIDING FOR THE APPLICATION OF THIS ACT AFTER DECEMBER 31, 1954."

H. B. No. 215 then passed on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Hafen, Mabey and Selvin.

H. B. No. 215 was returned to the House.

H. B. No. 26, being a Special Order of Business, was before the Senate for its re-consideration.

On motion of Senator Gibson, *H. B. No. 26* was amended as follows:

On page 4 add, "Section 2. This act shall be applicable to all taxable years beginning after December 31, 1954."

On motion of Senator Gibson, the title of *H. B. No. 26* was amended as follows:

On line 14 of the title, delete the period, insert a semicolon, then add "AND PROVIDING THIS ACT SHALL BE APPLICABLE FOR ALL YEARS AFTER DECEMBER 31, 1954."

H. B. No. 26 then passed on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis,, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Hafen and Jenkins.

H. B. No. 26 was returned to the House.

On motion of Senator Woolley, *S. B. No. 76* was lifted from the table.

S. B. No. 76 was read the third time.

On motion of Senator Woolley, *S. B. No. 76* was made a Special Order of Business for 11:45 A.M.

On motion of Senator Woolley, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 213* was introduced.

INTRODUCTION OF BILLS

S. B. No. 213 By Messrs. Hopkin and Woolley

AN ACT AMENDING SECTIONS 36-1-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 60, LAWS OF UTAH 1953, AND 36-1-5, UTAH CODE ANNOTATED 1953, RELATING TO REPRESENTATIVE DISTRICTS; PROVIDING FOR SENATORIAL AND REPRESENTATIVE DISTRICTS IN COUNTIES HAVING MORE THAN ONE SENATOR OR REPRESENTATIVE AND PRO-

VIDING FOR THE APPOINTMENT OF COMMITTEES TO FORM SENATORIAL AND REPRESENTATIVE DISTRICTS, was read the first time and under suspension of the rules was placed on Second Reading for immediate consideration.

S. B. No. 213 was read the second time.

S. B. No. 213 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senator Kerr.

SPECIAL ORDER

S. B. No. 106, being a Special Order of Business, was before the Senate for its re-consideration.

On motion of Senator Mabey, *S. B. No. 106* was amended as follows:

Page 1, lines 11-12, delete the words "at the capitol," and insert "within the state of Utah."

S. B. No. 106 was placed on the Third Reading Calendar on re-consideration on the following roll call:

Yeas, 15; Nays, 8; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Davis, Day, Fowles, Gronning, Hammond, Jenkins, Lloyd, Mabey, Openshaw, Stringham, Woolley and Mr. President.

Those voting in the negative were: Senators Clegg, Gibson, Hafen, Hopkin, Kerr, Selvin, Thorn and Tietjen.

The Governor's veto message on *H. B. No. 54*, being a Special Order of Business, was before the Senate.

Senator Gibson, with the aid of five Senators, requested a Call of the Senate.

On motion of Senator Gibson, the Call of the Senate was lifted.

The Senate voted to over-ride the Governor's veto of *H. B. No. 54* and passed *H. B. No. 54* by the following roll call:

Yeas, 23; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin (explained vote), Stringham, Thorn, Tietjen, Woolley and Mr. President.

H. B. No. 54 was returned to the House.

On motion of Senator Kerr, it was agreed that when the Senate adjourns today, it stand adjourned until Saturday, March 5, 1955 at 9:00 A.M.

On motion of Senator Fowles ,the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

REPORTS OF STANDING COMMITTEES

March 4, 1955

Mr. President:

Your Committee on Appropriations to which was referred *S. B. No. 145*, by Messrs. Thorn and Mabey, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report filed.

S. B. No. 145 was referred to the Sifting Committee.

March 4, 1955

Mr. President:

Your Committee on Appropriations to which was referred *S. B. No. 146*, by Messrs. Thorn and Mabey, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report filed.

S. B. No. 146 was referred to the Sifting Committee.

SPECIAL ORDER

S. B. No. 76, being a Special Order of Business, was before the Senate.

On motion of Senator Mabey, *S. B. No. 76* was amended as follows:

Amend the body of *S. B. No. 76* by inserting on line one of page one, after the figures "1953", the following: "and sec. 36-1-4, Utah Code Annotated 1953, as amended by chapter 60, Laws of Utah, 1953, are" and deleting the word "is".

Page 2, after line 21, add the following new paragraph:

36-1-4. On or before November 1, [1953] 1955, a committee consisting of five voters from [each county in the state, having more than one member in the house of representatives] Davis County, shall divide the county into [as many] two representative districts [as it is entitled to representatives] as prescribed in [Section 36-1-2, Utah Code Annotated 1953,] this act, and number the same. The committee designated to redistrict said county shall be chosen as follows: two members appointed by the county Democratic party executive committee; two members appointed by the county Republican party executive committee and one member elected by a majority vote of the other four members of this committee. In dividing the county into districts, the committee shall take into consideration the population and physical features of the county and shall make the districts as near equal in population as may be most practicable. When such division is completed by the committee, a copy thereof shall be furnished to the county commission of said county, who shall then prepare and certify a map thereof, showing the various districts and shall be filed with the Secretary of State by January 1, [1954] 1956.

The committee members appointed as provided in this Act shall be voting citizens and no elected or appointed officer or public employee of the state, city, county, school districts, or other political subdivisions shall be appointed to serve on the committee. It is the intention of this Act to provide for a citizen's committee in [each] said county [containing more than one member of the house of representatives] which shall consist of citizens who are not employed in any branch of government service or elected to any governmental office.

When the committee members have been appointed by the county Democratic and Republican party executive committees, the county clerks in [the respective counties] Davis County shall be notified of such appointments. Appointments shall be made within thirty days after the effective date of this Act and the county clerk shall immediately thereafter call a meeting of the appointed members of the committee for the purpose of providing for the

election of the fifth member by the four appointed members. Within fifteen days after the election of the fifth member of the committe, the county clerk shall call another meeting of the committee for the purpose of electing a chairman for the discharge of committee duties.

The committee in [each] Davis county [having more than one house member] shall be provided with any information requested from the county clerk's office and the committee shall have access to any public records or documents necessary in determining populations, registered voters, votes cast at previous elections and other pertinent data for [the respective counties] Davis County.

The committee shall use the last available official federal and/or state census to determine the population of [counties, cities, or districts within counties] Davis County.

On motion of Senator Mabey, the title of *S. B. No. 76* was amended as follows:

Amend the title of *S. B. No. 76* by inserting on line 1 the word "SECTIONS" in lieu of "SECTION" and inserting on line 2 of the title before the word "RELATING" the words "AND 36-1-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1953," and inserting on line 6 of the title after the word "SIXTY-ONE" and before the period the words, "AND PROVIDING, THE PROCEDURE".

On motion of Senator Mabey, the Senate voted that without further action *S. B. No. 76* retain its position on the Third Reading Calendar.

On motion of Senator Day, the rules were suspended and the Senate voted to now consider bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 46, having previously been read and retaining its position on the calendar, was now before the Senate.

On motion of Senator Day, the Senate resolved itself into a Committee of the Whole.

Mr. Roy W. Simmons appeared before the Committee of the Whole.

On motion of Senator Day, the Committee of the Whole was dissolved.

On motion of Senator Day, *S. B. No. 46* was amended as follows:

Page 4, line 5, delete "2", insert "3."

Page 1, line 4, delete "$750.00", insert "$600.00."

Page 2, line 27, delete "$750.00", insert "$600.00."

Page 3, line 28, delete "$750.00", insert "$600.00."

Page 4, line 4, delete "$750.00", insert "$600.00."

Page 4, line 9, delete "$750.00", insert "$600.00."

Page 6, line 22, delete "$750.00", insert "$600.00."

Page 6, lines 32-33, delete "$750.00", insert "$600.00."

Page 7, line 14, delete "$750.00", insert "$600.00."

Page 8, line 7, delete "$750.00", insert "$600.00."

S. *B. No. 46* then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg (explained vote), Davis, Day, Fowles, Gronning, Hammond, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Gibson, Hopkin, Jenkins, Selvin and Tietjen.

Absent and not voting: Senators Hafen and Woolley.

S. *B. No. 46* was transmitted to the House.

S. *B. No. 92* was read the third time and placed on its final passage.

S. *B. No. 92* then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Fowles, Gibson (explained vote), Gronning, Hafen, Hammond, Hopkin (explained vote), Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Day and Woolley.

Absent and not voting: Senator Davis.

S. *B. No. 92* was transmitted to the House.

S. *B. No. 73* was read the third time and placed on its final passage.

S. *B. No. 73* then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Woolley.

Absent and not voting: Senators Anderson and Fowles.

S. B. No. 73 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:

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

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Anderson and Fowles.

S. B. No. 157 was transmitted to the House.

S. B. No. 179 was read the third time and placed on its final passage.

S. B. No. 179 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senators Fowles and Gibson.

S. B. No. 179 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 151 was read the second time.

Committee report read and adopted.

S. B. No. 151 was placed on the Third Reading Calendar on the following roll call:

Yeas 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr (explained vote), Mabey, Openshaw, Selvin, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Adams, Lloyd and Mr. President.

Absent and not voting: Senators Bullen and Woolley.

On motion of Senator Day, the Senate voted to suspend the rules and, with unanimous consent, *S. R. No. 4* was introduced.

PRESENTATION OF RESOLUTION

S. R. No. 4 By Messrs. Day, Thorn and Fowles

A RESOLUTION OF APPRECIATION TO CHARLES COTTRELL, JR., JOSEPH ECKERSLEY AND L. B. WIGHT, was read the first time.

On motion of Senator Day, the rules were suspended and *S. R. No. 4* was read the second and third times and placed on its final passage.

S. R. No. 4 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senator Woolley.

S. R. No. 4 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Day, the Senate recessed.

The Senate re-assembled.

COMMUNICATIONS FROM THE GOVERNOR

March 3, 1955

Honorable C. Taylor Burton
Members of the Utah State Senate

Dear Mr. President and Members of the Senate:

In compliance with State law, I am submitting the following appointments to your Honorable Body for advice and consent:

MEMBERS, HISTORICAL SOCIETY BOARD OF CONTROL

Levi Edgar Young, Salt Lake City

Charles R. Mabey, Bountiful

Louis Buchman, Salt Lake City

George F. Egan, Salt Lake City

William F. McCrea, Ogden

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication referred to the Special Committee on Appointments.

SPECIAL ORDER

S. B. No. 197, being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, *S. B. No. 197* was made a Special Order of Business for Saturday, March 5, 1955 at 10:30 A.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 152 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, *S. B. No. 152* was amended as follows:

Page 1, strike "(Introduced by Title only. See H. B. No. 222." and insert in lieu thereof the following:

Section 1. All State employees and all employees of any county and municipality thereof who are or shall become members of the organized Reserve of the United States Army, Navy, Air Force and Marines, shall be allowed full pay for all time not in excess of fifteen days per year spent on duty at annual encampment or rifle competition or other duties in connection with the Reserve training and instruction requirements of the Army, Navy, Air Force and Marines of the United States. This leave shall be in addition to annual vacation leave with pay.

Section 2. This act shall take effect upon approval.

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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Openshaw and Woolley.

S. B. No. 152 was transmitted to the House.

S. B. No. 89 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 89* was amended as follows:

Page 4, delete lines 31-32-33 and insert in lieu thereof:

"(f) The provisions of this act shall not apply to public utilities operating under the regulations of the public utilities commission, on construction, repair, and maintenance work incidental to their own businesses."

Immediately following "(f)" line 33, page 4, add paragraph (g) to read as follows:

"(g) Industrial concerns and their employees shall be exempt from the provisions of Sections 58-22-4 to 58-22-12 inclusive of this Act where such industrial concerns either employ a licensed Electrical Engineer or obtain Electrical Contractors Licenses under the provisions of Section 58-22-5 of this act."

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 89* was read the third time and placed on its final passage.

S. B. No. 89 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Lloyd, Tietjen and Woolley.

S. B. No. 89 was transmitted to the House.

On motion of Senator Openshaw, the rules were suspended and the Senate voted to lift *S. B. Nos. 145-146* from the Sifting Committee and place them on Second Reading for immediate consideration.

CONSIDERATION OF BILLS ON SECOND READING

S .B. No. 145 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, the title of *S. B. No. 145* was amended as follows:

Line 4 of the title, delete the period, insert a semicolon, then add "EMERGENCY CLAUSE."

On motion of Senator Day, the rules were suspended and *S. B. No. 145* was read the third time and placed on its final passage.

S. B. No. 145 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Lloyd, Selvin and Woolley.

S. B. No. 145 was transmitted to the House.

S. B. No. 146 was read the second time.

Committee report read and adopted.

On motion of Senator Openshaw, the title of *S. B. No. 146* was amended as follows:

Line 5 of the title, delete the period, insert a semicolon, then add "EMERGENCY CLAUSE."

On motion of Senator Openshaw, the rules were suspended and *S. B. No. 146* was read the third time and placed on its final passage.

S. B. No. 146 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Lloyd, Selvin and Woolley.

S. B. No. 146 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 302*, entitled, "AN ACT MAKING APPROPRIATIONS TO THE BOARD OF EXAMINERS FOR BUILDING," and the same is transmitted herewith for your action, was read the first time.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Openshaw, the rules were suspended and *H. B. No. 302* was read the second and third times and placed on its final passage

H. B. No. 302 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Lloyd, Mabey, Tietjen and Woolley.

H. B. No. 302 was returned to the House.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 303*, entitled, "MAKING APPROPRIATIONS AND PROVIDING FOR THE SETTLEMENT OF SPECIAL CLAIMS AGAINST THE STATE OF UTAH," and the same is transmitted herewith for your action, was read the first time.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Openshaw, the rules were suspended and *H. B. No. 303* was read the second and third times and placed on its final passage.

H. B. No. 303 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Lloyd, Mabey, Tietjen and Woolley.

H. B. No. 303 was returned to the House.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 304*, entitled, "TO APPROPRIATE $525,000.00 FOR CONSTRUCTION OF A SHOP BUILDING AT WEBER COLLEGE," and the same is transmitted herewith for your action, was read the first time.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Openshaw, the rules were suspended and *H. B. No. 304* was read the second and third times and placed on its final passage.

H. B. No. 304 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Lloyd, Mabey, Tietjen and Woolley.

H. B. No. 304 was returned to the House.

S. B. Nos. 131, 139, 211, 138, 143, 193, 194, 178, 107, 110, 112, 192, 174, 170, 183, 198, 140, 153 were referred back to the Sifting Committee in compliance with the Committee's report on the 37th Legislative day.

On motion of Senator Stringham, the Senate adjourned.

FIFTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 5, 1955

The Senate was called to order at 9:00 A.M. President Burton in the chair.

Prayer by the Chaplain.

Roll Call – All Senators present except Senator Davis, excused.

March 5, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 264*, entitled, TO EXEMPT SALES OF GOODS FOR DISPLAY OR DEMONSTRATION PURPOSES FROM THE USE TAX," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 264 was read the first time and referred to the Committee on Sifting.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 21*, entitled, REQUESTING UTAH CONGRESSIONAL DELEGATION TO PERMIT A UTAH-COLORADO ROAD AS PART OF THE INTER-STATE SYSTEM, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 21 was read the first time and referred to the Committee on Sifting.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 38*, entitled, "TO PERMIT THE UTAH LIQUOR CONTROL COMMISSION TO SELL CONFISCATED LIQUOR WHICH MEETS PURITY STANDARDS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 38 was read the first time and referred to the Committee on Sifting.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 182*, entitled, "TO REQUIRE SUBMISSION OF BIENNIAL REPORTS BY DEPARTMENTS OF STATE GOVERNMENT NO LATER THAN OCT. 1 OF EACH EVEN NUMBERED YEAR," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 182 was read the first time and referred to the Committee on Sifting.

March 4, 1955

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 3rd, 1955, and passed *S. B. No. 63*, entitled, "ADMINISTRATOR'S CONVEYANCE PASSES RIGHT OF WIDOW TO STATUTORY INTEREST," and the same is transmitted herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

CONFERENCE COMMITTEE REPORT

March 3, 1955

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 63*, by Messrs. Bullen, Hafen and Gibson, entitled, "ADMINISTRATOR'S CONVEYANCE PASSES RIGHT OF WIDOW TO STATUTORY INTEREST," begs leave to report as follows:

To include the following paragraph after line 9, page 1.

Where the sale is made and confirmed without objection from the widow, the conveyance also passes the right of the widow to her statutory interest in the property as survivor, and it shall not be necessary for her to join in the execution of said conveyance, but she shall not thereby relinquish any interest she may have in the proceeds of said sale.

Respectfully,

REED BULLEN,
Chairman, Senate Committee

RICHARD C. HOWE,
Chairman House Committee

Committee report read and adopted.

S. B. No. 63 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Fowles, Openshaw and Woolley.

S. B. No. 63 was referred to the Committee on Rules to be enrolled and engrossed.

March 4, 1955

Mr. President:

I am directed 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*, entitled, "TO APPROPRIATE $398,450 TO UTAH STATE A C FOR CAMPUS IMPROVEMENTS., (SAME AS S. B. 123), and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate amendments, *H. B. No. 97*, in the title and Section 2, but the House has this day refused to concur in the amendment inserted on line 5 to-wit: "BEER FOR ON PREMISE CONSUMPTION" and requests the Senate to recede from said amendment.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to recede from its amendments to *H. B. No. 97* and *H. B. No. 97* then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Fowles, Gibson and Woolley.

Absent nad not voting: Senators Davis and Jenkins.

H. B. No. 97 was returned to the House.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1955, approve and transmit to the Secretary of State,

H. B. No. 37, entitled, "DEFICIT APPROPRIATION TO UTAH WATER & POWER BOARD."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 46*, "NAMING PRESENT SANITORIUM AS 'UTAH STATE TUBERCULOSIS HOSPITAL'."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 41, entitled,* "TO APPROPRIATE $21,000 TO STATE FAIR BOARD TO FINISH OUR CURRENT BIENNIUM."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 107*, JOINT TENANCY STOCK TRANSFERS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on

the 3rd day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 115,* PENALTY FOR USURY.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 239,* entitled, "TO RELIEVE FROM LIABILITY OWNERS OF PROPERTY USED FOR SHELTER IN CASE OF ACTUAL OR MOCK AIR ATTACKS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 260,* entitled "TAXING AIRPORT SPECIAL FUELS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 214,* entitled, "REWRITE UTAH INDIVIDUAL INCOME TAX."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that *H. B. No. 237* by Messrs. Butters and Dalebout, entilted, GEORGE FRODSHAM CLAIM,

become law without the signature of the Governor and was by the Governor transmitted to the Secretary of State on March 2, 1955.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 4, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 103,* entitled, "TO ENACT A 'UTAH STATE HOSPITAL AND MEDICAL FACILITIES SURVEY AND CONSTRUCTION ACT' WITH A $25,000 APPROPRIATION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 103 was read the first time and referred to the Committee on Sifting.

March 4, 1955

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 4, and passed *S. B. No. 1,* entitled, "TO REAPORTION THE LEGISLATURE," and the same is transmitted herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

CONFERENCE COMMITTEE REPORT

March 4, 1955

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 1* by Messrs. Hopkin and Woolley, begs leave to report as follows:

The Committee has found inconsistencies in the bill as amended which should be corrected. There are conflicting dates and portions of the bill which are improperly drafted and which should be properly harmonized. The Committee has carefully considered the points at issue and recommends the re-

writing of Section 36-1-4 as amended by the House amendments on the 38th day, February 15, 1955. These amendments appear on pages 29-31 of the House Journal. This provides for a districting committee selected in an impartial way for the purpose of dividing counties into senatorial and representative districts having more than one senator or representative upon the basis of the 1950 official federal census. The Committee recommends a House membership of 64 based on a population ratio of 13,000 using the official 1950 population census. The Senate membership would not be changed as there was no pointed issue concerning this section of the bill.

In order to effectuate the recommendations of the committee, the following changes should be made:

Page 1, line 2, after "1953" insert "and 36-1-4, Utah Code annotated 1953, as amended by Chapter 60, Laws of Utah 1953."

Line 2 of the title after "1953" insert "AND 36-1-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 60, LAWS OF UTAH 1953."

Line 9 of the title after the word "FORM" insert " SENATORIAL AND".

Line 10 of the title after the word "ONE" insert "SENATOR OR".

Section 36-1-4

Delete this section from the bill as written and insert the following:

Sec. 36-1-4. On or before [November 1] July 1, [1953] 1955, a committee consisting of five voters from each county in the state, having more than one member in the state senate and/or more than one member in the house of representatives, shall divide the county into as many senatorial districts as it is entitled to senators, as prescribed in section 36-1-1, Utah Code Annotated 1953, as amended by this act, and shall divide the county into as many representative districts as it is entitled to representatives, as prescribed in Section 36-1-2, Utah Code Annotated 1953, as amended by this act, and number the same. The committee designated to redistrict said county shall be chosen as follows: two members appointed by the county Democratic party executive committee; two members appointed by the county Republican party executive committee and one member elected by a majority vote of the other four members of this committee.

If at the end of ten days after their appointment the four committee members shall not have been able to agree upon the fifth member, the Chairman of the Board of County Commissioners shall immediately call the four committee members into a meeting where the two Republican members shall select a person and the two Democrat members shall select a person and the Chairman of the Board shall, by appropriate drawing of lots, determine which of the two persons thus selected shall be the fifth member of the committee.

In the event that appointment of committee members required to be made by the political parties is not made by July 1, 1955, then the chairman of the county commission shall appoint two members from the Democratic Party and two members from the Republican Party to serve as members of the committee, provided, however, that if either party shall have appointed committee members the county commission shall appoint only two members from the political party which shall not have made the appointment. In dividing the county into districts, the committee shall take into consideration the population and physical features of the county and shall make the districts as near equal in population as may be most practicable; provided, that representative districts shall not be divided in the formation of senatorial districts. When such division is completed by the committee, a copy thereof shall be furnished to the county commission of said county, who shall then prepare and certify a map thereof, showing the various districts and shall be filed with the Secretary of State by January 1, [1954] 1956.

The committee members appointed as provided in this Act shall be voting citizens and no elected or appointed officer or public employee of the state, city, county, school districts, or other political subdivisions shall be appointed to serve on the committee. It is the intention of this Act to provide for a citizen's committee in each county containing more than one state senator and/or more than one member of the house of representatives which shall consist of citizens who are not employed in any branch of government service or elected to any governmental office.

When the committee members have been appointed by the county Democratic and Republican party executive committees, the county clerks in the respective counties shall be notified of such appointments. Appointments shall be made within thirty days after the effective date of this Act and the county clerk shall immediately thereafter call a meeting of the appointed members of the committee [for the purpose of providing for the election of the fifth member] at which time the fifth member shall be elected by the four appointed members. Within fifteen days after the election of the fifth member of the committee, the county clerk shall call another meeting of the committee for the purpose of electing a chairman for the discharge of committee duties.

The committee in each county having more than one senator and/or house member shall be provided with any information requested from the county clerk's office and the committee shall have access to any public records or documents necessary in determining populations, registered voters, votes cast at previous elections and other pertinent data for the respective counties.

The committee shall use the last available official federal and/or state census to determine the population of counties, cities, or districts within counties.

Section 36-1-2

Line 21, page 2, delete "twelve" and insert "thirteen."

Line 22, page 2, delete "(12,000)" and insert the figure "(13,000)."

Line 1, page 3, after the words "Weber County" insert "six" and delete "seven."

Line 3, page 3, after the words "Davis County" delete "three" and insert "two."

Line 5, page 3, after the words "Salt Lake County" insert "twenty-one" and delete "twenty-three."

Line 8, page 3, after the words "Utah County" insert "six" and delete "seven."

Section 4

Delete this section. This will permit a 60 day effective date, if the bill passes.

The committee recommendations would provide a Senate of 25 members as now specified in the bill, a House of 64 members and a proper drafting of the districting provisions as provided originally in *S. B. No. 1* with the added provisions to resolve a tie vote.

Respectfully submitted,

ALONZO F. HOPKIN,
Chairman, Senate Committee

LEE W. DALEBOUT,
Chairman, House Committee

Report filed.

On motion of Senator Hopkin, the Senate voted to concur in the Conference Committee report.

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

Yeas, 21; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin (explained vote), Stringham, Thorn, Tietjen (explained vote), Woolley and Mr. President (explained vote).

Voting in the negative was Senator Day.

Absent and not voting: Senator Davis.

S. B. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Gibson, the Senate voted to adopt a motion commending the Joint Conference Committee and especially the members of the Senate Committee; Senators Hafen, Hopkin, Woolley and Mabey for their excellent work concerning *S. B. No. 1.*

On motion of Senator Fowles, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 214* was introduced.

INTRODUCTION OF BILLS

S. B. No. 214 By Mr. Fowles

AN ACT APPROPRIATING $1,500.00 TO GLEN W. CROSBIE, was read the fisrt time and referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

March 4, 1955

Mr. President:

Your Committee on Rules to which was referred *S. R. No. 4*, by Messrs. Day, Thorn and Fowles, entitled, "RESOLUTION OF APPRECIATION TO CHARLES COTTRELL, JR., JOSEPH ECKERSLEY, AND L. B. WIGHT," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. R. No. 4 was signed by the President in open session in the presence of the Senate and transmitted to the Secretary of State.

REPORTS OF SPECIAL COMMITTEES

March 5, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 131, 139, 211, 194, 143, 170, 198, 171, 81, 140, 153, 107, 110, 112, 178, 184.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

President Burton appointed a Special Committee consisting of Senators Davis and Hopkin to act with a like Committee from the House together with Mr. Lewis H. Lloyd to act as an ex-officio member to report back to the Senate before adjournment, the matters that should be referred to the Legislative Council for special study.

On motion of Senator Day, the rules were suspended and the Senate voted to now consider bills on Second Reading.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 131 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 131* was read the third time and placed on its final passage.

S. B. No. 131 then passed on the following roll call:

Yeas, 19; Nays 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Stringham, Tietjen and Mr. President.

Voting in the negative was Senator Thorn.

Absent and not voting: Senators Davis, Lloyd and Woolley.

S. B. No. 131 was transmitted to the House.

S. B. No. 139 was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *S. B. No. 139* was amended as follows:

Page 2, line 23, after the word "pullorum" insert "and other poultry" and add an "s" to the word "disease".

On the same line after the word "by" add "a method approved by the Utah State Department of Agriculture" and strike the rest of that paragraph down to and including line 28.

Page 2, line 30, after the word "imported" strike the word "into" and add "or sold by hatcheries or others within".

Page 3, line 4, after the word "within" strike the words "thirty days" and insert "twelve months".

On motion of Senator Day, *S. B. No. 139* was amended as follows:

Page 1, line 11, after the comma following the word "turkeys" insert "domestic."

Page 1, line 12, delete the words "and game birds."

On motion of Senator Clegg, the rules were suspended and *S. B. No. 139* was read the third time and placed on its final passage.

S. B. No. 139 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Gibson and Woolley.

S. B. No. 139 was transmitted to the House.

SPECIAL ORDER

S. B. No. 197, being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, the rules were suspended and the Senate voted to amend *S. B. No. 197* by deleting all of the body and the title of the bill and then inserting in lieu thereof the following:

S. B. No. 197 By Messrs. Thorn and Hafen

AN ACT APPROPRIATING $20,000 FROM THE MOTOR FUELS TAX FUND TO THE STATE TAX COMMISSION; AND AMENDING SECTION 41-11-44, UTAH CODE ANNOTATED 1953, SECTIONS 41-11-1 AND 41-11-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953, AND SECTION 41-11-22, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 68, LAWS OF UTAH 1953, RELATING TO THE DEFINITION OF MOTOR FUELS AND EXEMPTION OF THE TAX ON SUCH FUEL ESTABLISHING AN EXEMPTION AND REFUND PROCEDURE: VIOLATION A MISDEMEANOR; SAVINGS CLAUSE; REPEALING SECTIONS 41-11-48, 41-11-49, 41-11-50, 41-11-51, 41-11-52, 41-11-53, 41-11-54, 41-11-55, 41-11-56,

41-11-57, 41-11-58, 41-11-59, 41-11-60, 41-11-61, 41-11-62, 41-11-63, 41-11-64, 41-11-65, 41-11-66, 41-11-67, 41-11-68, 41-11-69, 41-11-70, 41-11-71, 41-11-72, 41-11-73, 41-11-74, 41-11-75, 41-11-76, AND 41-11-77, UTAH CODE ANNOTATED 1953.

Be it enacted by the Legislature of the State of Utah:

Section 1. Sec. 41-11-44, Utah Code Annotated 1953, Secs. 41-11-1 and 41-11-6, Utah Code Annotated 1953, as amended by Chapter 67, Laws of Utah 1953, and Sec. 41-11-22, Utah Code Annotated 1953, as amended by Chapter 68, Laws of Utah 1953, are amended to read:

41-11-44. When used in this act:

"Retail vendor" means any person who carries a stock of motor fuel to sell to the consumer at retail;

"Person" shall include, but without limitation, any natural person, individual, partnership, association, trustee, receiver, assignee for benefit of creditors, or corporation, and any officer, agent or employee thereof.

["Motor fuel" shall mean and include any combustible gas, liquid, matter or substance by whatever name or names such gas, liquid, matter or substance may be known or sold of a kind used in an internal combustion engine for the generation of power to propel a motor vehicle.]

41-11-1. Certain words, terms and phrases in this chapter are, for the purposes hereof, defined as follows:

(1) "Motor" shall include all vehicles, engines or machines, movable or immovable, which are operated or propelled by combustion of gasoline, distillate or other volatile and inflammable liquid fuels.

(2) "Motor fuels" are fuels known as gasoline, including what is commonly known as drip gas, casinghead and absorption or natural gasoline, benezine, benzol, and such other volatile and inflammable

liquids, [except] kerosene, distillate, diesel fuel, butane, propane or propane-butane mixtures, as are produced, blended, compounded or

used for producing motive power in internal-combustion engines or for the purpose of operating or propelling motor vehicles, motor boats or airplanes but if any two or more products are compounded or mixed and the resulting compound or mixture is suitable for use or is used in the operation of a motor vehicle, such resulting compound or mixture in its entirety shall be a motor fuel.

(3) The term "distributor" is defined as any person who imports or causes to be imported motor fuels as herein defined, for use, distribution or sale whether at retail or wholesale, in this state; and also any person who produces, refines, manufactures or compounds such fuel in this state for use, distribution or sale in this state.

(4) The term "retail dealer" is defined as any person doing a regularly organized retail business in selling to the user of motor fuels, as herein defined purchased from a qualified motor fuel distributor in this state.

(5) The term "person" shall mean and include individuals, firms, associations, partnerships and corporations.

41-11-6 (1.) There is hereby levied and imposed a tax of five cents per gallon upon the sale or use of all motor fuels sold, used or received for sale or use in this state, except that upon all gasoline sold at airports exclusively for airplane use there is hereby levied and imposed an excise tax of four cents per gallon, excepting such motor fuels sold or used in this state as have been manufactured by low-temperature carbonization within the State of Utah from coals, oil shales, rock asphalts, solid hydrocarbons of Utah, and such motor fuels as are or have been brought into this state and sold in original packages as purely interstate commerce sales, sales of motor fuels for the specific use of railroad engines, the generation of electrical power by public utilities, [and except] sales to the United States and its agencies in quantities as to each sale of twelve hundred fifty gallons or more, sales of butane, propane or other butane-propane mixtures used solely for non-highway uses, and sales for heating and refrigeration uses. Provided however, that any

person who shall purchase and use within the State of Utah any motor fuel for the purpose of operating, running or propelling stationary farm engines and self propelled farm machinery used solely for non-highway uses, and who shall have paid the tax on such motor fuel as provided by this section, shall be entitled to a refund of such tax, subject to the conditions and limitations as hereinafter provided.

Page Three

Producers and refiners shall compute the tax on the amount of motor fuel produced, received or refined in this state, and all distributors shipping motor fuels into this state shall compute the tax on the total amount of [gasoline] motor fuels received for sale or use in this state. If any motor fuels have been purchased outside of this state and brought into this state in original packages from a distributor for the use of the consumer, then such tax shall be imposed upon the use of such fuels. It is the purpose and intent of this chapter to impose and levy said tax upon the sale or use of motor fuels as defined in this chapter whether such fuels are used in motor vehicles or for other purposes, and by whomsoever sold or used, including municipalities, counties, school districts and every other arm or branch of the state government and sales to the United States and its agencies in quantities as to each sale of less than twelve hundred fifty gallons.

Every distributor and retail dealer of motor fuels defined in this act shall add the amount of the taxes levied and assessed by this chapter to the price of such motor fuels. [, it being the purpose and intent of this provision that the tax levied under the provisions of this chapter is in fact a levy on the consumer, and the levy on the distributors as specified in said chapter is merely as agent of the State for collection of said tax. This provision shall in no way effect the method of collection of said taxes as specified in this chapter].

(2) Every person, firm, or partnership desiring to qualify for refund under the provisions of this act shall apply in writing to the

State Tax Commission upon a form to be prescribed by it for a permit to obtain a refund in accordance with the provisions hereof. Such application shall be filed before the fifteenth day of March next following a full 12 month period of operation under this act. The 12 month period shall extend from April 15 of one year until April 15 of the following year.

Such application for permit to receive a refund of motor fuel as provided for herein shall contain, the name of the applicant; his address, location of and number of acres owned and operated to be verified from records of the County Assessor; location and number of acres rented and operated to be verified by affidavit from legal owner; number of acres planted to each crop; type of soil; whether irrigated or dry; make, size, and power rating of each piece of equipment using motor fuel certified by county assessor to be on the assessment roles; make and size of each piece of equipment drawn by such power equipment; original invoices showing total number of gallons of motor fuel purchased during the period, number of gallons used in equipment eligible for refund; and other information as the commission may require.

Page Four

Where applicant is an operator of self-propelled farm machinery with which he works for hire doing custom jobs for other farmers, said application shall include an itemized statement of all work to be done and shall include the names, addresses and units of work to be done for each such farmer for whom he does custom work.

(3) The State Tax Commission shall grant to each eligible applicant a permit for refund of tax paid on motor fuel according to the provisions of this act. The permit so issued shall contain a number assigned to each applicant and shall specify a given number of gallons of motor fuel upon which applicant may receive a refund of tax paid. Such permit shall be and remain valid and in force and effect until revoked, or cancelled, or amended for cause as hereinafter provided.

The State Tax Commission may initiate any study or use the findings of any research agency to properly determine the number of gallons of motor fuel used to propel any piece of machinery for a given unit of work. The records obtained as a result of such studies shall be used to set up a pattern or formula to determine the permit allowance of each applicant.

Upon approval of the permit allowance by the commission, the applicant shall be notified of his permit number and the number of gallons of motor fuel for which he may receive a refund of the tax paid whereupon the applicant will file a request for the refund. Each year following during the month of April, the applicant must file with the commission a request for his refund and furnish to the commission such information as is deemed necessary to establish that his operation is compartive to when the original permit was issued. The commission may revoke or amend the permit at any time when information provided by applicant or secured by field investigator shows justification for such revocation or amendment.

(4) Upon the approval of the request for refund the commission shall certify to the state treasurer the amount of the claim as determined by multiplying the number of gallons of permit allowance by the amount of the Motor Fuel tax. The treasurer shall make payment of 90% of the amount of the claim to the claimant according to the provision of this act on or before December 31 of each year and no refund shall be paid on any claim less than $10.00.

(5) If any person having filed an application for permit for refund and having presented all evidence required by the State Tax Commission feel aggrieved by the decision of the commission, such person may apply to the commission for a hearing by petition in writing, within thirty day after permit is issued, in which petition shall set forth the reasons

why such hearing should be granted and why the amount claimed should

be granted. The State Tax Commission as soon as practicable shall set the matter for hearing and notify the petitioner of the time and place fixed by the commission for such hearing. After such hearing, the State Tax Commission may make such order in the matter as may appear just and lawful and shall furnish a copy of such order to the petitioner.

41-11-22 (1) When used in this act:

"Person" includes, but without limitation, any natural person, individual, partnership, association, trustee, receiver, assignee for benefit of creditors or corporation and any officer, agent, or employee thereof.

["Motor Fuel," shall mean and include any volatile or inflammable liquid by whatever name such liquid may be known or sold which is used or usable alone or when mixed or compounded for the purpose of generating power in an internal combustion engine.]

"Gasoline" means the three grades of motor fuel as specified by this act.

"Commission" means the state road commission.

"Department means the state road commission.

"A. S. T. M." means the American Society for Testing Materials.

"Utah grade motor fuel" means motor fuel graded in accordance with the provisions of this act.

(2) Use of tax exempt fuel in a non-exempt vehicle shall be a misdemeanor.

(3) There is appropriated from any money in the Motor Fuel Tax Fund, not otherwise appropriated, to the State Tax Commission the sum of $20,000 in addition to any other appropriation to administer this act, any residue to be returned to the Motor Fuel Tax Fund.

(4) If any portion of this act is for any reason held to be invalid or unconstitutional by any court, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 2. Secs. 41-11-48, 41-11-49, 41-11-50, 41-11-51, 41-11-52, 41-11-53, 41-11-54, 41-11-55, 41-11-56, 41-11-57, 41-11-58, 41-11-59,

41-11-60, 41-11-61, 41-11-62, 41-11-63, 41-11-64, 41-11-65, 41-11-66, 41-11-67, 41-11-68, 41-11-69, 41-11-70, 41-11-71, 41-11-72, 41-11-73, 41-11-74, 41-11-75, 41-11-76, 41-11-77, Utah Code Annotated 1953, are repealed.

S. B. No. 197 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Bullen, Clegg, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Openshaw, Selvin, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Adams (explained vote), Anderson (explained vote), Day, Fowles, Gibson, Mabey and Mr. President.

Absent and not voting: Senators Davis and Woolley.

S. B. No. 197 was transmitted to the House.

S. B. No. 211 was read the second time.

On motion of Senator Mabey, *S. B. No. 211* was amended as follows:

On page 4, line 13 following the period, add the following:

The Board of Agriculture shall adopt and promulgate regulations governing the sale, labeling, and advertising of dietary foods containing saccharine or other artificial sweetening agent, and any sale, labeling or advertising of dietary foods containing saccharine or other artificial sweetening agent in violation of such regulation shall be deemed to be in violation of this Act.

On motion of Senator Day, the rules were suspended and *S. B. No. 211* was read the third time and placed on its final passage.

S. B. No. 211 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Gronning, Tietjen and Woolley.

S. B. No. 211 was transmitted to the House.

S. B. No. 194 was read the second time.

Committee report read and adopted.

S. B. No. 194 failed to pass on Second Reading on the following roll call:

Yeas, 10; Nays, 10; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Hafen, Hammond, Jenkins, Kerr, Lloyd, Openshaw and Thorn.

Those voting in the negative were: Senators Adams, Day (explained vote), Fowles, Gibson, Gronning, Hopkin, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Mabey and Woolley.

On motion of Senator Clegg, the Senate voted to suspend the rules and, with unanimous consent *S. B. No. 215* was introduced.

INTRODUCTION OF BILLS

S. B. No. 215 By Messrs. Clegg and Kerr

AN ACT TO PROVIDE FOR REMITTANCE TO THE STATE FOR CREDIT TO THE UNIFORM SCHOOL FUND OF MONIES COLLECTED BY COUNTIES IN EXCESS OF THE BASIC STATE-SUPPORTED SCHOOL PROGRAM AS PROVIDED BY SECTION 59-9-2 (2), UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 215* was read the second and third times and placed on its final passage.

S. B. No. 215 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Tietjen and Woolley.

S. B. No. 215 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 143 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, *S. B. No. 143* was amended as follows:

Page 1, strike "(Introduced by Title only. Sec. H. B. No. 211." and insert in lieu thereof the following:

Section 1. The Utah State Agricultural College is authorized and empowered to appoint one or more persons to be members of the Utah State Agricultural College Police Department as such department is now or may hereafter be constituted by the Board of Trustees of the Utah State Agricultural College.

Section 2. Persons employed and compensated as members of said police department when so appointed and duly sworn shall be, and are, peace officers; provided such officers shall not exercise their powers or authority except upon the property, or in connection with the property, of the Utah State Agricultural College.

Section 3. Every member of the Utah State Agricultural College police department shall be supplied with, and authorized to wear, a badge bearing the words "Utah State Agricultural College Police."

On motion of Senator Bullen, the rules were suspended and *S. B. No. 143* was read the third time and placed on its final passage.

S. B. No. 143 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Tietjen and Woolley.

S. B. No. 143 was transmitted to the House.

On motion of Senator Gronning, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

March 5, 1955

Mr. President:

I am directed 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. 214*, entitled, "TO REWRITE THE UTAH INCOME TAX LAW TO ELIMINATE USE OF THE FEDERAL SHORT FORM AND TO BRING STATE LAW INTO CONFORMITY WITH FEDERAL LAWS ON VARIOUS ITEMS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 214 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.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 170 was read the second time.

Committee report read and adopted.

S. B. No. 170 failed to pass on Second Reading on the following roll call:

Yeas, 4; Nays, 12; Absent, 7.

Those voting in the affirmative were: Senators Adams, Fowles, Gronning and Hopkin.

Those voting in the negative were: Senators Anderson, Bullen, Clegg, Day, Gibson, Hafen, Hammond, Lloyd, Mabey, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Kerr, Openshaw, Selvin, Tietjen and Woolley.

S. B. No. 198 was read the second time.

Committee report read and adopted.

On motion of Senator Mabey, *S. B. No. 198* was amended as follows:

Page 1, line 6, after the word "unit" insert "of $4,050 each."

Page 1, line 11, after the word "Session" change the period to a semi-colon and insert "and provided further, that such district shall not include the additional unit, or units, provided for herein as a part of its basic state-supported school program for the purpose of maintaining a school program in excess of

its basic state-supported program as provided for by Section 53-7-8, Utah Code Annotated 1953, as amended by Chapter 26, Laws of Utah 1953, First Special Session."

Page 1, after line 18 insert a new section as follows: "Section 2. There is appropriated from the state general fund, not otherwise appropriated, the sum of ten thousand dollars ($10,000), or so much thereof as may be necessary, to the Utah School Merit Study Committee for administrative expenses, in addition to and for the same purposes as the appropriation contained in Item 115, Section 14, HB-299 of the 31st Legislature of the State of Utah."

Page 1, line 19, change Section 2 to read "Section 3."

On motion of Senator Mabey, the title of *S. B. No. 198* was amended as follows:

On line 4 of the title, after the semi-colon insert "PROVIDING AN APPROPRIATION OF TEN THOUSAND DOLLARS ($10,000)."

On motion of Senator Thorn, the rules were suspended and *S. B. No. 198* was read the third time and placed on its final passage.

S. B. No. 198 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Lloyd, Mabey, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Kerr, Openshaw, Selvin and Woolley.

S. B. No. 198 was transmitted to the House.

S. B. No. 171 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 171* was read the third time and placed on its final passage.

S. B. No. 171 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Kerr, Selvin and Woolley.

S. B. No. 171 was transmitted to the House.

S. B. No. 81 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 81* was amended as follows:

Page 1, line 5, delete "$7500.00", insert "$8500.00, then add a period and delete the remainder of line 5, all of lines 6-7-8-9-10-11-12.

Page 1, line 4, delete "compensation", insert "salary."

On motion of Senator Day, the title of *S. B. No. 81* was amended as follows:

Line 3 of the title delete "THEIR COMPEN-".

Delete lines 4-5-6-7.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 81* was read the third time and placed on its final passage.

S. B. No. 81 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Anderson, Davis, Kerr, Lloyd, Selvin and Woolley.

S. B. No. 81 was transmitted to the House.

S. B. No. 140 was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 140* was read the third time and placed on its final passage.

S. B. No. 140 then passed on the following roll call:

Yeas, 16; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles (explained vote), Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn and Tietjen.

Those voting in the negative were: Senators Gibson and Mr. President.

Absent and not voting: Senators Adams, Davis, Hopkin, Selvin and Woolley.

S. B. No. 140 was transmitted to the House.

S. B. No. 153 was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 153* was amended as follows:

Page 2, line 26, delete the bracket marks, also "four".

Page 2, line 27-28, delete the bracket marks.

Page 2, line 31, after "1954" delete the comma, insert a period, then delete "and the non-nurse".

Page 2, delete lines 32-33.

On motion of Senator Day, the rules were suspended and *S. B. No. 153* was read the third time and placed on its final passage.

S. B. No. 153 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson (explained vote), Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 153 was transmitted to the House.

S. B. No. 107 was read the second time.

Committee report read and adopted.

On motion of Senator Tietjen, the Senate resolved itself into a Committee of the Whole.

Walter M. Jones appeared before the Committee of the Whole.

On motion of Senator Tietjen, the Committee of the Whole was dissolved.

On motion of Senator Day, *S. B. No. 107* was amended as follows:

Page 2, line 15, after the word "Company" delete the rest of the sentence to and including word "dividends" on line 18, and add the words "and that, beginning not later than the end of the third policy year, the company will annually determine and apportion the divisible surplus accruing on the policy, and that the owner of the policy shall have the right on each year to have the current dividend arising from such participation paid in cash or applied to the purchase of paid-up additions, and the policy may provide other divi-

dend options, and it shall further provide which option shall become effective if the owner of the policy shall not elect any option within the time limited by the policy."

On motion of Senator Tietjen, the rules were suspended and *S. B. No. 107* was read the third time and placed on its final passage.

S. B. No. 107 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Gibson, Hopkin, Selvin and Woolley.

S. B. No. 107 was transmitted to the House.

S. B. No. 110 was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 110* was read the third time and placed on its final passage.

S. B. No. 110 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 110 was transmitted to the House.

S. B. No. 112 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 112* was read the third time and placed on its final passage.

S. B. No. 112 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 112 was transmitted to the House.

S. B. No. 178 was read the second time.

Committee report read and adopted.

S. B. No. 178 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 5; Absent, 4.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Bullen, Fowles, Gibson, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham and Tietjen.

Those voting in the negative were: Senators Clegg (explained vote), Day, Gronning, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

On motion of Senator Hafen, the Senate voted that bills remaining on Second Reading be reverted back to the Sifting Committee at the time of recess.

S. B. No. 184 was referred back in compliance with said motion.

On motion of Senator Hafen, the Senate recessed.

The Senate re-assembled.

REPORTS OF SPECIAL COMMITTEES

March 5, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 183, 192, 208 and 209.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 183 was read the second time.

Committee report read and adopted.

S. B. No. 183 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Mabey, Openshaw and Thorn.

Those voting in the negative were: Senators Lloyd, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 192 was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, the enacting clause of *S. B. No. 192* was struck.

S. B. No. 208 was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 208* was read the third time and placed on its final passage.

S. B. No. 208 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

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 Thorn, 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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 209 was transmitted to the House.

On motion of Senator Mabey, the rules were suspended and the Senate voted to now consider bills on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 203 was read the third time and placed on its final passage.

S. B. No. 203 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

S. B. No. 203 was transmitted to the House.

S. B. No. 213 was read the third time and placed on its final passage.

On motion of Senator Mabey, *S. B. No. 213* retained its position on the Third Reading Calendar.

S. B. No. 106 was read the third time and placed on its final passage.

S. B. No. 106 failed to pass on the following roll call:

Yeas, 8; Nays, 11; Absent, 4.

Those voting in the affirmative were: Senators Adams, Fowles, Hammond, Jenkins, Lloyd, Mabey, Openshaw and Stringham.

Those voting in the negative were: Senators Anderson, Bullen, Clegg, Day (explained vote), Gibson, Gronning, Hafen, Kerr, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Selvin and Woolley.

On motion of Senator Gibson, the Senate adjourned until Monday, March 7, 1955 at 10:00 A.M.

FIFTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 7, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present.

Prayer by Senator Gronning.

March 7, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Committee report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 7, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 5 I signed *S. B. No. 64*, by Mr. Hafen, entitled BUILDING AND LOAN ASSOCIATION ACT, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 7, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

In compliance with State law, I am submitting the following appointments to your Honorable Body for advice and consent:

MEMBERS, STATE FAIR ASSOCIATION:

District	Party	Name and Address
1	R	Mrs. E. A. Parson, Logan
2	R	C. J. Smout, Slaterville
3	D	Evelyn Hansen, Salt Lake City
4	R	Floyd Harmer, Payson
5	D	Gronway Parry, Cedar City
7	R	Jesse M. Conover, Ferron

All for four-year terms beginning June 1, 1955 and ending June 1, 1959.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communications referred to the Special Committee on Appointments.

COMMUNICATIONS FROM THE HOUSE

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1955, approve and transmit to the Secretary of State, H. B. No. 59, entitled, "TO PROVIDE FOR REGISTRATION UNDER THE DEPARTMENT OF BUSINESS REGULATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this

day concurred in Senate amendments to *H. B. No. 215*, entitled, "STANDARD STATE INCOME TAX DEDUCTION (SAME AS S. B. 87)".

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 26*, entitled, "INCREASING CORPORATE FRANCHISE TAX."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 12*, by Mrs. Cazier, entitled, "MEMORIALIZING THE FEDERAL GOVERNMENT AND THE MILITARY AUTHORITIES TO ASSURE FAIR TRIALS FOR U. S. SERVICEMEN WHO COMMIT OFFENSES ON FOREIGN SOIL," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 12 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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*, entitled, "TO PROVIDE FOR A DIRECTOR OF THE STATE LAND BOARD WITH A SIX YEAR TENURE OF OFFICE AND $6,000 A YEAR SALARY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 91 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 126*, by Messrs. Welch and Jones, entitled, "TO DEFINE MORE FULLY THE PRACTICE OF ARCHITECTURE, ARCHITECT REQUIREMENTS AND UNPROFESSIONAL CONDUCT BY ARCHITECTS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 126 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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 Messrs. Brotherson, Rowberry, Crofts and Morrill, entitled, "TO CHANGE DESIGNATION OF SEVERAL ROADS ON THE STATE HIGH-WAY SYSTEM," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 145 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 181*, entitled, "TO PROVIDE THAT THE ELECTION CANVASS FOR STATE BOARD OF EDUCATION BE CONDUCTED AT THE SAME TIME AS THE CANVASS FOR OTHER ELECTIONS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 181 was read the first time and referred to the Committee on Sifting.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 223*, by Messrs. Johnson, Barlow and Conover, entitled, "TO PERMIT COUNTY COMMISSIONS OR THE STATE ROAD COMMISSION TO PURCHASE PROPERTY FROM POLITICAL SUBDIVISIONS FOR EXCHANGE FOR OTHER REAL PROPERTY TO BE USED IN CONSTRUCTION OR OPERATION OF STATE ROADS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 223 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 227*, by Messrs. Hopkin, Gardner, Grover and Johnson, entitled, "TO APPROPRIATE $6,000.00 TO THE UTAH WATER AND POWER BOARD FOR EXPENSES IN LITIGATING WATER RIGHTS IN INTERSTATE STREAMS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 227 was read the first time and referred to the Committee on Sifting.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 290* by the Agriculture and Irrigation Committee, entitled, "TO REQUIRE STATE LAND BOARD APPRAISAL OF STATE LANDS ON THE BASIS OF THEIR LIVESTOCK CARRYING CAPACITY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 290 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 300,* by the Agriculture and Irrigation Committe, "AN ACT AMENDING SECTION 4 OF HOUSE BILL NO. 265 PROVIDING FOR THE APPOINTMENT AND QUALIFICATIONS OF THE BEAR RIVER COMPACT COMMISSIONERS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 300 was read the first time and referred to the Committee on Sifting.

March 5, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 301,* by Messrs. Rowberry and Kerr, entitled, "AN ACT APPROPRIATING $28,400.00 FOR THE ADMINISTRATION OF THE UTAH WATER AND POWER BOARD," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 301 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 273,* "TO ELECT CEMETERY MAINTENANCE COMMISSIONERS AT GENERAL ELECTIONS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 273 was read the first time and referred to the Committee on Sifting.

March 5, 1955

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. 297*, entitled, "AN ACT AMENDING SECTION 17-9-9, UTAH CODE ANNOTATED 1953, CHANGING THE TIME OF ELECTION OF FIRE DISTRICT COMMISSIONERS," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 297 was read the first time and referred to the Committee on Sifting.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 215*, entitled, "TO PROVIDE FOR A STANDARD STATE INCOME TAX DEDUCTION OF 10 PERCENT OF GROSS INCOME MINUS THE FEDERAL TAX, OR $1,000, WHICHEVER IS SMALLER, BY TITLE ONLY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 215 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 7, 1955

Mr. President:

I am directed 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. 303*, entitled, "TO AMEND H. B. No. 299 OF THE 31ST LEGISLATURE RELATING TO APPROPRIATIONS TO THE STATE DEPARTMENT, AGENCIES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 303 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, 1955

Mr. President:

I am directed 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. 304*, entitled, "TO APPROPRIATE $525,000.00 FOR CONSTRUCTION AND EQUIPMENT OF A SHOP BUILDING AT WEBER COLLEGE, STATING THE CONDITIONS THEREOF, AND CONTAINING AN EMERGENCY CLAUSE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 304 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 SPECIAL COMMITTEES

March 7, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 187, 66, 117, 262, 131, 266, 264, 113, 257, 106, 169, 38, 225, 153, 71, 73, 74, 75, 76, 78.

Respectfully,

ORFAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Mabey, *S. B. No. 213* was tabled.

On moton of Senator Mabey, *S. B. No. 76* was tabled.

S. B. No. 151 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 151* was amended as follows:

Page 1, line 3, after the word "comic book" insert "or comic strip or strips in newspapers."

On motion of Senator Gibson, the title of *S. B. No. 151* was amended as follows:

Line 1 of the title, after the word "BOOKS" and following the semicolon insert "AND COMIC STRIPS IN NEWSPAPERS."

Line 2 of the title, delete "CRIMINAL", insert "COMIC", also on the same line after the last "AND" insert "COMIC STRIPS IN NEWSPAPERS AND."

S. B. No. 151 then passed on the following roll call:

Yeas, 15; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Mabey, Openshaw, Selvin, Stringham and Tietjen.

Those voting in the negative were: Senators Adams, Davis, Fowles, Lloyd, Thorn, Woolley and Mr. President (explained vote).

Absent and not voting: Senator Kerr.

S. B. No. 151 was transmitted to the House.

S. B. No. 178 was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 178* was amended as follows:

Page 2, line 3, delete "320" and insert "640."

On motion of Senator Hafen, the title of *S. B. 178* was amended as follows:

Line 6 of the title, delete "320" and insert "640."

S. B. No. 178 failed to pass on the following roll call:

Yeas, 8; Nays 11; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Hafen, Hopkin, Jenkins, Lloyd, Stringham and Tietjen.

Those voting in the negative were: Senators Clegg, Davis, Day (explained vote), Fowles, Gibson, Gronning, Hammond, Mabey, Openshaw, Woolley and Mr. President.

Absent and not voting: Senators Adams, Kerr, Selvin and Thorn.

S. B. No. 183 was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 183* was amended as follows:

Page 1, line 1, delete "and 42-2-4".

Page 1, lines 6-7, delete the word "corporation".

Page 2, lines 1-2, delete the bracket marks.

Page 2, line 2, after the word "located" delete the comma, insert "and in the office of the Secretary of State."

Page 2, line 3, delete "Secretary of State a certificate."

Page 2, line 8, delete the bracket marks and the word "certificate".

Page 2, line 13, delete "A", capitalize "new" to read "New", delete "certificate", insert "affidavits."

Page 2, line 16, delete the bracket marks and after the word "clerks" insert "and" decapitalize "The".

Page 2, lines 17-18, delete the bracket marks and the word "certificates", also on line 18 delete the word "he" and the word "certificate."

Page 2, line 19, delete the bracket marks and the word "certificate."

Page 2, line 20, delete the bracket marks and the words "Secretary of State", then following the word "clerk" insert "or Sec. of State."

Page 2, delete lines 27-28-29-30-31-32-33 and insert in lieu thereof "Section 2. This act shall take effect July 1, 1956."

On motion of Senator Gibson, the title of *S. B. No. 183* was amended as follows:

Line 1 of the title, delete "AND 42-2-4".

Line 4 of the title, delete "CORPORATIONS".

S. B. No. 183 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Voting in the negative was Senator Lloyd.

Absent and not voting: Senator Jenkins and Kerr.

S. B. No. 183 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 187 was read the second time.

On motion of Senator Gronning, 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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Jenkins, Kerr and Openshaw.

H. B. No. 187 was returned to the House.

H. B. No. 66 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 66* retained its position on the Second Reading Calendar.

H. B. No. 117 was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 117* was read the third time and placed on its final passage.

H. B. No. 117 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Hafen, Jenkins, Kerr and Woolley.

H. B. No. 117 was returned to the House.

On motion of Senator Gronning, the Senate recessed.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this

day passed *S. J. R. No. 15*, entitled, "TO ESTABLISH NATIONAL TIME SYSTEM," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 15 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. C. R. No. 11*, entitled, "ESTABLISH STATE OFFICE BUILDING COMMISSION TO MAKE STUDY FOR CONSTRUCTING STATE OFFICE BUILDING," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 11 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 19*, INCREASE BUS WIDTHS, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 7, 1955

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. 33*, CENTRAL INDEX OF STATE LAND, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 33 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 82*, LIQUOR LICENSES MAY BE SOLD TO AIRLINES, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 82 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 86*, entitled, "FIELD MEETS WHERE DOGS ARE PERMITTED TO WORK," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 86 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 93*, entitled, "MOTOR VEHICLE REGISTRATION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Gronning, the Senate voted to concur with the House amendments of *S. B. No. 93* on the following roll call:

S. B. No. 93 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Mabey, Openshaw, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Hopkin, Kerr, Lloyd, Thorn and Woolley.

S. B. No. 93 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 7, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 1*, by Messrs. Hopkin and Woolley, entitled, "REAPPORTIONMENT BILL," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

March 7, 1955

Mr. President:

I am directed 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*, "TO REAPPORTION LEGISLATURE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 1 was transmitted to the Governor.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. 57*, "LIMITING THE DIS-

CHARGE OF CITY EMPLOYEES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 57 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 101*, entitled, "PROVIDING FOR CERTAIN NORMAL SCHOLARSHIPS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 101 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 115*, as amended by the Senate, entitled, "RESTRICTING HIGHWAY BY-PASSING OF TOWNS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 115 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 118*, entitled, "EXEMPTING INTERSTATE FREIGHT

FROM TAXATION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 118 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 95*, entitled, "TRADE MARKS AND TRADE NAMES CODE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Hafen, *S. B. No. 95* was made a Special Order of Business for Tuesday, March 8, 1955 at 10:30 A.M.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 119*, entitled, "FEES FOR MILITARY FAMILIES AT COLLEGES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 119 was referred to the Committee on Rules to be enrolled and engrossed.

CONFERENCE COMMITTEE REPORT

March 7, 1955

Mr. President:

Your Conference Committee, to which was referred *H. B. No. 152*, by Messrs. Morrill and Johnson, begs leave to report as follows:

Page 1, line 3 of the bill, the figure $2.50 be amended back to the original figure of $5.00.

Page 1, line 4 of the bill, the figure $2.50 be amended back to the original figure of $5.00.

Page 1, line 10 of the bill, the figure $2.00, as amended by the Senate, be amended back to the original figure of $3.00.

Page 1, line 13 of the bill, the figure 5 mills be amended to read 5½ mills in both cases.

Respectfully,

ALONZO F. HOPKIN,
Chairman, Senate Committee

L. B. JOHNSON,
Chairman House Committee

Committee report read and adopted.

H. B. No. 152 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Mabey, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Kerr, Lloyd, Openshaw, Thorn and Woolley.

H. B. No. 152 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 66, having previously been read and retaining its position on the Second Reading Calendar was now before the Senate.

On motion of Senator Clegg, the rules were suspended and *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:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Hopkin, Kerr, Thorn and Woolley.

H. B .No. 66 was returned to the House.

H. B. No. 262 was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *H. B. No. 262* was made a Special Order of Business for Tuesday, March 8, 1955 at 3:00 P.M.

H. B. No. 131 was read the second time.

Committee report read and adopted.

H. B. No. 131 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Bullen, Hafen and Kerr.

H. B. No. 266 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the Senate recessed.

The Senate re-assembled.

H. B. No. 266 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning (explained vote), Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Openshaw and Woolley.

H. B. No. 264 was read the second time.

On motion of Senator Adams, the rules were suspended and *H. B. No. 264* was read the third time and placed on its final passage.

H. B. No. 264 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Adams.

Absent and not voting: Senators Hopkin and Woolley.

H. B. No. 264 was returned to the House.

On motion of Senator Hafen, the rules were suspended and the Senate voted to lift the following bills from the Sifting Committee for immediate consideration at this time: *H. J. R. No. 21, H. B. Nos. 212, 17, 91.*

H. J. R. No. 21 was read the second time.

On motion of Senator Stringham, the rules were suspended and *H. J. R. No. 21* was read the third time and placed on its final passage.

H. J. R. No. 21 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Bullen and Woolley.

H. J. R. No. 21 was returned to the House.

H. B. No. 212 was read the second time.

On motion of Senator Clegg, 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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Thorn and Woolley.

H. B. No. 212 was returned to the House.

COMMUNICATIONS FROM THE GOVERNOR

March 7, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 7 I signed *S. B. No. 1*, by Messrs. Hopkin and Woolley, entitled TO REAPPORTION LEGISLATURE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 17 was read the second time.

H. B. No. 17 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 3; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Fowles, Gronning and Tietjen.

Absent and not voting: Senator Gibson.

H. B. No. 91 was read the second time.

On motion of Senator Stringham, *H. B. No. 91* was amended as follows:

Page 1, lines 2-3, delete the following words "for a six-year term, or until his successor has been appointed and qualified."

Page 1, line 11, delete "by the legislature", insert in lieu thereof "board of examiners and state land board."

Delete all of "Section 2." which includes line 17 of page 1, all of lines 1 to 13 of page 2.

H. B. No. 91 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 5; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hopkin, Jenkins, Selvin, Stringham, Tietjen and Woolley.

Those voting in the negative were: Senators Gronning, Kerr, Lloyd, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hammond, Mabey, and Openshaw.

H. B. Nos. 113, 257, 106, 169, 38, 225, 153, 71, 73, 74, 75, 76, 78 were referred back to the Sifting Committee in compliance with the Committee's report on the 37th Legislative day.

On motion of Senator Clegg, the Senate voted to extend a vote of appreciation and confidence to Senator Stringham on his trip to Washington, D. C., in the interest of the reclamation program.

On motion of Senator Clegg, the Senate adjourned until Tuesday, March 8, 1955 at 9:00 A.M.

FIFTY-EIGHTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 8, 1955

The Senate was called to order at 9:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senator Stringham, excused.

Prayer by Senator Kerr.

March 8, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Committee report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 7, 1955

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. 139*, PULLORUM DISEASE CONTROL, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 139 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 131*, entitled "BULLS ON FEDERAL RANGE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 131 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 145*, entitled, "APPROPRI-

ATING $37,200.00 FROM THE GENERAL FUND TO THE CAPITOL BUILDING REPAIRS AND ALTERATIONS ACCOUNT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 145 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 146*, "APPROPRIATING FOR CAPITOL ELEC. REPAIRS APPROPRIATIONS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 146 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 135*, "RATIFYING COLUMBIA RIVER COMPACT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 135 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

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. 134*, "ESTAB-

LISHING VETERANS DAY," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Tietjen, the Senate refused to concur in the House on *S. B. No. 134* and ask the House to recede from its position.

March 8, 1955

Mr. President:

I am directed 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*, RELATING TO SALES EXEMPT FROM TAXATION UNDER THE EMERGENCY REVENUE ACT OF 1953, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 26*, TO INCREASE CORPORATE FRANCHISE TAX, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 26 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1955

Mr. President:

I am directed 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. 302*, MAKING APPROPRIATIONS FOR BOARD OF EXAM-

INERS FOR BUILDING CONSTRUCTION PROJECTS AND OTHER IMPROVEMENT PROJECTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 302 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 206*, "INCREASE JUNIOR COLLEGE FEES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 206 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 207*, "INCREASE UNIVERSITY'S FEES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 207 was referred to the Committee on Rules to enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 4, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 61*, by Mr. Davis, entitled, PERMITTING CITIES TO EMPLOY NON-RESIDENTS, to be engrossed, has been examined by this Committee who has carefully com-

pared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 61 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, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 17*, by Messrs. Day, Fowles and Hammond, entitled, CONDOLENCE TO FAMILY OF CHARLES L. SMITH, to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. J. R. No. 17 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 7, 1955

Mr. President:

Your Committee on Rules reports back *S. B. No. 214*, by Mr. Fowles, with a few minor changes assented to by the author, and recommends the bill not be printed.

Respectfully,

REED BULLEN,
Chairman

Report filed.

S. B. No. 214 was referred to the Sifting Committee.

March 8, 1955

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred

H. B. No. 144, by Messrs. Jensen and Hopkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

H. B. No. 144 was referred to the Sifting Committee.

March 8, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 100,* by Mr. Day, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 100 was referred to the Sifting Committee.

March 8, 1955

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 156,* by Mr. Day, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

DILWORTH S. WOOLLEY,
Chairman

Report filed.

S. B. No. 156 was referred to the Sifting Committee.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 82,* by Messrs. Woolley and Fowles, entitled, LIQUOR LICENSES MAY BE SOLD TO AIRLINES, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 82 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 86*, by Messrs. Day and Anderson, entitled, FIELD MEETS WHERE DOGS ARE PERMITTED TO WORK, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 86 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. C. R. No. 11*, by Messrs. Thorn and Openshaw, entitled, ESTABLISHING A STATE OFFICE BUILDING COMMISSION, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. C. R. No. 11 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 33*, by Messrs. Day, Openshaw and Selvin, entitled, "CENTRAL INDEX OF STATE LAND," to be engrossed, has been examined by this Committee who has care-

fully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 15*, by Messrs. Mabey, Hammond and Jenkins, entitled, "TO ESTABLISH NATIONAL TIME SYSTEM," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. J. R. No. 15 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 113, 257, 106, 169, 38, 225, 153, 71, 73, 74, 75, 76, 78, 126.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 131 was read the third time and placed on its final passage.

H. B. No. 131 then passed on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin and Mr. President.

Voting in the negative was Senator Day.

Absent and not voting: Senators Bullen, Fowles, Gibson, Openshaw, Stringham, Thorn, Tietjen and Woolley.

H. B. No. 131 was returned to the House.

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:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Gibson, Openshaw, Stringham and Thorn.

H. B. No. 266 was returned to the House.

H. B. No. 17 was read the third time and placed on its final passage.

On motion of Senator Hopkin, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

On motion of Senator Hopkin, the Committee of the Whole was dissolved.

H. B. No. 17 then passed on the following roll call:

Yeas, 14; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Selvin, Thorn and Tietjen.

Those voting in the negative were: Senators Davis, Day, Fowles, Lloyd, Woolley and Mr. President.

Absent and not voting: Senators Mabey, Openshaw and Stringham.

H. B. No. 17 was returned to the House.

H. B. No. 91 was read the third time and placed on its final passage.

H. B. No. 91 failed to pass on the following roll call:

Yeas, 5; Nays, 15; Absent, 3.

Those voting in the affirmative were: Senators Adams, Fowles, Gibson, Hammond and Tietjen.

Those voting in the negative were: Senators Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hopkin, Openshaw and Stringham.

H. B. No. 91 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 113 was read the second time.

On motion of Senator Tietjen, the rules were suspended and *H. B. No. 113* was read the third time and placed on its final passage.

H. B. No. 113 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Mabey, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Adams, Kerr, Lloyd, Openshaw and Stringham.

H. B. No. 113 was returned to the House.

H. B. No. 257 was read the second time.

On motion of Senator Mabey, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

On motion of Senator Mabey, the Committee of the Whole was dissolved.

H. B. No. 257 then failed to pass on the following roll call:

Yeas, 8; Nays, 10; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Davis, Fowles, Hammond, Jenkins, Mabey and Selvin.

Those voting in the negative were: Senators Clegg, Day, Gibson, Gronning, Hafen, Kerr, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Hopkin, Lloyd, Openshaw and Stringham.

H. B. No. 257 was returned to the House.

SPECIAL ORDER

S. B. No. 95, being a Special Order of Business was before the Senate.

On motion of Senator Hafen, the Senate voted to concur in the House amendments on *S. B. No. 95*.

S. B. No. 95 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Jenkins, Kerr, Mabey, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Bullen, Gronning, Hopkin, Lloyd, Openshaw and Stringham.

S. B. No. 95 was referred to the Committee on Rules to be enrolled and engrossed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 106 was read the second time.

On motion of Senator Gibson, 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:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Lloyd and Stringham.

H. B. No. 106 was returned to the House.

H. B. No. 169 was read the second time.

On motion of Senator Gibson, the rules were suspended and *H. B. No. 169* was read the third time and placed on its final passage.

H. B. No. 169 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Lloyd and Stringham.

H. B. No. 169 was returned to the House.

H. B. No. 38 was read the second time.

On motion of Senator Gibson, *H. B. No. 38* was amended as follows:

Page 2, delete line 3.

On motion of Senator Gibson, the rules were suspended and *H. B. No. 38* was read the third time and placed on its final passage.

H. B. No. 38 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Lloyd and Stringham.

H. B. No. 38 was returned to the House.

H. B. No. 225 was read the second time.

On motion of Senator Gibson, *H. B. No. 225* retained its position on the Second Reading Calendar.

H. B. No. 153 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 153* was read the third time and placed on its final passage.

H. B. No. 153 then passed on the following roll call:

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Openshaw, Selvin, Tietjen and Mr. President.

Those voting in the negative were: Senators Adams, Bullen, Fowles and Woolley.

Absent and not voting: Senators Gibson, Lloyd, Stringham and Thorn.

H. B. No. 153 was returned to the House.

On motion of Senator Hafen, the Senate adopted a motion and voted to complete action of debate on all bills by time of adjournment on Wednesday, March 9, 1955.

Senator Clegg served notice that on the next legislative day he would ask the Senate to reconsider its action on *H. B. No. 257.*

H. B. No. 71 was read the second time.

On motion of Senator Davis, *H. B. No. 71* was amended as follows:

Page 2, line 24, delete the words "entitled to be".

On motion of Senator Gibson, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE GOVERNOR

March 8, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In accordance with Article VII, Section 8, Constitution of Utah, I am returning herewith *S. B. No. 9* entitled: INCREASE POLICE PENSION, which I do not approve and am herewith vetoing.

This bill is substantially the same as the bill I vetoed two years ago, a major exception being the ceiling that has been placed on the monthly pension benefits that can be paid. Otherwise the bill provides for an incerase in the maximum pension payments from the present level of $100 per month to $150, increases the contribution of policemen from two per cent of their salary to five per cent, and requires that the cities contribute whatever remaining amount "as shall be found necessary upon actuarial basis to provide for payment of said pensions."

The latter requirement would place a heavy burden on cities having Police Pension funds, as an actuarial study made several years ago disclosed. Although this study was based on pension payment and contribution rates which differ from the present bill, there is enough similarity to permit the use of its conclusions for example's sake. This study, as of October 1, 1952, showed that, after taking into account all current assets of the funds, an additional

amount of $4,043,010 would be required to pay the benefits and maintain the funds on a full actuarial reserve basis. The suggested contribution rates to accomplish the latter objectives were four per cent of their salaries on the part of the policemen and twenty per cent on the part of cities.

As I stated, the present bill has contribution and benefit factors which differ from those used in the study. These differences would not alter the fact, however, that a substantial actuarial deficit exists in the Police Pension fund. Inasmuch as the present bill requires that the funds must be established on an actuarial basis, and limits policemen contributions to the funds, to five per cent of salaries, the cities would be left with financing the open end of the agreement which very likely would approximate fifteen to twenty per cent of salaries.

I have vetoed the Firemen's Pension bill on the grounds that it is too expensive for the taxpayers to support. The same reasons and objections would apply here. The State was forced to liquidate its own retirement system which provided maximum pensions of only $100 per month because the cost was too great. I am at a loss to understand, therefore, how or why the Legislature would authorize increased benefits in another public system which already is actuarially unsound.

In my message vetoing the Firemen's Pension bill, I have reiterated my belief that the policy and effort of the State should be toward the liquidation of all State retirement systems in favor of Social Security. In addition, as I have pointed out in my other message, if cities have recruitment or morale problems in their police forces, they can provide salary increases rather than pension increases if their funds permit.

I also pointed out in the other message that I do not profess to say that $100 per month is necessarily an adequate pension on which to retire. All I am saying, in vetoing this bill, is that its ultimate cost will be too great for the taxpayers to support.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication filed.

On motion of Senator Day, the Governor's veto message on *S. B. No. 9* was made a Special Order of Business for Wednesday, March 9, 1955 at 10:30 A.M.

March 8, 1955

Honorable C. Taylor Burton
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

In accordance with Article VII, Section 8, Constitution of Utah, I am returning herewith *S. B. No. 6* entitled, TO INCREASE FIREMEN'S PENSION which I do not approve and am hereby vetoing.

This bill is substantially the same as the bill I vetoed two years ago. It increases the maximum firemen pension payments from the present level of $100 per month to $150, increases the contribution of paid firemen to the pension fund from two per cent of their salary to five per cent, provides that cities, towns, and counties having paid firemen shall match these contributions to the fund, and increases the State's contribution to the fund from twenty-five to fifty per cent of the taxes collected on insurance premiums collected by fire insurance companies.

Although the bill requires contributions to the fund from four different sources—the firemen, the city, town or county employing them, plus portions of the taxes collected on fire insurance premiums and life insurance premiums—the ultimate financing source is the people.

I am vetoing the present bill for substantially the same reasons I vetoed its predecessor, namely that it provides a pension greater than the people can afford. It should be recalled that the State was forced to liquidate its own retirement or pension system several years ago—a system that provided maximum benefit payments of only $100 per month—because it proved too costly for the taxpayers to support. In view of this precedent, the question arises how a pension system providing $150 maximums can be justified when another system providing $100 maximums was not?

The State's past experience with pension systems has been one of constant grief. In only one instance that I can recall was a system established on the basis of an actuarial study. The rest, including the present Firemen's Pension system, were established haphazardly without apparent regard for the costs of either prior service or future benefit payments. As a consequence, most systems were or are beset with substantial actuarial deficits, including the firemen's.

An actuarial study of the Firemen's Pension system, as of June 30, 1952, showed that, after taking into account all current assets of the fund, an additional amount of $2,114,346. would be required to pay the benefits and maintain the fund on a full actuarial reserve basis. This would have required contributions equal to 25¼ per cent of the firemen's salaries, compared with the two per cent contribution they were making. The deficit very likely is greater today.

The present bill makes an attempt to meet this obligation through increased contributions. Inasmuch as benefits also have been increased, which will offset a portion of the contribution increase, there now is a question to what extent this bill meets the old obligation. It is provided in the bill, however, that in 1958 the Commission of Finance will make an actuarial study of the fund which could lead to changes in contribution rates. By that time, however, whatever defects may exist in the bill may have created even greater indebtedness that now exists.

As I stated in my veto message two years ago, I believe the policy and effort of the State should be toward the liquidation of all State retirement systems in favor of Social Security. This will grant the same coverage to all employees at lower contribution rates. Although Social Security now excludes some classes of employed persons, it appears likely that coverage will be ex-

tended to all groups before too long. Should the increased pensions provided in *S. B. No. 6* become effective, however, vested rights would be established which would make it more difficult and costly to liquidate the system than now is the case.

I am told that an increased pension benefit is needed to recruit new firemen. It would appear to me far better for cities, towns, and counties to increase the salaries of firemen, not their pensions, if they have recruitment or morale problems. In turn, the firemen could use the added compensation to provide some future security of their own.

I am vetoing this bill but I do not profess to say that $100 per month is necessarily an adequate pension on which to retire. I only say that I believe the proposed increase in the pension benefit will be too costly for the taxpayers to support.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication filed.

On motion of Senator Day, the Governor's veto message on *S. B. No. 6* was made a Special Order of Business for Wednesday, March 9, 1955 at 10:15 A.M.

COMMUNICATIONS FROM THE HOUSE

March 8, 1955

Mr. President:

I am directed 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. 21*, entitled, "PETITIONING CONGRESS OF THE U. S. TO AMEND THE LAW TO EXTEND MILEAGE LIMITATIONS FOR A UTAH COLORADO ROAD IN THE INTER-STATE SYSTEM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 21 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 8, 1955

Mr. President:

I am directed 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. 264, TO EXEMPT SALES OF GOODS FOR DISPLAY OR DEMONSTRATION PURPOSE FROM THE USE TAX, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 264 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 134*, "ESTABLISHING VETERANS DAY," and has appointed a Conference Committee consisting of Representatives Howe, Esplin, and Conover to act with a like committee from the Senate on this bill.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

President Burton appointed a Conference Committee consisting of Senators Tietjen, Fowles and Thorn to act with a like committee from the House to confer on *S. B. No. 134*.

March 8, 1955

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. 92*, entitled, "UNFAIR PRACTICES ACT MAKING IT UNLAWFUL TO ADVERTISE OR SELL MERCHANDISE AT LESS THAN COST," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate voted to concur with the House amendments of *S. B. No. 92* on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Anderson, Fowles, Stringham and Woolley.

S. B. No. 92 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 82*, "LIQUOR LICENSES MAY BE SOLD TO AIRLINES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 82 was transmitted to the Governor.

March 8, 1955

Mr. President:

I am directed 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. 86*, entitled, "FIELD MEETS WHERE DOGS ARE PERMITTED TO WORK," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 86 was transmitted to the Governor.

March 8, 1955

Mr. President:

I am directed 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*, entitled, "CENTRAL INDEX OF STATE LAND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 33 was transmitted to the Governor.

March 8, 1955

Mr. President:

I am directed 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. 11*, "ESTABLISHING A STATE OFFICE BUILDING COMMISSION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. C. R. No. 11 was transmitted to the Governor.

March 8, 1955

Mr. President:

I am directed 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. 17*, entitled, "CONDOLENCE TO THE FAMILY OF CHARLES L. SMITH," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 17 was transmitted to the Secretary of State.

March 8, 1955

Mr. President:

I am directed 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. 15*, entitled, "TO ESTABLISH NATIONAL TIME SYSTEM," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 15 was transmitted to the Secretary of State.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this

day passed *S. B. No. 107*, "PERTAINING TO PARTICIPATING LIFE INSURANCE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 107 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 110*, "PROVIDING WHEN CO-OPERATIVES ARE SUBJECT TO INSURANCE CODE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 110 was returned to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 112*, "OUTLAWING TONTINE INSURANCE POLICIES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S .B. No. 112 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

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*, "REVENUE BONDS FOR JR. COLLEGES IMPROVEMENTS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 127 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 147*, "APPROPRIATIONS TO USAC FOR CAMPUS IMPROVEMENTS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 4th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 45*, "DELETING DEPENDENCY ALLOWANCE TO FAMILY OF CERTAIN PRISONERS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 7, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 4th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 16*, "CONTROLLING LIQUOR LOCKER CLUBS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 8, 1955

Mr. President:

I am directed 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*, "TO RAISE THE BOUNTY FUND LEVY FROM 25 MILLS

TO 30 MILLS ON SHEEP," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 8, 1955

Mr. President:

I am directed 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*, "TO PROVIDE A $25,000.00 SURVEY OF LOCAL GOVERNMENT DUPLICATION, WITH EMPHASIS UPON THE ADVISABILITY OF CONSOLIDATING CITY AND COUNTY SERVICES IN THE SALT LAKE AREA," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

March 8, 1955

Mr. President:

I am directed 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. 117*, "TO PERMIT THE CREATION OF IMPROVEMENT, WATER SUPPLY, SEWAGE OR SANITARY DISTRICTS UPON PETITION OF 10% OF RESIDENT USERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 117 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1955

Mr. President:

I am directed 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, entitled, "TO APPROPRIATE UP TO $2,000 FOR PURCHASING A PORTRAIT OF THE GOVERNOR," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 152*, entitled, "TO RAISE THE FEES FOR RECORDING BRANDS AND EARMARKS, AND TO RAISE THE MILL LEVY FOR THE INSPECTION TAX," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 152 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1955

Mr. President:

I am directed 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. 61*, entitled, "PERMITTING CITIES TO EMPLOY NON-RESIDENTS (SAME AS H. B. NO. 79)," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 61 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 115*, by Mr. Hafen, entitled, RESTRICTING HIGHWAY BY-PASSING OF TOWNS,

to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 115 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 118*, by Messrs. Fowles and Tietjen, entitled, EXEMPTING INTERSTATE FREIGHT FROM TAXATION, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 118 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 57*, by Messrs. Davis and Openshaw, entitled, "LIMITING THE DISCHARGE OF CITY EMPLOYEES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 119*, by Messrs. Selvin and Mabey, entitled, "FEES FOR MILITARY FAMILIES AT COLLEGES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 119 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 101*, by Messrs. Clegg, Jenkins and Gronning, entitled, "PROVIDING FOR CERTAIN NORMAL SCHOLARSHIPS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 101 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 145*, by Messrs. Thorn and Mabey, entitled, "APPROPRIATION TO CAPITOL BLDG. REPAIRS ACCT.", to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 145 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 131*, by Messrs. Anderson, Hopkin and Bullen, entitled, "BULLS ON FEDERAL RANGE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 131 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.

REPORTS OF SPECIAL COMMITTEES

March 8, 1955

Mr. President:

Your Sifting Committe reports out the following bills:

S. B. Nos. 174, 195, H. B. Nos. 300, 144, 161, 98, H. J. R. No. 12, H. B. Nos. 223, 227, 180, 94, 145, 221, 105, 250, 217, 112, 103, 101, 301, 39, 287, 63.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

UNFINISHED BUSINESS

H. B. No. 71, being Unfinished Business, was before the Senate.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 71* was read the third time and placed on its final passage.

H. B. No. 71 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 71 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 73 was read the second time.

H. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Gronning, Selvin and Stringham.

H. B. No. 74 was read the second time.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 74* was read the third time and placed on its final passage.

H. B. No. 74 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 74 was returned to the House.

H. B. No. 75 was read the second time.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 75* was read the third time and placed on its final passage.

H. B. No. 75 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 75 was returned to the House.

H. B. No. 76 was read the second time.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 76* was read the third time and placed on its final passage.

H. B. No. 76 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 76 was returned to the House.

H. B. No. 78 was read the second time.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 78* was read the third time and placed on its final passage.

H. B. No. 78 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen, Woolley and Mr. President.

Absent and not voting: Senators Stringham and Thorn.

H. B. No. 78 was returned to the House.

H. B. No. 126 was read the second time.

On motion of Senator Mabey, *H. B. No. 126* was amended as follows:

On page 5 of the bill in the house amendment, under Section 7, insert a new-subsection to be numbered (e) which shall read:

(e) the construction of any building which does not exceed 2500 square feet floor area, where the building is not designated for public assembly.

On motion of Senator Hafen, *H. B. No. 126* was amended as follows:

Page 5 of the House amendment, substituting material for the deletion of lines 14 through 28 under "(a)" after the word "building" insert the following "which would require the services of an architect in planning, designing or supervising the construction of."

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

H. B. No. 126 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 9; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Clegg, Davis, Day, Fowles, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Bullen, Gibson, Gronning, Hafen, Hopkin, Selvin, Tietjen and Woolley.

Absent and not voting: Senator Stringham.

On motion of Senator Lloyd, the Senate voted that the field of business and trade regulations with special reference to Title 58 of Utah Code Annotated 1953 be referred to the Special Committee, appointed by the President, to determine what particular matters should be submitted to the Legislative Council for special study during the next bi-ennium.

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

On motion of Senator Mabey, the Senate resolved itself into Regular Session.

S. B. Nos. 174, 195, H. B. Nos. 300, 144, 161, 98, H. J. R. No. 12, H. B. Nos. 223, 227, 180, 94, 145, 221, 105, 250, 217, 112, 103, 101, 301, 39, 287, 63 were referred back to the Sifting Committee in compliance with the Committee's report on the 37th Legislative day.

On motion of Senator Openshaw, the Senate adjourned until Wednesday, March 9, 1955 at 10:00 A.M.

FIFTY-NINTH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 9, 1955

The Senate was called to order at 10:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Stringham, Woolley, excused.

Prayer by the Chaplain.

March 9, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Committee report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 200*, "PERMITTING LIQUOR SALES TO INDIANS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 200 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate amendment to *H. B. No. 38*, PERMITTING SALE OF CONFISCATED LIQUOR.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 8, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed on reconsideration *S. B. No. 179*, entitled, "EXCLUDING ASST.

CHIEF OF POLICE FROM CIVIL SERVICE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 179 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1955

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. 46*, entitled, "INCREASING MAXIMUM SMALL LOANS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 46 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 139*, by Messrs. Anderson, Tietjen and Hafen, entitled, "PULLORUM DISEASE CONTROL," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 139 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 146*, by Messrs. Thorn and Mabey, "APPROPRIATION FOR CAPITOL ELEC. REPAIRS,"

to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 146 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 207*, by Messrs. Clegg, Jenkins and Openshaw, entitled, "FEES, INSTITUTIONS OF HIGHER LEARNING," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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 8, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 206*, by Messrs. Clegg, Jenkins and Openshaw, entitled, "JUNIOR COLLEGE FEES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

REPORTS OF SPECIAL COMMITTEES

March 9, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. No. 225, S. B. Nos. 174, 195, H. B. Nos. 300, 144, 161, 98, H. J. R. No. 12, H. B. Nos. 223, 227, 180, 94, 145, 221, 105, 250, 217, 112, 103, 101, 301, 39, 287,63.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

Senator Clegg, having voted on the prevailing side moved that the Senate do re-consider its action on *H. B. No. 257.*

Motion carried.

H. B. No. 257 was before the Senate for its re-consideration.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 257* was read the third time and on re-consideration placed on its final passage.

H. B. No. 257 then passed on re-consideration on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn and Tietjen.

Those voting in the negative were: Senators Gibson, Hafen and Mr. President.

Absent and not voting: Senators Stringham and Woolley.

H. B. No. 257 was returned to the House.

SPECIAL ORDER

H. B. No. 262, being a Special Order of Business, was before the Senate.

On motion of Senator Day, the rules were suspended and *H. B. No. 262* was read the third time and placed on its final passage.

H. B. No. 262 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen and Mr. President.

Absent and not voting: Senators Stringham, Thorn and Woolley.

H. B. No. 262 was returned to the House.

The Governor's veto message on *S. B. No. 6*, being a Special Order of Business, was before the Senate.

The Senate voted to over-ride the Governor's veto of *S. B. No. 6* and passed *S. B. No. 6* by the following roll call:

Yeas, 17; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen, Gibson, Kerr and Tietjen.

Absent and not voting: Senators Stringham and Woolley.

S. B. No. 6 was transmitted to the House.

The Governor's veto message on *S. B. No. 9*, being a Special Order of Business, was before the Senate.

The Senate voted to over-ride the Governor's veto of *S. B. No. 9* and passed *S. B. No. 9* by the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Adams, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Anderson, Bullen, Gibson, Kerr and Tietjen.

Absent and not voting: Senators Stringham and Woolley.

S. B. No. 9 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 73 was read the third time and placed on its final passage.

On motion of Senator Davis, the enacting clause on *H. B. No. 73* was struck.

H. B. No. 73 was returned to the House.

On motion of Senator Davis, the rules were suspended and the Senate voted to re-call *H. B. No. 75*.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 225, having been previously read and retaining its position on the Second Reading Calendar, was now before the Senate.

On motion of Senator Day, the title of *H. B. No. 225* was amended as follows:

Line 9 of the title, delete the period, insert a comma and add "AND APPROPRIATING NOT TO EXCEED $20,000.00 FOR THE UPKEEP OF THE BUILDING."

On motion of Senator Gibson, *H. B. No. 225* was made a Special Order of Business for 11:15 A.M.

On motion of Senator Hafen, the rules were suspended and the Senate voted to now consider two Senate bills.

S. B. No. 174 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *S. B. No. 174* was read the third time and placed on its final passage.

S. B. No. 174 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Jenkins, Kerr, Stringham and Woolley.

S. B. No. 174 was transmitted to the House.

S. B. No. 195 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *S. B. No. 195* was read the third time and placed on its final passage.

S. B. No. 195 failed to pass on Third Reading on the following roll call:

Yeas, 7; Nays, 7; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Hammond, Openshaw and Tietjen.

Those voting in the negative were: Senators Adams, Davis, Fowles, Gibson (explained vote), Gronning, Jenkins and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Kerr, Lloyd, Mabey, Selvin, Stringham, Thorn and Woolley.

SPECIAL ORDER

H. B. No. 225, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *H. B. No. 225* was amended as follows:

Page 1, after the words "Section 1." on line 1 all of the balance of the line and all the words on lines 2, 3, 4, 5, 6 and 7 of page 1.

Insert after the words "Section 1." on line of page 1 the following:

"The Utah State Historical Society is authorized to use the present official governor's residence and grounds at 603 East South Temple, Salt Lake City, Utah, for their offices, library and archives after February 1, 1957, or after the governor in writing advises the Society that he and his family have vacated the premises, whichever occurs first."

Delete on line 8, page 1, after the words "Section 2." all of the balance of the line and all of line 9 and the figures "67-1-9." on line 10.

Delete on lines 13 and 14 of page 1 all of the balance after the words "Section 3." and on page 2, line 1 delete the figures "67-1-10."

Delete Sections 4 and 5 beginning on line 3 of page 2 as amended by the House.

Amend the title by deleting on line 1 of page 1 of the title all of the words after the words "AN ACT" and deleting all of lines 2, 3 and 4 and deleting the words on line 5 "SECRETARY OF STATE."

On motion of Senator Day, the rules were suspended and *H. B. No. 225* was read the third time and placed on its final passage.

H. B. No. 225 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Jenkins, Selvin, Stringham and Woolley.

H. B. No. 225 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 300 was read the second time.

On motion of Senator Hopkin, *H. B. No. 300* was amended as follows:

Beginning with the word "Each" on line 15 delete remainder of line 15, lines 16-17-18.

On motion of Senator Davis, the rules were suspended and *H .B. No. 300* was read the third time and placed on its final passage.

H. B. No. 300 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Tietjen and Mr. President.

Absent and not voting: Senators Hafen, Stringham, Thorn and Woolley.

H. B. No. 300 was returned to the House.

H. B. No. 144 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, 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:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senators Kerr, Stringham and Woolley.

H. B. No. 144 was returned to the House.

On motion of Senator Thorn, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 38*, entitled, "TO PERMIT THE UTAH LIQUOR CONTROL COMMISSION TO SELL CONFISCATED LIQUOR WHICH MEETS PURITY STANDARDS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 38 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 113*, entitled, "APPROPRIATING TO THE BOARD OF CORRECTIONS THE SUM OF $200,000.00 TO DEFRAY COSTS OF OPERATING THE STATE PRISON FOR THE REMAINDER OF THE PRESENT BIENNIUM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 113 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 131*, entitled, "TO CLASS FUNERAL AND BURIAL PLANS AS TRUST FUNDS AND PROVIDE SAFEGUARDS THEREFOR," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 131 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 153*, entitled, "TO APPROPRIATE $15,000 TO THE STATE ENGINEERING DEPARTMENT FOR A STUDY OF TO DETERMINE THE FEASIBILITY OF DIKING THE EASTERN PART OF THE GREAT SALT LAKE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 153 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 169*, entitled, "TO LIBERALIZE THE OCCUPATIONAL DISEASE ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 169 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 74*, entitled, "TO PERMIT COUNTY RECORDER'S TO USE THE ENTRY NUMBER IN PLACE OF BOOK AND PAGE OF RECORD BOOK IN MAKING INDORSEMENTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 74 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 76*, entitled, "TO DELETE CERTAIN FEES STATUTORILY REQUIRED BY COUNTY RECORDERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 76 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "TO REGULATE PERPETUAL CARE CEMETERIES," and the same is transmitted herewith for the signature of the President."

Respectfully,

RULON J. 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 9, 1955

Mr. President:

I am directed 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*, TO LIBERALIZE WORKMEN'S COMPENSATION BENEFITS, AND INCLUDING AN INCREASE IN THE BASIC MAXIMUM FROM $27.50 A WEEK TO $35, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 78*, entitled, "TO PROVIDE FOR DISCHARGE OF LIENS BY MARGINAL ENTRY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 78 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 17*, TO ENACT AN OIL AND GAS CONSERVATION ACT WITH THE STATE LAND BOARD AS THE CONSERVATION COMMISSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 17 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "LIMITING THE DISCHARGE OF CITY EMPLOYEES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 57 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 101*, "PROVIDING FOR CERTAIN NORMAL SCHOLARSHIPS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 101 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 115*, entitled, "RESTRICTING HIGHWAY BY-PASSING OF TOWNS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 115 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, "EXEMPTING INTERSTATE FREIGHT FROM TAXATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 118 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 119, entitled, "FEES FOR MILITARY FAMILIES AT COLLEGES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 119 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 131*, entitled, "BULLS ON FEDERAL RANGE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 131 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 145*, entitled, "APPROPRIATION TO CAPITOL BUILDING REPAIRS ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 145 was transmitted to the Governor.

March 8, 1955

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. 47*, "LIMITING INDUSTRIAL LOANS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Thorn, the Senate voted to concur with the House amendments of *S. B. No. 47* on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Selvin, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Mabey, Openshaw, Stringham and Woolley.

S. B. No. 47 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 54*, entitled, "NURSERY INDUSTRY CODE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendment to *H. B. No. 71*, TO MAKE TECHNICAL CHANGES IN THE GENERAL DUTIES OF COUNTY RECORDERS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 140*, entitled, "INCREASE UNEMPLOYMENT COMPENSATION PAYMENTS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed to return at your request *H. B. No. 75* for your further re-consideration.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 75 was before the Senate for its re-consideration.

On motion of Senator Davis, *H. B. No. 75* was amended as follows:

On line 5, body of the bill, delete the period after "charge" and insert a comma in its place, and add the following: "and any person copying the same or taking notes therefrom may do so by pencil, typewriter, photostat or microfilm."

H. B. No. 75 then passed on re-consideration on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Kerr, Stringham and Woolley.

H. B. No. 75 was returned to the House.

March 9, 1955

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. 154*, by Messrs. Christensen, Hopkins, E. C. Larsen and Esplin, entitled, "TO EXTEND, FOR EIGHT YEARS, LOCAL SCHOOL DISTRICTS' PERMISSION TO LEVY A 12 MILL TAX FOR SCHOOL BUILDING CONSTRUCTION," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 154 was referred to the Sifting Committee.

March 9, 1955

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. 263*, entitled, "TO PERMIT

PROPERTY OWNERS TO KILL BEAVER WITHOUT A PERMIT FROM JUNE TO SEPTEMBER IF THE BEAVER ARE DAMAGING THE PROPERTY," and the same is returned herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 263 was referred to the Sifting Committee.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Joint Conference Committee Report as of March 9, 1955, *S. B. No. 134*, entitled, "ESTABLISHING VETERANS DAY AND ARBOR DAY," and the same is transmitted herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

CONFERENCE COMMITTEE REPORT

March 9, 1955

Mr. President:

Your Conference Committee, to which was referred *S. B. No. 134*, by Mr. Fowles, entitled, "ESTABLISHING VETERANS DAY AND ARBOR DAY," begs leave to report as follows:

Page 1, line 8. This Committee recommends House amendment be accepted, namely that Arbor Day be the second Monday in April.

Respectfully,
H. ROLAND TIETJEN,
Chairman, Senate Committee

RICHARD C. HOWE,
Chairman, House Committee

Committee report read and adopted.

S. B. No. 134 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen, and Mr. President.

Absent and not voting: Senators Gibson, Kerr, Stringham and Woolley.

S. B. No. 134 was referred to the Committee on Rules to be enrolled and engrossed.

COMMUNICATIONS FROM THE HOUSE

March 9, 1955

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*, entitled, "LIMITING INTERESTS RATES OF FINANCE COMPANIES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Tietjen, the Senate voted to concur with the House amendments of *S. B. No. 124* on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Stringham and Woolley.

S. B. No. 124 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 161*, "REPEALING SALE CATTLE BRUCELLOSIS TEST LAW," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 7th day of March, 1955, approve and transmit to the Secretary of State,

H. B. No. 304, entitled, "APPROPRIATION FOR SHOP BUILDING AT WEBER COLLEGE."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed 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. 139*, PULLORUM DISEASE CONTROL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 139 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 146*, APPROPRIATION FOR CAPITOL ELEC. REPAIRS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 146 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "JUNIOR COLLEGE FEES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 206 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "FEES, INSTITUTIONS OF HIGHER LEARNING," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 207 was transmitted to the Governor.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 225*, entitled, "GOVERNOR'S RESIDENCE."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 300*, entitled, "REVISED STATE BEAR RIVER COMPACT COMMISSION DELEGATION," and requests the Senate to recede from its amendments.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to recede from its amendment.

H. B. No. 300 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Stringham and Woolley.

H. B. No. 300 was returned to the House.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 22*, entitled, "CONDOLENCE TO CHARLES W. ROMNEY AND TO THE FAMILY OF GASKELL ROMNEY," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 22 was read the first time.

On motion of Senator Gronning, the rules were suspended and *H. J. R. No. 22* was read the second and third times and placed on its final passage.

H. J. R. No. 22 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Stringham and Woolley.

H. J. R. No. 22 was returned to the House.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "DUTIES OF COUNTY RECORDERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended and substituted by the House, *S. B. No. 197*, "EX-

EMPTING RAILROAD ENGINES FROM MOTOR FUEL TAX," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Kerr, *S. B. No. 197* was made a Special Order of Business for Thursday, March 10, 1955 at 10:00 A.M.

March 9, 1955

Mr. President:

I am directed 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. 257*, entitled, "TO REDUCE THE MINIMUM SCHOOL FUND OFFSET FOR PAYMENTS RECEIVED BY LOCAL SCHOOL DISTRICTS FROM THE FEDERAL GOVERNMENT IN LIEU OF TAXES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 257 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 129*, "EXTENDING COUNCIL OF DEFENSES LIFE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 129 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 208*, entitled, "PAYMENT OF OCCUPATIONAL DIS-

EASE INSURANCE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 208 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

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. 143*, entitled, "USAC POLICE DEPARTMENT," and the same is returned herewith for further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate voted to concur with the House amendments of *S. B. No. 143* on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hammond, Hopkin, Selvin, Stringham and Woolley.

S. B. No. 143 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 209*, entitled, "PAYMENT OF WORKMEN'S COMPENSATION CONTRIBUTIONS TO STATE INSURANCE FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 209 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

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. 177*, entitled, "APPROPRIATION TO U. OF U. FOR RETIREMENT FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 177 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed 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. 225*, entitled, "TRANSFER GOVERNOR'S RESIDENCE TO HISTORICAL SOCIETY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 225 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 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 63*, by Messrs. Bullen, Hafen and Gibson, entitled, ADMINISTRATION CONVEYANCE RIGHT OF WIDOWS INTEREST, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 63 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 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 95*, by Mr. Hafen, entitled, "TRADE MARKS AND TRADE NAMES CODE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 95 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 110*, by Messrs. Lloyd and Fowles, entitled, PROVIDING WHEN CO-OPERATIVES ARE SUBJECT TO INSURANCE CODE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 110 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 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 92*, by Mr. Lloyd, entitled, "UNFAIR PRACTICES ACT MAKING IT UNLAWFUL TO ADVERTISE OR SELL MERCHANDISE AT LESS THAN COST," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 92 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 93*, by Messrs. Kerr and Thorn, entitled, "MOTOR VEHICLE REGISTRATION," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 93 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 112*, entitled, OUTLAWING TONTINE INSURANCE POLICIES, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 112 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 Hopkin, *S. B. No. 213* was lifted from the table.

On motion of Senator Hopkin, the enacting clause of *S. B. No. 213* was struck.

On motion of Senator Mabey, *S. B. No. 76* was lifted from the table.

On motion of Senator Hopkin, the enacting clause of *S. B. No. 76* was struck.

On motion of Senator Thorn, the rules were suspended and the Senate voted to now consider *H. B. No. 126* on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 126 was read the third time.

On motion of Senator Thorn, *H. B. No. 126* was amended as follows:

On page 3 at line 17 following the word "registration" delete the remainder of the sentence reading "and shall have not less than three years of practical training, all of which shall be after his eighteenth birthday."

Delete all of Section 4 on page 3 beginning with line 20 and substitute the therefor the following:

"Section 4. The examination to be given under the rules and regulations of the Department of Registration shall be divided into written and oral sections. Persons who qualify in Groups F and G shall take an oral examination and exhibit representative completed architectural projects made during the years the applicant has practiced as an architect under the claim of right."

The written examination shall have special reference to the following subjects:

1. site planning
2. designing and construction of buildings and structures
3. professional ethics
4. electrical mechanical engineering
5. selection and strength of materials
6. development of architecture
7. principles of architectural design and aesthetics, structures
8. sanitation and safety
9. building codes
10. supervision of construction
11. writing of specifications
12. cost estimates
13. contract documents
14. practical application of professional work
15. correlation of building construction

Persons who qualify in groups A or B may immediately upon graduation take an examination covering the subjects listed in groups 1 through 8 inclusive. Upon the completion of the practical experience requirement as pro-

vided for persons who qualify in Groups A or B shall be examined upon the subjects listed in Groups 9 through 15.

Persons who qualify in Groups C, D or E shall upon the completion of their practical experience requirements be examined upon the subjects listed in Groups 1 through 15.

On motion of Senator Hafen, *H. B. No. 126* was amended as follows:

Page 5, under section "(e)" delete "2500" and insert "3000".

H. B. No. 126 then passed on the following roll call:

Yeas, 15; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Adams, Clegg, Davis, Day, Fowles, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Anderson, Bullen, Gibson, Gronning, Hopkin and Tietjen.

Absent and not voting: Senators Stringham and Woolley.

H. B. No. 126 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 161 was read the second time.

On motion of Senator Gronning, *H. B. No. 161* was amended as follows:

Page 1, delete line 10.

Page 1, line 6, after the word "Bar" delete all the underlined material.

On motion of Senator Davis, the rules were suspended and *H. B. No. 161* was read the third time and placed on its final passage.

H. B. No. 161 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Stringham and Woolley.

H. B. No. 161 was returned to the House.

H. B. No. 98 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the title of *H. B. No. 98* was amended as follows:

Line 14 of the title, delete the period, insert a semicolon, then add "EMERGENCY CLAUSE."

On motion of Senator Davis, 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:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Anderson, Gibson, Stringham and Woolley.

H. B. No. 98 was returned to the House.

H. J. R. No. 12 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. J. R. No. 12* was read the third time and placed on its final passage.

H. J. R. No. 12 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Stringham and Woolley.

H. J. R. No. 12 was returned to the House.

H. B. No. 223 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 223* was read the third time and placed on its final passage.

H. B. No. 223 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Tietjen and Mr. President.

Absent and not voting: Senators Anderson, Fowles, Selvin, Stringham, Thorn and Woolley.

H. B. No. 223 was returned to the House.

H. B. No. 227 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 227* was read the third time and placed on its final passage.

H. B. No. 227 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Openshaw, Selvin, Stringham and Woolley.

H. B. No. 227 was returned to the House.

H. B. No. 180 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 180* was read the third time and placed on its final passage.

H. B. No. 180 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gronning, Hafen, Hammond, Hopkin, Jenkins, Lloyd, Mabey, Openshaw, Selvin, Thorn and Tietjen.

Absent and not voting: Senators Fowles, Gibson, Kerr, Stringham and Woolley.

H. B. No. 180 was returned to the House.

H. B. No. 94 was read the second time.

On motion of Sentaor Davis, the rules were suspended and *H. B. No. 94* was read the third time and placed on its final passage.

H. B. No. 94 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn and Tietjen.

Absent and not voting: Senators Day, Fowles, Gibson, Stringham, Woolley and Mr. President.

H. B. No. 94 was returned to the House.

H. B. No. 145 was read the second time.

On motion of Senator Gronning, *H. B. No. 145* was amended as follows:

Page 4 after line 22, at the end of the bill, add another paragraph to read as follows:

"(f) Route 257. From Deseret on Route 140 southwesterly via Black Rock to Route 21 at Milford."

On motion of Senator Davis, 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:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Bullen, Clegg, Davis, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, and Thorn.

Absent and not voting: Senators Day, Fowles, Gibson, Hopkin, Stringham, Tietjen, Woolley and Mr. President.

H. B. No. 145 was returned to the House.

H. B. No. 221 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *H. B. No. 221* was read the third time and placed on its final passage.

H. B. No. 221 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Tietjen.

Absent and not voting: Senators Adams, Gibson, Gronning, Selvin, Stringham, Woolley and Mr. President.

H. B. No. 221 was returned to the House.

H. B. No. 105 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 105* was read the third time and placed on its final passage.

H. B. No. 105 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hammond, Jenkins, Kerr, Lloyd, Openshaw, Thorn and Tietjen.

Absent and not voting: Senators Gibson, Gronning, Hafen, Hopkin, Mabey, Selvin, Stringham, Woolley and Mr. President.

H. B. No. 105 was returned to the House.

H. B. No. 250 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 250* was read the third time and placed on its final passage.

H. B. No. 250 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Lloyd, Mabey, Thorn and Tietjen.

Absent and not voting: Senators Adams, Gibson, Hopkin, Kerr, Openshaw, Selvin, Stringham, Woolley and Mr. President.

H. B. No. 250 was returned to the House.

H. B. No. 217 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *H. B. No. 217* was read the third time and placed on its final passage.

H. B. No. 217 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Tietjen.

Absent and not voting: Senators Gibson, Hopkin, Selvin, Stringham, Woolley and Mr. President.

H. B. No. 217 was returned to the House.

H. B. No. 112 was read the second time.

On motion of Senator Davis the rules were suspended and *H. B. No. 112* was read the third time and placed on its final passage.

H. B. No. 112 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gronning, Hafen, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Tietjen.

Absent and not voting: Senators Adams, Davis, Gibson, Hammond, Hopkin, Selvin, Stringham, Woolley and Mr. President.

H. B. No. 112 was returned to the House.

H. B. No. 103 was read the second time.

On motion of Senator Anderson, *H. B. No. 103* was amended as follows:

Page 8, delete lines 9-10.

On motion of Senator Davis, 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:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin, Stringham and Woolley.

H. B. No. 103 was returned to the House.

H. B. No. 101 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, 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:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin, Stringham and Woolley.

H. B. No. 101 was returned to the House.

H. B. No. 301 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 301* was read the third time and placed on its final passage.

H. B. No. 301 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin, Stringham and Woolley.

H. B. No. 301 was returned to the House.

H. B. No. 39 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the enacting clause of *H. B. No. 39* was struck.

H. B. No. 39 was returned to the House.

H. B. No. 287 was read the second time.

On motion of Senator Davis, the rules were suspended and *H. B. No. 287* was read the third time and placed on its final passage.

H. B. No. 287 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Gronning, Hopkin, Selvin, Stringham and Woolley.

H. B. No. 287 was returned to the House.

H. B. No. 63 was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *H. B. No. 63* was read the third time and placed on its final passage.

H. B. No. 63 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Selvin, Stringham and Woolley.

H. B. No. 63 was returned to the House.

On motion of Senator Davis, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 18* was introduced.

S. J. R. No. 18 By Messrs. Davis and Hopkin

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE 31ST LEGISLATURE OF THE STATE OF UTAH MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL AND REQUESTING A REPORT TO THE 32ND LEGISLATURE, was read the first time and referred to the Committee on Rules.

On motion of Senator Davis, *S. J. R. No. 18* was made a Special Order of Business for Thursday, March 10, 1955, at 10:30 A.M.

On motion of Senator Davis S. J. R. Nos. 2, S. B. Nos. 2, 3, 41, 35, 48, 11, 8, 60, 59, H. B. Nos. 240, 58 were lifted from the table.

On motion of Senator Davis the enacting clause on S. J. R. Nos. 2, S. B. Nos. 2, 3, 41, 35, 48, 11, 8, 60, 59, H. B. Nos. 240, 58 were struck.

On motion of Senator Mabey, the Senate adjourned until Thursday, March 10, 1955 at 9:00 A.M.

SIXTIETH DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 10, 1955

The Senate was called to order at 9:00 A.M. President Burton in the chair.

Roll Call – All Senators present except Senators Woolley, Stringham, excused.

Prayer by the Chaplain.

March 10, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to re-consider its action on *H. B. No. 91.*

On motion of Senator Hopkin, the Senate then voted to re-call *H. B. No. 91.*

COMMUNICATIONS FROM THE HOUSE

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House, on reconsideration of *S. B. No. 9*, by a vote of 40 ayes, 18 nays, 2 absent, overrides the Governor's veto "INCREASE POLICE PENSION," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 9 was transmitted to the Secretary of State.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House, on reconsideration of *S. B. No. 6*, by a vote of 40 ayes, 16 nays, 4 absent, overrides the Governor's veto of *S. B. No. 6*, entitled, "TO INCREASE FIREMEN'S PENSION," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 6 was transmitted to the Secretary of State.

March 9, 1955

Mr. President:

I am directed 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. 63*, entitled, "ADMINISTRATION CONVEYANCE RIGHT OF WIDOWS INTEREST," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 63 was transmitted to the Governor.

March 9, 1955

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. 211*, "TO PROVIDE FOR THE ADDITION OF SACCHARINE OR OTHER ARTIFICIAL SWEETENING AGENT TO SPECIAL DIETARY FOODS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendments of *S. B. No. 211* on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Adams, Davis, Jenkins, Openshaw, Selvin, Stringham and Woolley.

S. B. No. 211 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 203*, ENABLING STATE BOARD OF EDUCATION TO QUALIFY FOR AND SECURE FEDERAL AID FOR CONSTRUCTION AND MAINTENANCE OF PUBLIC SCHOOL BUILDINGS, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 203 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 152*, AUTHORIZING FULL PAY FOR GOVERNMENTAL EMPLOYEES ON RESERVE MILITARY ENCAMPMENT, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 152 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

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. 198*, entitled, "MERIT RATING STUDY DISTRICTS FROM SCHOOL FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 198 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 215,* "REMITTANCE FOR UNIFORM SCHOOL FUND," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 215 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 161,* entitled, "UTAH BOARD FOR UNIFORM LEGISLATION," and requests the Senate to recede from its amendments.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to recede from its amendments on *H. B. No. 161.*

H. B. No. 161 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Kerr, Lloyd, Mabey, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Adams, Davis, Jenkins, Openshaw, Selvin, Stringham and Woolley.

H. B. No. 161 was returned to the House.

March 10, 1955

Mr. President:

I am directed 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. 22,* entitled, "RESOLUTION OF CONDOLENCE TO CHARLES

W. ROMNEY FAMILY," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 22 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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. 262*, entitled, "TO IMPOSE THE OCCUPATION TAX TO OIL AND GAS WELLS AND TO TUNGSTEN AND URANIUM MINES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 262 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1955

Mr. President:

I am directed 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*, entitled, "RELATING TO MEAT INSPECTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 9, 1955

Mr. President:

I am directed 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. 300, entitled, "AMENDING SECTION 4 OF THE BEAR RIVER COMPACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 300 was signed by the President in open session in the presence of the Senate and was returned to the House for tranmission to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 23,* "A RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH TO EXPRESS APPRECIATION AND COMMENDATION CONCERNING THE OFFICIAL DINNER PARTY AND DANCE OF THE 31ST UTAH LEGISLATURE," and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 23 was read the first time.

On motion of Senator Kerr, the rules were suspended and *H. J. R. No. 23* was read the second and third times and placed on its final passage.

H. J. R. No. 23 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Stringham and Woolley.

H. J. R. No. 23 was returned to the House.

March 10, 1955

Mr. President:

I am directed 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,* entitled, "UNFAIR PRACTICES ACT MAKING IT UNLAW-

FUL TO ADVERTISE OR SELL MERCHANDISE AT LESS THAN COST," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 92 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 110*, entitled, "PROVIDING WHEN CO-OPERTIVES ARE SUBJECT TO INSURANCE CODE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 110 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 95*, entitled, "TRADE MARKS AND TRADE NAMES CODE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 95 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 141*, entitled, "PERMITTING PURCHASE OF TEACHERS SERVICE CREDIT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 141 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

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. 186*, entitled, "CONSIDERING SPOUSE INCOME IN TEACHER RETIREMENT," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 186 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 75*, "COPYING PAPERS IN COUNTY RECORDERS FILE."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 103*, "MEDICAL FACILITIES SURVEY, APPROPRIATION."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this

day concurred in Senate amendments to *H. B. No. 98*, "TRUSTEE VOTES FOR IMPROVEMENT DISTRICTS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to return to your Honorable Body *H. B. No. 91*, "TO PROVIDE FOR A DIRECTOR OF THE STATE LAND BOARD WITH A SIX YEAR TENURE OF OFFICE AND $6,000 A YEAR SALARY," for your reconsideration as requested by you.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, *H. B. No. 91* was made a Special Order of Business for 2:15 P.M.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "MOTOR VEHICLE REGISTRATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 93 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 112*, "OUTLAWING TONTINE INSURANCE POLICIES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 112 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 171*, entitled, "INCREASING SUPREME COURT JUSTICES' SALARIES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *H. B. No. 126*, entitled, "TO DEFINE MORE FULLY THE PRACTICE OF ARCHITECTURE, ARCHITECT REQUIREMENTS AND UNPROFESSIONAL CONDUCT BY ARCHITECTS.'

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 94*, TO PERMIT DRAINAGE DISTRICTS TO ASSESS COUNTIES, MUNICIPALITIES, OR RAILROADS WHOSE RIGHTS-OF-WAY ARE BENEFITED BY EXISTING DRAINAGE PROJECTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 94 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

March 9, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 46*, by Messrs. Day, Fowles and Hafen, entitled, "INCREASING MAXIMUM SMALL LOANS," to be engrossed, has been examined by this Committee who has

carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. B. No. 46 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 200*, by Messrs. Stringham, Gibson and Mabey, entitled, PERMITTING LIQUOR SALES TO INDIANS, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 200 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 107*, by Messrs. Tietjen, Fowles and Davis, entitled, "PERTAINING TO PARTICIPATING LIFE INSURANCE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Communication filed.

S. B. No. 107 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred S. *B. No. 179*, by Messrs. Hopkin and Hammond, entitled, "EXCLUDING ASSISTANT CHIEF OF POLICE FROM CIVIL SERVICE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 179 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred S. *B. No. 129*, by Mr. Davis, entitled, "EXTENDING COUNCIL OF DEFENSES LIFE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 129 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred S. *B. No. 215*, by Messrs. Clegg and Kerr, entitled, REMITTANCE FOR UNIFORM SCHOOL FUND, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 215 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 134*, by Mr. Fowles, entitled, "ESTABLISHING VETERANS' DAY," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 134 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 47*, by Messrs. Day, Fowles and Hafen, entitled, LIMITING INDUSTRIAL LOANS, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 47 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 135*, by Mr. Kerr, entitled, "RATIFYING COLUMBIA RIVER COMPACT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 135 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Appropriations Committee reports out *S. B. Nos. 122, 123, 128, 136, 142, 159, 102 and 117,* and recommends that the enacting clause be struck.

Respectfully,

FRANK M. OPENSHAW,
Chairman

Report adopted and filed.

On motion of Senator Openshaw, the enacting clause was struck on the above listed Senate Bills.

REPORTS OF SPECIAL COMMITTEES

March 10, 1955

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 139, 154, 92, 141, 229, 230.

Respectfully,

ORVAL HAFEN,
Chairman

Committee report read and adopted.

March 10, 1955

Mr. President:

Your Sifting Committee reports out Senate bills as per list attached and recommends that the enacting clause be struck.

Respectfully,

ORVAL HAFEN,
Chairman

SENATE BILLS

S. C. R. Nos. 3, 4, 5,

S. J. R. Nos. 9, 10, 11, 13,

S. B. Nos. 5, 7, 20, 21, 24, 31, 32, 38, 40, 44, 49, 52, 62, 65, 66, 69, 70, 72, 74, 78, 83, 84, 87, 88, 90, 91, 94, 96, 99, 100, 103, 104, 108, 109, 111, 113, 114, 120, 121, 125, 126, 137, 138, 144, 147, 149, 150, 154, 155, 156, 158, 162, 163, 164, 165, 166, 167, 168, 169, 172, 173,

176, 180, 181, 182, 184, 187, 188, 189, 191, 193, 196, 199, 201, 204, 205, 212, 214.

Report adopted and filed.

On motion of Senator Hafen, the enacting clause was struck on the above listed Senate Bills.

March 10, 1955

Mr. President:

Your Sifting Committee reports out House bills as per list attached and recommends that the enacting clause be struck.

Respectfully,

ORVAL HAFEN,
Chairman

HOUSE BILLS

H. J. R. Nos. 3, 5, 9

H. B. Nos. 6, 7, 47, 52, 53, 133, 181, 182, 224, 263, 273, 290, 297.

Report adopted and filed.

On motion of Senator Hafen, the enacting clause was struck on the above listed House Bills and returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 139 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 139* was amended as follows:

Page 1, lines 5-8-11, delete "one" and insert "two."

Page 1, delete all underlined material after line 11.

On motion of Senator Hafen, the title of *H. B. No. 139* was amended as follows:

Line five of the title, delete "ONE" and insert "TWO."

On motion of Senator Day, the rules were suspended and *H. B. No. 139* was read the third time and placed on its final passage.

H. B. No. 139 then passed on the following roll call:

Yeas, 12; Nays, 5; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Clegg, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Thorn and Tietjen.

Those voting in the negative were: Senators Bullen, Day, Gibson, Lloyd and Mr. President.

Absent and not voting: Senators Adams, Davis, Openshaw, Selvin, Stringham and Woolley.

H. B. No. 139 was returned to the House.

H. B. No. 154 was read the second time.

On motion of Senator Gibson, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd and Mr. E. Allen Bateman appeared before the Committee of the Whole.

On motion of Senator Gibson, the Committee of the Whole was dissolved.

On motion of Senator Day, the rules were suspended and *H. B. No. 154* was read the third time and placed on its final passage.

H. B. No. 154 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, (explained vote), Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Gibson and Hopkin.

Absent and not voting: Senators Davis, Selvin, Stringham and Woolley.

H. B. No. 154 was returned to the House.

SPECIAL ORDER

S. J. R. No. 18, being a Special Order of Business, was before the Senate.

S. J. R. No. 18 was read the second time.

On motion of Senator Hopkin, the rules were suspended and *S. J. R. No. 18* was read the third time and placed on its final passage.

S. J. R. No. 18 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day, Gibson, Gronning, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Hafen, Selvin, Stringham, Tietjen and Woolley.

S. J. R. No. 18 was transmitted to the House.

On motion of Senator Kerr, the Senate voted to re-consider its action on *H. B. No. 154.*

H. B. No. 154 was before the Senate for its re-consideration.

On motion of Senator Kerr, *H. B. No. 154* was amended as follows:

Page 1, following the House amendment on line 6 after the word "Session" insert "But shall not be in addition to authority granted to levy as provided by H. B. No. 54 of the 31st Legislature".

H. B. No. 154 then passed on re-consideration on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Day (explained vote), Fowles, Gronning, Hafen, Hammond, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Thorn, Tietjen and Mr. President.

Those voting in the negative were: Senators Gibson and Hopkin.

Absent and not voting: Senators Clegg, Selvin, Stringham and Mr. President.

H. B. No. 154 was returned to the House.

H. B. No. 92 was read the second time.

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 failed to pass on Third Reading on the following roll call:

Yeas, 8; Nays, 11; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Clegg, Gronning, Hafen, Hammond, Kerr, Selvin and Thorn.

Those voting in the negative were: Senators Adams, Bullen, Davis, Day, Fowles, Gibson, Hopkin, Jenkins, Lloyd, Openshaw and Mr. President.

Absent and not voting: Senators Mabey, Stringham, Tietjen and Woolley.

H. B. No. 92 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:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Hafen, Hammond, Jenkins, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gronning, Hopkin, Kerr, Lloyd, Stringham and Woolley.

H. B. No. 141 was returned to the House.

SPECIAL ORDER

S. B. No. 197, being a Special Order of Business, was before the Senate for its consideration.

On motion of Senator Hafen, the Senate voted to concur in the House amendments on *S. B. No. 197*.

S. B. No. 197 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Bullen, Clegg, Davis, Fowles, Gronning, Hafen, Hammond, Hopkin (explained vote), Jenkins, Kerr, Lloyd, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Day, Mabey, Stringham and Woolley.

S. B. No. 197 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Hopkin, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE GOVERNOR

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. C. R. No. 11*, by Messrs. Thorn and Openshaw, entitled ESTABLISHING A STATE OFFICE BUILDING COMMISSION, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 61*, by Mr. Davis, entitled PERMITTING CITIES TO EMPLOY NON-RESIDENTS (SAME AS H. B. No. 79), and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 82*, by Messrs. Woolley and Fowles, entitled LIQUOR LICENSES MAY BE SOLD TO AIRLINES, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 86*, by Messrs. Day and Anderson, entitled FIELD MEETS WHERE DOGS ARE PERMITTED TO WORK, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 115*, by Mr. Hafen, entitled RESTRICTING HIGHWAY BY-PASSING OF TOWNS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 118*, by Messrs. Fowles and Tietjen, entitled EXEMPTING INTERSTATE FREIGHT FROM TAXATION, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

March 10, 1955

Mr. President:

I am directed to inform you that the House would like to have *S. B. No. 171* for reconsideration.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Thorn the Senate voted to accede to the above request.

March 10, 1955

Mr. President:

I am directed 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. 105*, entitled, "TO PROVIDE FOR THE SALE OF NARCOTIC DRUGS UPON ORAL PRESCRIPTION IN PURSUANCE TO FEDERAL REGULATIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 105 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

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. 132*, entitled, "WATER APPROPRIATION," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Thorn, the Senate voted to concur in the House amendments on *S. B. No. 132*.

S. B. No. 132 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Day, Gibson, Jenkins, Lloyd, Openshaw, Stringham and Woolley.

S. B. No. 132 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

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. 73*, entitled, "TELEVISION AND RADIO REPAIRMEN'S CODE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 73 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed 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. 107*, entitled, "PERTAINING TO PARTICIPATING LIFE INSURANCE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 107 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 200*, "PERMITTING LIQUOR SALES TO INDIANS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S .B. No. 200 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 46*, "INCREASING MAXIMUM SMALL LOANS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 46 was transmitted to the Governor.

March 10, 1955

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. 151*, "CENSORING COMIC BOOKS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 151 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 174*, "AMENDING INSANITY GROUNDS FOR NARCOTIC VIOLATIONS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 174 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

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. 81*, "COMPEN-

SATION OF DISTRICT COURT JUDGES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendment on *S. B. No. 81*.

S. B. No. 81 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Gronning, Hafen, Openshaw, Stringham and Woolley.

S. B. No. 81 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

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. 8*, entitled, "COMPLIMENTING FEDERAL GOVERNMENT FOR EQUAL RIGHTS PROGRAM," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Davis, the Senate voted to concur with the House amendment on *S. J. R. No. 8*.

S. J. R. No. 8 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Davis, Day, Fowles, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Gronning, Hafen, Openshaw, Stringham and Woolley.

S. J. R. No. 8 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, on reconsideration, *S. B. No. 171*, "INCREASING SUPREME COURT JUSTICES' SALARIES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 171 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 105*, entitled, "INCREASE NUMBER OF DISTRICT JUDGES," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "TO ENACT A 'UTAH STATE HOSPITAL AND MEDICAL FACILITIES SURVEY AND CONSTRUCTION ACT' WITH A $25,000 APPROPRIATION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 112, entitled, "AUTHORIZING AGRICULTURE INSPECTOR TO SPECIFY TIME IN WHICH DESTRUCTION OR TREATMENT OF INFECTED TREES IS TO BE DONE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 112 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 180*, entitled, "TO PROVIDE SPECIAL AUTOMOBILE LICENSE PLATES FOR AMATEUR RADIO OPERATORS WHO ASSIST IN CIVIL DEFENSE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 180 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "TO CHANGE DESIGNATION OF SEVERAL ROADS ON THE STATE HIGHWAY SYSTEM," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 223*, entitled, "TO PERMIT COUNTY COMMISSIONERS OR

THE STATE ROAD COMMISSION TO PURCHASE PROPERTY FROM POLITICAL SUBDIVISIONS FOR EXCHANGE FOR OTHER REAL PROPERTY TO BE USED IN CONSTRUCTION OR OPERATION OF STATE ROADS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 223 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 18*, entitled, "A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE 31ST LEGISLATURE OF THE STATE OF UTAH MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL AND REQUESTING A REPORT TO THE 32ND LEGISLATURE," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 18 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

I am directed 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. 129*, "EXTENDING COUNCIL OF DEFENSES LIFE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 129 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 215, "REMITTANCE FOR UNIFORM SCHOOL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 215 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 179*, "EXCLUDING ASSISTANT CHIEF OF POLICE FROM CIVIL SERVICE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 179 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 12*, entitled, "MEMORIALIZING THE FEDERAL GOVERNMENT AND THE MILITARY AUTHORITIES TO ASSURE FAIR TRIALS FOR U. S. SERVICEMEN WHO COMMIT OFFENSES ON FOREIGN SOIL," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 12 was signed by the President in open session in the persence of the Senate and was returned to the House for transmission to the Secretary of State.

March 10, 1955

Mr. President:

I am directed 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. 75*, entitled, "TO REMOVE CERTAIN RESTRICTIONS UPON

COPYING PAPERS ON FILE IN THE COUNTY RECORDERS OFFICE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 75 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 139*, entitled, "TO REDUCE THE EVAPORATION ALLOWANCE TO GASOLINE DISTRIBUTORS FOR TAX PURPOSES FROM 3 PER CENT TO 2 PER CENT," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 139 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "TO PERMIT INSTITUTIONS OF HIGHER LEARNING TO ASSIST FACULTY MEMBERS OF LESSER SENIORITY TO PURCHASE OLD-AGE ANNUITIES," which has been signed by the Speaker of the House, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State,

H. B. No. 214, entitled, "REWRITE UTAH INDIVIDUAL INCOME TAX (SAME AS S. B. 88)."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 215*, entitled, "STANDARD STATE INCOME TAX DEDUCTION (SAME AS S. B. 87)."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 225*, entitled, "TRANSFER GOVERNOR'S RESIDENCE TO HISTORICAL SOCIETY."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "ESTABLISHING VETERANS' DAY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 134 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 47*, entitled, "LIMITING INDUSTRIAL LOANS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 47 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 135*, entitled, "RATIFYING COLUMBIA RIVER COMPACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 135 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 301*, entitled, "AN ACT APPROPRIATING $28,400.00 FOR THE ADMINISTRATION OF THE UTAH WATER AND POWER BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 301 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 287*, TO AUTHORIZE THE STATE WELFARE COMMISSION

TO COOPERATE WITH THE SECRETARY OF INTERIOR AND THE INDIAN TRIBES IN DEVELOPING PLAN FOR ORDERLY TERMINATION OF FEDERAL SUPERVISION OVER INDIAN AFFAIRS, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 287 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 217*, entitled, "TO STRENGTHEN PENALTIES FOR VIOLATION OF THE UNIFORM NARCOTIC DRUG ACT, INCLUDING POSSIBLE DEATH PENALTY UPON A SECOND CONVICTION FOR SELLING TO A MINOR," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 217 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "TO PROVIDE A METHOD FOR ALLOCATION OF UNIFORM SCHOOL FUNDS BETWEEN THE START OF THE FISCAL YEAR AND THE TIME ATTENDANCE FOR THE NEXT SCHOOL YEAR CAN BE DETERMINED," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 10, 1955

Mr. President:

I am directed 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. 23*, entitled, "A RESOLUTION OF APPRECIATION AND COMMENDATION CONCERNING THE OFFICIAL DINNER PARTY AND DANCE OF THE 31ST LEGISLATURE," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. 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 Secretary of State.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 250*, entitled, "TO TRANSFER THE FORMER PRESIDENT'S HOME AT WEBER COLLEGE TO THE UTAH COMMISSION FOR THE BLIND," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 250 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

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. 89*, entitled, "ELECTRICAL ADVISORY COMMITTEE; LICENSING OF ELECTRICAL WORKERS," and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 89 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 177*, by Messrs. Davis and Hammond, entitled, APPROPRIATION TO U OF U FOR RETIREMENT FUND, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 177 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 81*, by Mr. Day, entitled, COMPENSATION OF DISTRICT COURT JUDGES, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 81 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 198*, by Mr. Davis, entitled, MERIT RATING STUDY DISTRICTS FROM SCHOOL FUND, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 198 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 8*, by Messrs. Selvin, Davis and Clegg, entitled, "CONGRATULATING PRESIDENT EISENHOWER ON EQUAL RIGHTS OF CITIZENS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. J. R. No. 8 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 141*, by Messrs. Mabey and Selvin, entitled, PERMITTING PURCHASE OF TEACHERS SERVICE CREDIT, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 141 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 127*, by Mr. Hafen, entitled, "REVENUE BONDS FOR JUNIOR COLLEGES IMPROVEMENTS," to be engrossed, has been examined by this Committee who has

carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 127 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 208*, by Messrs. Openshaw and Gibson, entitled, "PAYMENT OF OCCUPATIONAL DISEASE INSURANCE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 208 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 124*, by Messrs. Davis, Bullen and Adams, entitled, "LIMITING INTERESTS RATES OF FINANCE COMPANIES," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 124 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 18*, by Messrs. Davis and Hopkin, entitled, "A JOINT RESOLUTION MAKING ASSIGNMENTS TO STUDY UTAH LEGISLATIVE COUNCIL," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. J. R. 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.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 73*, by Messrs. Day, et al, entitled, TELEVISION AND RADIO REPAIRMEN'S CODE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 73 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 211*, by Mr. Mabey, entitled, TO PROVIDE FOR THE ADDITION OF SACCHARINE TO SPECIAL DIETARY FOODS, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 211 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 174*, by Mr. Gibson, entitled, "AMENDING INSANITY GROUNDS FOR NARCOTIC VIOLATIONS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 174 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 152*, by Messrs. Hammond, Tietjen and Fowles, entitled, "AUTHORIZING FULL PAY FOR GOVERNMENTAL EMPLOYEES ON RESERVE MILITARY ENCAMPMENT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 152 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 203*, by Messrs. Mabey, Jenkins and Clegg, entitled, "TO QUALIFY FOR FEDERAL SCHOOL BUILDING AID," to be engrossed, has been examined by this

Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 203 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 171*, by Messrs. Day, Hafen and Fowles, entitled, INCREASING SUPREME COURT JUSTICES' SALARIES to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 171 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 186*, by Messrs. Mabey and Bullen, entitled, CONSIDERING SPOUSE INCOME IN TEACHER RETIREMENT, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 209*, by Messrs. Openshaw and Gibson, entitled, WORKMEN'S COMPENSATION INS. PAYMENTS BY STATE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

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 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 197*, by Messrs. Thorn and Hafen, entitled, EXEMPTING RAILROAD ENGINES FROM MOTOR FUEL TAX, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 197 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 132*, by Messrs. Stringham and Hopkin, entitled, "WATER APPROPRIATION," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 132 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee oin Rules to which was referred *S. B. No. 151*, by Messrs. Gibson and Hafen, "CENSORING COMIC BOOKS," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrosed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 151 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 143*, by Messrs. Bullen and Anderson, entitled, "USAC POLICE DEPARTMENT," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 143 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 89*, by Messrs. Day, Fowles and Tietjen, entitled, ELECTRICAL ADVISORY COMMITTEE, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. B. No. 89 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 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 169*, entitled, "TO LIBERALIZE THE OCCUPATIONAL DISEASE ACT."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 113*, entitled, "APPROPRIATING TO THE BOARD OF CORRECTIONS THE SUM OF $200,000.00 TO DEFRAY COSTS OF OPERATING THE STATE PRISON FOR THE REMAINDER OF THE PRESENT BIENNIUM."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 117*, CREATION OF IMPROVEMENT, ETC. DISTRICTS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 187*, PORTRAIT OF GOVERNOR APPROPRIATION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 161*, "TO COMPRISE THE UTAH BOARD OF COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION OR THE ATTORNEY GENERAL AND TWO STATE BAR MEMBERS APPOINTED BY THE GOVERNOR," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 161 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 106*, entitled, "TO LIBERALIZE WORKMEN'S COMPENSATION BENEFITS, AND INCLUDING AN INCREASE IN THE BASIC MAXIMUM FROM $27.50 A WEEK TO $35."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 63*, TO PERMIT CITIES TO VACATE, NARROW OR RENAME STREETS AND ALLEYS EITHER UPON PETITION OR WITHOUT PETITION OF RESIDENTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 63 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 154*, "TO EXTEND, FOR EIGHT YEARS, LOCAL SCHOOL DISTRICTS' PERMISSION TO LEVY A 12 MILL TAX FOR SCHOOL BUILDING CONSTRUCTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 154 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 227*, "APPROPRIATE $50,000 TO THE UTAH WATER AND POWER BOARD FOR EXPENSES IN LITIGATING WATER RIGHTS IN INTERSTATE STREAMS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 227 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "TO PERMIT IMPROVEMENT DISTRICTS TO GIVE THEIR TRUSTEES PROPORTIONAL VOTES BASED UPON THE ASSESSED VALUATIONS REPRESENTED, AND TO AUTHORIZE PARTICIPATING MUNICIPALITIES TO IMPOSE SERVICE CHARGES," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 10, 1955

Mr. President:

I am directed 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. 221*, entitled, "TO REQUIRE ALL DRIVERS, INCLUDING 'GRAND DADDY' LICENSE HOLDERS, TO TAKE EYE EXAMINATIONS EVERY FIVE YEARS," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 221 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 18*, entitled, A JOINT RESOLUTION MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 18 was transmitted to the Secretary of State.

March 10, 1955

Mr. President:

I am directed 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. 73*, entitled, "TELEVISION AND RADIO REPAIRMEN'S CODE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 73 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 81*, entitled, "COMPENSATION OF DISTRICT COURT JUDGES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 81 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 89*, ELECTRICAL ADVISORY COMMITTEE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 89 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 124*, entitled, "LIMITING INTEREST RATES OF FINANCE COMPANIES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 124 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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, entitled, "REVENUE BONDS FOR JR. COLLEGES IMPROVEMENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 127 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 132*, entitled, "WATER APPROPRIATIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 132 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 141*, entitled, "PERMITTING PURCHASE OF TEACHERS SERVICE CREDIT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 141 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 143*, USAC POLICE DEPT., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 143 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, CENSORING COMIC BOOKS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 151 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, AUTHORIZING FULL PAY FOR GOVERNMENTAL EMPLOYEES ON RESERVE MILITARY ENCAMPMENT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 152 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 171*, INCREASING SUPREME COURT JUSTICES' SALARIES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 171 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 177, entitled, APPROPRIATION TO U OF U FOR RETIREMENT FUND, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 177 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, CONSIDERING SPOUSE INCOME IN TEACHER RETIREMENT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 186 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "EXEMPTING RAILROAD ENGINES FROM MOTOR FUEL TAX," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 197 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 198*, entitled, "MERIT RATING STUDY DISTRICTS FROM SCHOOL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 198 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 203*, TO QUALIFY FOR FEDERAL SCHOOL BUILDING AID, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 203 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, PAYMENT OF OCCUPATIONAL DISEASE INSURANCE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 208 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, entitled, "WORKMEN'S COMPENSATION INS. PAYMENTS BY STATE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 209 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 211, USE OF SACCHARINE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 211 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 174*, RELATING TO INSANITY AS GROUNDS FOR DIVORCE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 174 was transmitted to the Governor.

March 10, 1955

Mr. President:

I am directed 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. 8*, RE-AFFIRMING EQUAL RIGHTS, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. J. R. No. 8 was transmitted to the Secretary of State.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 229 was read the seond time.

On motion of Senator Day, the rules were suspended and *H. B. No. 229* was read the third time and placed on its final passage.

H. B. No. 229 then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Fowles, Gronning, Hafen, Hammond, Hopkin, Kerr, Mabey, Selvin, Thorn and Tietjen.

Voting in the negative was Mr. President.

Absent and not voting: Senators Day, Gibson, Jenkins, Lloyd, Openshaw, Stringham and Woolley.

H. B. No. 229 was returned to the House.

H. B. No. 230 was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 230* was read the third time and placed on its final passage.

H. B. No. 230 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning (explained vote), Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Fowles, Lloyd, Openshaw, Stringham and Woolley.

H. B. No. 230 was returned to the House.

SPECIAL ORDER

H. B. No. 91, being a Special Order of Business, was before the Senate for re-consideration.

On motion of Senator Hopkin, *H. B. No. 91* was amended as follows:

Page 1, line 2, after the word "director" insert "for a six-year term, or until his successor has been appointed and qualified."

Page 1, line 11, after the word "determined" insert "by the legislature", then delete "Board of Examiners and State Land Board."

Page 1-2, beginning with page 1, line 17, insert the following:

Section 2. Section 67-8-9, Utah Code Annotated 1953, as amended

by Chapter 126, Laws of Utah 1953, is amended to read:

67-8-9. On and after the first day of July, 1953, the salaries of the hereinafter designated state officers shall be as follows: Building commission superintendent of construction, $6,000 per year; state fish and

game director, $6,000 per year; members of industrial commission, $6,000 per year each; state engineer, $6,000 per year; members of the commission of finance, $6,000 per year each; members of the tax commission, $6,000 per year each; members of the public welfare commission, $6,000 per year each; members of the business regulation commission, $6,000 per year each; bank commissioner, $6,000 per year; members of the liquor control commission, $6,000 per year each; members of the state board of agriculture, $6,000 per year each; members of the engineering commission, $6,000 per year each; director of the state land board ,$6,000 per year.

H. B. No. 91 then passed on re-consideration on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Mabey, Selvin, Thorn and Tietjen.

Voting in the negative was Mr. President.

Absent and not voting: Senators Fowles, Lloyd, Openshaw, Stringham and Woolley.

H. B. No. 91 was returned to the House.

On motion of Senator Kerr, the Senate voted to suspend the rules and, with unanimous consent, *S. R. No. 5* was introduced.

INTRODUCTION OF BILLS

S. R. No. 5 By Messrs. Kerr and Day

A RESOLUTION OF THE SENATE OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH URGING CONGRESS TO HAVE THE AREA AT PROMONTORY SUMMIT, UTAH, WHERE THE TWO RAILROADS JOINED MADE NATIONAL MONUMENT, was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. R. No. 5* was read the second and third times and placed on its final passage.

S. R. No. 5 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hafen, Hammond, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Thorn, Tietjen and Mr. President.

Absent and not voting: Senators Gibson, Stringham and Woolley.

S. R. No. 5 was referred to the Committee on Rules to be enrolled and engrossed.

March 10, 1955

Mr. President:

Your Committee on Rules to which was referred *S. R. No. 5*, by Messrs. Kerr and Day, entitled, "RESOLUTION URGING NATIONAL MONUMENT AT PROMONTORY SUMMIT," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
Chairman

Committee report read and adopted.

S. R. No. 5 was signed by the President in open session in the presence of the Senate and was transmitted to the Secretary of State.

On motion of Senator Day, the Senate voted that the Secretary of the Senate be authorized to sign the following letter and send to Mr. N. G. Morgan, Sr., Salt Lake City, Utah.

March 10, 1955

Mr. N. G. Morgan, Sr.,
Chairman, "Know Your Utah Year",
Walker Bank Building
Salt Lake City, Utah.

Dear Mr. Morgan:

The Utah Senate today passed a motion approving and directing that I send you this letter endorsing your plan for the "Know Your Utah Year". The Senate, by this motion, invites the people of the State of Utah to support the National Society of Sons of Utah Pioneers and your committee in the effort to awaken the people of Utah and elsewhere to the history of Utah, and to stimulate interest in local community history.

Your aim to alert the school child, the church congregation, the Parent-Teacher Association, the service club, municipal officers, family groups and communities to the historical spots, and which through acquainting Utahns

with the facts of local history, will do much to bring and keep tourists here. Your timely action is fully endorsed by the motion passed today.

Verly truly yours,

QUAYLE CANNON, JR.
Secretary of the Senate

COMMUNICATIONS FROM THE GOVERNOR

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 200*, by Messrs. Stringham, Gibson and Mabey, entitled PERMITTING LIQUOR SALES TO INDIANS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 139*, by Messrs. Anderson, Tietjen and Hafen, entitled PULLORUM DISEASE CONTROL, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 101*, by Messrs.

Clegg, Jenkins and Gronning, entitled PROVIDING FOR CERTAIN NORMAL SCHOLARSHIPS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 145*, by Messrs. Thorn and Mabey, entitled APPROPRIATIONS TO CAPITOL BLDG. REPAIRS ACCT., and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 146*, by Messrs. Thorn and Mabey, entitled APPROPRIATION FOR CAPITOL ELEC. REPAIRS, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 206*, by Messrs.

Clegg, Jenkins and Openshaw, entitled JUNIOR COLLEGE FEES, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 207*, by Messrs. Clegg, Jenkins and Openshaw, entitled FEES, INSTITUTIONS OF HIGHER LEARNING, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 119*, by Messrs. Selvin and Mabey, entitled FEES FOR MILITARY FAMILIES AT COLLEGES, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that on March 10 I signed *S. B. No. 131*, by Messrs.

Anderson, Hopkin and Bullen, entitled BULLS ON FEDERAL RANGE, and have transmitted it to the Secretary of State.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

House notified of Governor's action.

COMMUNICATIONS FROM THE HOUSE

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has struck the enacting clause on the following bills:

S. J. R. 1

S. J. R. 14

Senate Bills 79, 140, 148, 153, 157, 183, 185, 190, 210

Respectfully yours,

RULON J. LARSEN,
Chief Clerk

Communication filed.

The above listed bills were filed.

March 10, 1955

Mr. President:

I am directed 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. 229*, "TO APPROPRIATE $45,000 FOR PSYCHIATRIC AND MENTAL HEALTH PROGRAM AT THE STATE PRISON," and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 229 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed 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*, TO PROVIDE FOR A DIRECTOR OF THE STATE LAND BOARD WITH A SIX YEAR TENURE OF OFFICE AND $6,000 A YEAR SALARY, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. 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 10, 1955

Mr. President:

I am directed 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. 230*, TO AUTHORIZE AND DIRECT THE GOVERNOR TO EXECUTE AN INTERSTATE COMPACT ON JUVENILES, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 230 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 105*, entitled, "TO PROVIDE FOR THE SALE OF NARCOTIC DRUGS UPON ORAL PRESCRIPTION IN PURSUANCE TO FEDERAL REGULATIONS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 152*, RAISING FEE TO RECORD BRANDS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 300*, entitled, AMENDING SECTION 4 OF THE BEAR RIVER COMPACT.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 212*, entitled RAISING SHEEP TAX LEVY.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 38*, entitled, TO PERMIT THE UTAH LIQUOR CONTROL COMMISSION TO SELL CONFISCATED LIQUOR WHICH MEETS PURITY STANDARDS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 71*, entitled, DUTIES OF COUNTY RECORDERS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 74*, entitled, TO PERMIT COUNTY RECORDERS TO USE THE ENTRY NUMBER IN PLACE OF BOOK AND PAGE OF RECORD BOOK IN MAKING INDORSEMENTS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 76*, entitled, TO DELETE CERTAIN FEES STATUTORILY REQUIRED BY COUNTY RECORDERS.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 78, entitled*, TO PROVIDE FOR DISCHARGE OF LIENS BY MARGINAL ENTRY.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 66*, entitled, PROVIDING FOR A LOCAL GOVERNMENT SURVEY-APPROPRIATION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 131*, entitled, TO CLASS FUNERAL AND BURIAL PLANS AS TRUST FUNDS AND PROVIDE SAFEGUARDS THEREFOR.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 266*, entitled, TO REGULATE PERPETUAL CARE CEMETERIES.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 302*, entitled, "APPROPRIATIONS TO BOARD OF EXAMINERS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 13,* entitled, TO CONFORM WITH "UNIFORM MOTOR VEHICLE CODE."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 100,* entitled, AUTHORIZING PURCHASE OF MORE CAMPUS AT WEBER COLLEGE.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 254,* entitled, RETIREMENT CREDIT FOR PAROCHIAL SCHOOL EMPLOYEES.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1955, approve and transmit to the Secretary of State, *H. B. No. 264,* entitled, EXEMPTING DISPLAY GOODS FROM USE TAX.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

March 10, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 8th day of March, approve and transmit to the Secretary of State, *H. B. No. 303*, entitled, "APPROPRIATIONS FOR SETTLEMENT OF SPECIAL CLAIMS."

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Bullen, the Senate voted that all senators be furnished copies of the Utah Code Annotated Pocket Supplement for 1955.

On motion of Senator Davis, the subject of bi-ennial reports of the departments of the State of Utah, their cost, contents, purpose, usefulness, and their desirability, together with recommendations thereon to improve, eliminate, or alter the type now being printed be included in the studies of the Legislative Council during the next bi-ennium.

On motion of Senator Davis, the Senate recessed.

The Senate re-assembled.

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

On motion of Senator Mabey, the Senate resolved itself into Regular Session.

Senator Mabey moved that the Senate do advise and consent to the following appointments:

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

J. H. Crofts, Richfield, for six-year term beginning March 1, 1955, and ending March 1, 1961.

MEMBERS, INSTITUTE OF FINE ARTS:

Mrs. Ellis W. Barker, Salt Lake City

Theodore L. Cannon, Salt Lake City

Everett Thorpe, Logan

Mrs. A. L. Beeley, Salt Lake City

Alice Morrey Bailey, Salt Lake City

Mrs. Harold Christensen, Springville

All for four-year terms beginning June 30, 1955, and ending June 30, 1959.

COMMISSIONERS, STATE TAX COMMISSION:

Allan M. Lipman (R), Salt Lake City

Selvoy J. Boyer (D), Springville

Both for four-year terms beginning March 1, 1955 and ending March 1, 1959.

MEMBERS, HISTORICAL SOCIETY BOARD OF CONTROL

Levi Edgar Young, Salt Lake City

Charles R. Mabey, Bountiful

Louis Buchman, Salt Lake City

George F. Egan, Salt Lake City

William F. McCrea, Ogden

MEMBERS, UNIVERSITY OF UTAH BOARD OF REGENTS:

Orrice C. McShane, Richfield

Richard L. Evans, Salt Lake City

Spencer S. Eccles, Ogden

Clarence Bamberger, Salt Lake City

Thorpe B. Isaacson, Salt Lake City

Doctor George M. Fister, Ogden

All for four-year terms beginning July 1, 1955 and ending July 1, 1959.

MEMBERS, STATE FAIR ASSOCIATION:

District	Party	Name and Address
1	R	Mrs. E. A. Parson, Logan
2	R	C. J. Smout, Slaterville
3	D	Evelyn Hansen, Salt Lake City
4	R	Floyd Harmer, Payson
5	D	Gronway Parry, Cedar City
7	R	Jesse M. Conover, Ferron

All for four year terms beginning June 1, 1955 and ending June 1, 1959.

MEMBERS, UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

J. V. McLea, Roosevelt

Newell V. (Hod) Sanders, Kaysville

Mrs. Sterling M. Ercanbrack, Provo

Henry R. Hurren, Logan

L. Glen Garrett, Kaysville

Mrs. Eve Ashton, Vernal

All for four-year terms beginning July 1, 1955 and ending July 1, 1959.

Also Alma Sonne, Logan, for unexpired term ending July 1, 1957.

Motion carried.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

On motion of Senator Clegg, the Senate extended a vote of appreciation to the Chaplain, Mr. Orson Ryan, for his inspiration.

On motion of Senator Day, the Senate voted to enter into the Journal an entry of commendation to the Legislative Council for their fine work concerning all legislative matters referred thereto.

On motion of Senator Bullen, the Senate expressed its appreciation to the officers and employees of the Senate for their services.

On motion of Senator Thorn, the Senate expressed its appreciation to the newspapers, published in Utah.

On motion of Senator Kerr, the Senate extended a vote of appreciation to President Burton for his excellent work in presiding over its 31st Legislative Session.

On motion of Senator Kerr, the President appointed Senators Hammond, Gronning and Anderson, as a committee to notify the House that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Kerr, the President appointed Senators Clegg, Adams and Bullen to act with a like committee from the House and wait upon the Governor to ascertain whether he had any further business to bring before the Legislature.

A committee from the House, Representatives Christensen, Jensen and Crofts, notified the Senate that the House had concluded its business and was ready to adjourn sine die.

Senator Hammond reported that the Senate Committee had notified the House.

Senator Clegg reported that his committee with a like committee from the House had notified the Governor who then requested that the committee convey the following message to the Senate:

COMMUNICATIONS FROM THE GOVERNOR

March 10, 1955

Honorable C. Taylor Burton, President
Members of the Utah Senate

Dear Mr. President and Members of the Senate:

I am writing to advise you that I have no further business to present to your Honorable Body prior to adjournment. I want to express my thanks to you for the work that has gone into this session.

There have been accomplishments in this session which are a credit to the Legislature. I previously addressed a letter to the Senate and House commending the work that went into the appropriations bill. I believe the reapportionment bill was another real accomplishment of note. There were other measures of a commendable nature, including the open meetings bill, the removal of earmarking restrictions on certain taxes, the right-to-work bill, the granting of equal rights to Indians, and others.

On the other hand, there were some measures killed, others ignored, and others enacted which, in my opinion, were a mistake. I believe the action that was taken to override my vetoes of the police and firemen's pension bills was definitey an error, in view of the grief we have had in the past with pension systems. It still is most difficult for me to understand the logic or justification of increasing the benefits of these systems just a few short years after it was found necessary to liquidate a State system having smaller benefits.

The effect of this action, of course, is to set these groups above other employees—and the people—at the expense of the taxpayers. It is not the first time this has been done, either in this State or in the Nation. All over the country there seem to be similar trends where more thought seems to be given to particular groups than to the people as a whole. This was well

illustrated in this session in the numerous regulatory measures that were introduced, many of which had little relationship to the public good.

Perhaps the main reason why special interest measures have become so prominent in legislative deliberations is the lobbying behind them. The effectiveness of lobbies has prompted one group after another to organize their efforts to seek their own ends. Only the taxpayers—the people who must foot the bill—are lacking an effective lobby group. And as a consequence, they are the ones who too frequently are being ignored in the legislative rush.

It may well be that these defects in the legislative process will always beset us. It is to the credit of this Legislature that some of the defects of prior sessions have been ironed out or eliminated. Largely because of the streamlining of the legislative proceedings, we have reached an adjournment point in much better fashion than in previous years.

As in past sessions, I have endeavored at all times to meet with any legislator or legislative group just as promptly as time would permit. I have appreciated these meetings and will always welcome whatever suggestions and advice you may have to offer.

I again reiterate my pledge to you which is to administer the laws of this State honestly and fairly, and to discharge the duties of my office with fidelity.

Sincerely yours,

J. BRACKEN LEE,
Governor of Utah

Communication filed.

On motion of Senator Bullen, Chairman of the Rules Committee the following recommendation was made concerning the cost of revising the Senate Journal and records of the Thirty-flirst Session and adjusting Legislative matters at the close of said session be as follows:

Secretary of the Senate $1,200.00

Docket Clerk $1,200.00

In addition, authority is given for the employment of such clerical help as is required.

It is further recommended that the employees of the Senate be given a bonus of $20.00 each.

Motion carried.

President Burton thanked the Committee to Notify the House, and the Committee to Wait Upon the Governor, for their reports and discharge of their duties.

March 10, 1955

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the sixtieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ELIAS L. DAY,
Chairman

Report adopted and filed.

On motion of Senator Selvin, the Thirty-first 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	BUSINESS AND COMMERCE	POLITICAL SUBDIVISIONS	EDUCATION	APPROPRIATIONS	FISH AND GAME	PUBLIC HEALTH, WELFARE, INST.	JUDICIARY	LABOR	INDUSTRY	MILITARY AFFAIRS, CIVIL DEFENSE	HIGHWAYS AND AERONAUTICS	STATE AND FEDERAL AFFAIRS	RULES	REVENUE AND TAXATION
ADAMS					X			X		X					X
ANDERSON	X				X	C				X					
BULLEN	X			X					X					C	
BURTON															
CLEGG				C	X				X		X				
DAVIS		X			X							X	C		
DAY						X		X						X	C
FOWLES		X						X			X	X			
GIBSON					X			X	X						X
GRONNING	X					X	X		X						
HAFEN		X			X			X		C					
HAMMOND			X							X	C	X			
HOPKIN	X		X										X		X
JENKINS				X	X							X		X	
KERR	X						C	X			X				
LLOYD		X		X			X		C						
MABEY					X	X		C					X		
OPENSHAW			X		C	X							X		
SELVIN	X		X				X					X			
STRINGHAM	C			X			X							X	
THORN			C		X							X			X
TIETJEN		C			X						X				X
WOOLLEY										X		C	X		X

C = Chairman of Committee X = Committee Member

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SENATE BILLS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
1	Hopkin, et al—To Reapportion the Legislature	47	73	80	85 94	100 115	115	362	558	595	595	601	94—100X—362—381
2	Mabey, et al.—Establish Board of Alcoholism	48	58	80	134	.....	.....	.....	.....	.....	.....	.....	134—146X—167X—172T—666F
3	Mabey, et al.—Increase Liquor Permit Fee	48	58	80	134	.....	.....	.....	.....	.....	.....	.....	134—146X—172T—666F
4	Woolley, et al.—To Permit Salt Lake City A Library Levy	48	58	154	.....	.....	.....	.....	.....	.....	.....	.....	161F
5	Selvin—Provide Child Detention Home	48	96	152	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
6	Openshaw, et al.—Increase Firemen's Pension	48	78	128	286	307	307	414	.....	479	505		618X—616—636—286
7	Kerr, et al.—Provide Domestic Relations Counseling Service	49	58	155	.....		636	668		.....	.....	0	616 (override veto) 668 290—680F
8	Day, et al.—Provide for Court Administration	49	78	110	190	204	.....	.....	.....	.....	.....	.....	190—204X—206X—218—666F
9	Openshaw, et al.—Increase Policemen's Pension	49	78	129	287	308 311 326	328 636	414 667	.....	479	505	0	287—310—312X—326—616X—615 (override veto) 636—667
10	Openshaw, et al.—Reduce Minimum Nurses Age	50	58	90	161	161	161	239	.....	257	281	315	
11	Day, et al.—Mandatory Beer Dispensing License Revocation Act	53	58	120	208	.....	.....	.....	.....	.....	.....	.....	208—217T—666F
12	Day, et al.—Increase Court Reporter's Salary	53	58	81	100	133	134	186	.....	200	225	235	133
13	Hafen, et al.—Highway By-Passing Town Act	53	58	112	206	207	207	268	.....	395	424	469	206
14	Lloyd, et al.—Bad Check Act	53	78	126	221	232	232	341	.....	362	380	449	221
15	Day, et al.—Wrongful Public Assistance Act	54	58	81	114	134	134	198	.....	211	237	267	134
1	2	3	4	5	6	7	8	9	10	11	12	13	14

1	2	3	4	5	6	7	8	9	10	11	12	13	14
16	Hafen, et al.—Noisy Muffler Act	54	58	81	114	133	133	199	.....	211	238	267	
17	Day, et al.—Dispensing Optician's Code	54	59	89	161	166	166	256	.....	270	297	0	433—434X—462X—486 (veto sustained)
18	Clegg, et al.—Mandatory Drunk Test	54	59	81	146	.....	.....	.....	.....	.....	.....	.....	146 Failed
19	Thorn, et al.—Increase Bus Widths	54	78	142	313	313	313	593	.....	.....	.....	.....	290—305—593 Failed
20	Woolley—School Lunch Act	54	78	212	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
21	Anderson, et al.—Prohibiting Transporting Loaded Guns	55	78	141	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
22	Hopkin, et al.—Place Use Tax In General Fund	55	73	97	173	183	183	256	.....	270	297	316	
23	Hopkin, et al.—Place Sales Tax in General Fund	55	73	98	173	183	183	256	.....	270	297	316	
24	Hopkin, et al.—Place Liquor Tax in General Fund	55	78	242	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
25	Davis, et al.—Permit Corporation to Make Contributions	55	78	126	.....	.....	.....	.....	.....	.....	.....	.....	182F
26	Davis—Regulating Professional Fund Raises	55	89	111	184	.....	.....	.....	.....	.....	.....	.....	174X—184T—283F
27	Davis—Unauthorized Use of Names in Charity	56	78	111	173	183	184	341	.....	363	380	410	173
28	Davis—Regulate Fund Raisers	56	89	111	173	.....	.....	.....	.....	.....	.....	.....	174X—184T—283F
29	Openshaw, et al.—Require Monthly Remittances to State	56	78	129	232 276	284	285	374	.....	394	424	447	232—276—284
30	Kerr—Eliminate Assessments in Fire Insurance Policies	56	73	90	172	183 189	189	256	.....	270	296	316	172—189
31	Hafen, et al.—Prohibit Magazine Tie-In Sales	56	73	152	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
32	Mabey, et al.—Disposition of Unclaimed Property	60	107	155	.....	.....	.....	.....	.....	.....	.....	.....	290—482—490—497—508—680F
33	Day, et al.—Central Index of State Land	60	78	212	384	420	420	593	.....	610	620	3/14*	290—366—372—376—
34	Openshaw, et al.—Filing State Fund Contracts With Auditors	61	78	127	408 232	272	272	360	.....	395	424	469	384X—408 232—272
35	Day, et al.—Judge's Retirement Act	61	78	110	195	.....	.....	.....	.....	.....	.....	.....	195T—666F
36	Day—Driver Education Classes Act	61	73	90	172 285	306	306	414	.....	456	493	527	285
37	Day—Increase 2nd Judicial District Attorney's Salary	61	73	109	195	204	204	342	.....	363	380	411	196—204

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
38	Day—Require Re-Examination for Drivers License Renewal	61	73	142	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
39	Day—Lower Driver Licensing Age	61	73	142	.....	.....	.....	.....	.....	.....	.....	.....	290—305—314—350—355F
40	Day—Negligent Driver's Act	62	73	143	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
41	Day, et al.—Creating a Judicial Council	62	78	109	196	.....	.....	.....	.....	.....	.....	.....	196T—666F
42	Fowles, et al.—Alien's Fish and Game Licenses	62	78	141	312	312	312	360	.....	394	425	448	290—305—312
43	Day—Increasing Fine for Highway Shooting	62	73	110	.....	.....	.....	.....	.....	.....	.....	.....	89—110F
44	Day—Uniform Traffic Code	62	73	143	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
45	Day, et al.—Mandatory Blood Tests to Determine Parentage	63	78	110	205 206	217	218	342	.....	363	379	411	
46	Day, et al.—Increasing Maximum Small Loans	63	78	152	499	514 544	544	633	.....	677	689	3/14*	290—439—446—458—468—482—490—497—499—543
47	Day, et al.—Limiting Industrial Loans	63	78	152	501	514	514	645	646	679	697	3/17*	290—439—446—458—468—482—490—497
48	Mabey, et al.—Permit State to Waive Sub-Surface Rights to Land	64	89	108	184	190	.....	.....	.....	.....	.....	.....	190X—195T—666F
49	Day, et al.—Uniform Civil Liability For Support Act	64	118	155	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
50	Gibson, et al.—Limiting Corporate Stockholders' Right to Inspect Records	65	78	126	.....	.....	.....	.....	.....	.....	.....	.....	232—275X—283F
51	Gibson, et al.—Providing for Misdemeanor When Corporation Refuses Proper Inspection	65	79	126	.....	.....	.....	.....	.....	.....	.....	.....	232—275X—283F
1	2	3	4	5	6	7	8	9	10	11	12	13	14

1	2	3	4	5	6	7	8	9	10	11	12	13	14
52	Gibson—Daylight Savings Act	65	89	177	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
53	Gronning—Changing Time When County Auditor Must Publish Report	65	79	121	220	231	.....	.....	.....	.....	.....	.....	220—231F
54	Kerr—Nursery Industry Code	65	151	240	464	484 485	486	646	.....	.....	.....	.....	290—376—385—439—446—458—464—484—485—646 Failed
55	Adams, et al.—Defining Poisons	66	79	109	185	190	190	257	.....	271	297	317	
56	Davis, et al.—Providing for Cooperative Agreements—Vocational Rehabilitation	74	79	119	207	218	218	269	.....	395	425	470	
57	Davis, et al.—Limiting the Discharge of City Employees	74	89	120	219 274	283	284	595	.....	626	643	3/14*	272
58	Davis—Authorizing Labeling of Wine Cases Only	74	79	127	234	.....	.....	.....	.....	.....	.....	.....	234F
59	Davis, et al.—Liquor Control Civil Service Act	75	89	129	289 312	.....	.....	.....	.....	.....	.....	.....	289X—290—325T—666F
60	Davis, et al.—Increasing Justices of the Peace Bond	75	89	120	209	.....	.....	.....	.....	.....	.....	.....	219—272T—666F
61	Davis—Permitting Cities to Employ Non-Residents	75	79	121	220	232	234	359	359	607	625	685	232—377—393
62	Bullen, et al.—Forbidding City Court Judges to Practice Law	75	96	155	.....	233	.....	.....	529	.....	.....	.....	290—680F
63	Bullen, et al.—Administration Conveyance Right of Widows Interest	75	96	156	356	356	356	436	473 554	655	668	3/14*	290—305—314—350—436
64	Hafen, et al.—Building and Loan Association Act	75	118	178	372	377	377	436	.....	479	505	582	290—305—314—350—356—366
65	Clegg—Sprays & Insecticides Exempt from Taxation	83	96	241	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
66	Day—Appointment and Salaries of Deputy District Attorneys	83	96	129	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
67	Day, et al.—Transferring From Voting District	83	107	128	287	307	307	415	.....	480	505	528	287—307
68	Day, et al.—Right to Vote	83	96	127	276	.....	.....	.....	.....	.....	.....	.....	276—281 Failed
69	Day, et al.—Court Discretion Awarding Custody of Minor Children	83	96	141	311	.....	.....	.....	.....	.....	.....	.....	290—305—311—680F
70	Hopkin, et al.—Injurious Materials on Highways	84	96	143	.....	.....	.....	.....	.....	.....	.....	.....	290—680F

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES
71	Davis—Authorizing Interstate Compact Adm. to Deputize	84	107	128	277	285	285	360	.....	396	425	448	285
72	Fowles—Electronic Speed Recorder Act	84	107	143	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
73	Day, et al.—Television-Radio Repairmen's Code	84	118	165	517	544	544	688	.....	703	711		290—482—490—497—
74	Kerr—State Land Board Constitute Forestry and Fire Control	84	96	241	.....	.....	.....	.....	.....	.....	.....	0	508—514—517 3/17* 290—680F
75	Clegg, et al.—Health Education Requirements for Teachers	85	96	119	207	231	272	415	.....	480	504	528	219—231—271
76	Mabey, et al.—Increasing Representatives in Davis County	85	96	128	219 277	271 539	.....	.....	.....	.....	.....	.....	277T—537—539X— 542—589T—657F
77	Mabey, et al.—Anti-Secret Meeting Act	85	118	129	287	287	287	435	435	480	504	528	
78	Hafen, et al.—Extending Emergency School Building Program	90	107	165	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
79	Day, et al.—Increasing License Fee for Attorneys	91	107	156	462	462	462	724	.....	.....	.....	.....	290—446—458—724F
80	Anderson, et al.—Purchase Real Property at Snow College	91	107	119	207	218	218	269	269	302	340	379	
81	Day—Compensation of District Court Judges	91	107	156	576	576	576	689	690	700	712	3/11*	290—562—576
82	Woolley, et al.—Liquor Licenses May Be Sold to Airlines	91	107	153	355	366	367	594	.....	609	620	685	290—305—314—350—355
83	Openshaw, et al.—Public Safety to Prosecute Violation—Liquor Control Act	91	107	156	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
1	2	3	4	5	6	7	8	9	10	11	12	13	14

REFERENCES
X — Special Order
F — Enacting Clause Struck
O — Veto
T — Tabled
C — Concurred
* — Indicates Action After Session

1	2	3	4	5	6	7	8	9	10	11	12	13	14
84	Day—Unobstructed Windows into Public Halls, Cafe and Meeting Places	92	107	157	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
85	Jenkins, et al.—Enumeration of School Population	92	107	120	208	218	219	281	281	396	424	448	296—366
86	Day, et al.—All Field Meets Where Dogs Are Permitted to Work	92	118	142	313	313	313	362 594	362	609	620	686	290—305—313
87	Gibson, et al.—Short Form Income Tax Return	92	107	154	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
88	Gibson, et al.—Revised Income Tax Law	92	107	154	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
89	Day, et al.—Licensing Electrical Workers	93	151	193	548	548	548	699	.....	707	712		290—482—490—497
90	Fowles, et al.—Appropriating $1,465,000 to Weber College to Construct Building	98	118	344	.....	.....	.....	.....	.....	.....	.....	0	3/19* 508—537—548 344—680F
91	Fowles, et al.—Appropriating $97,150.00 to Weber College to Purchase Real Estate for Campus	99	118	344	.....	.....	.....	.....	.....	.....	.....	.....	344—680F
92	Lloyd—Unfair Practices Act—To Advertise or Sell Merchandise at Less Than Cost	99	118	187	516	544	544	619	619	657	672	.....	290—482—490—497—508—514—516 3/22* Becomes law without signature.
93	Kerr, et al.—Motor Vehicle Registration	99	151	214	442	459	459	594	594	657	675	3/17*	290—366—372—376—385—439—442—459
94	Day, et al.—Unlawful Entry Act	100	118	157	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
95	Hafen—Trade Marks and Trade Names Code	112	164	179	488	497	498	597	613	656	673	3/14*	290—439—446—458—468—482—488—597X
96	Thorn—Regulating Practices of Engineering and Land Surveying	112	118	153	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
97	Clegg, et al.—Employment of Minors	113	118	165	356	371	371	434	.....	481	504	529	290—305—314—350—356
98	Hammond, et al.—Qualifications and Salary Adjutant General	113	118	178	371	372	372	435	.....	478	503	529	290—305—350—356—366
99	Tietjen, et al.—Providing for Stock Joint Tenancy	113	140	179	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
100	Day—Mileage Registration of Truck Fleets	121	140	608	.....	.....	.....	.....	.....	.....	.....	.....	608—680F
101	Clegg, et al.—Providing for Certain Normal Scholarships	121	140	165	459	461	461	596	.....	627	644	721	290—439—446—458—459—460

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
102	Gibson—Appropriation for Carbon Armory	130	151	178	.....	.....	.....	.....	.....	.....	.....	.....	290—306—680F
103	Anderson, et al.—Establishing Fish and Game Violation Fines	130	151	680 364	.....	.....	.....	.....	.....	.....	.....	.....	364—680F
104	Day—Curtail Locker Clubs	130	151	212	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
105	Day, et al.—Increasing Number of District Judges	131	151	213	461	483	483	691	.....	.....	.....	.....	290—366—372—376—385—439—446—458—461—483 Failed
106	Mabey, et al.—Require Publishing Insurance Co. Financial Reports	131	151	259	507 540	581	.....	.....	.....	.....	.....	.....	290—439—446—458—468—482—490—497—508—526X—540 Failed
107	Tietjen, et al.—Pertaining to Participating Life Insurance	131	151	179	577	578	578	622	.....	677	688	3/14*	290—482—490—497—508—537—551—562—577
108	Davis, et. al.—Requiring Mutual Benefit Companies to Pay Regulatory Fees	131	151	179	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
109	Tietjen, et al.—Requiring Cooperative Insurers to Pay Regulatory Rates	131	151	180	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
110	Lloyd, et al.—Providing When Co-operatives Are Subject to Insurance Code	132	151	180	578	578	578	622	.....	656	673	3/15*	290—482—490—497—508—537—551—562
111	Davis, et al.—Restricting Assessable Insurance Policies	132	151	180	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
112	Lloyd, et al.—Outlawing Tontine Insurance Policies	132	151	180	578	578	579	622	.....	657	675	3/14*	290—482—490—497—508—537—551—562
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
113	Day—Permitting Charging of Several Offenses in One Pleading	132	151	213	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
114	Day, et al.—Creating Improvement, Water and Sewage Districts	144	164	243	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
115	Hafen—Restricting Highway By-Passing of Towns	144	164	200	384	402	402	596	.....	626	644	686	290—366—372—376—402
116	Kerr—Postpone of Foreclosure of Welfare Liens	144	176	.....	.....	.....	.....	.....	.....	.....	.....	.....	176F
117	Hammond—Appropriation to State Armory Board	144	164	178	.....	.....	.....	.....	.....	.....	.....	.....	290—306—680F
118	Fowles, et al.—Exempting Interstate Freight From Taxation	157	176	680 365	460	460	460	596	.....	626	644	686	365—439—446—458
119	Selvin, et al.—Fees for Military Families at Colleges	157	176	193	490	490	490	597	.....	627	645	723	290—439—446—458—468—482
120	Kerr—Restricting Use of Trading Stamps	158	176	259	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
121	Bullen, et al.—Amending Agricultural Commodity Marketing Orders Act	159	176	241	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
122	Bullen, et al.—Appropriation for Repairs to USAC	159	176	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
123	Bullen, et al.—Appropriation for Improvements to USAC	159	177	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
124	Davis, et al.—Limiting Interest Rates of Finance Companies	166	177	213	441	441	442	649	649	702	712	3/17*	290—439—444
125	Davis—Disability Insurance for State Employees	166	177	213	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
126	Davis—Extending Group Life Insurance to State Employees	166	177	214	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
127	Hafen—Revenue Bonds for Jr. Colleges Improvements	166	177	244	445	445	446	622	.....	702	713	3/22*	290—366—372—376—385—439—445
128	Hafen—Appropriation for Divie College	166	177	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
129	Davis—Extending Council of Defense Life	171	177	193	383	383	384	653	.....	678	693	3/11*	290—305—314—350—356—383
130	Davis—Exonerating Civil Liability for Civil Defense	171	177	194	383	.....	.....	.....	.....	.....	.....	.....	290—366—372—376—383—402F
131	Anderson, et al.—Bulls on Federal Range	171	177	241	563	563	563	603	.....	628	645	723	290—482—490—497—508—514—526—537—551—562

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
132	Stringham, et al.—Water Appropriation	181	210	242	521	521	521	687	687	706	713	3/15*	290—482—490—497—508—514—521
133	Lloyd—Relating to Chiropodists	181	199	.....	.....	.....	.....	.....	.....	.....	.....	.....	199F
134	Fowles—Establishing Veterans and Arbor Day	181	199	226	521	521	521	604	619 648	679	696	3/11*	290—514—604
135	Kerr—Ratifying Columbia River Compact	182	210	242	507	507	507	604	.....	679	697	3/18*	290—366—372—376—385—439—446—468—482—490—497
136	Day, et al.—U of U Appropriation for Improvements and Construction	182	199	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
137	Day, et al.—Authorizing to Compromise Minor's Claims	188	210	264	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
138	Fowles, et al.—Unauthorized Insurers Act	188	210	259	.....	.....	.....	.....	.....	.....	.....	.....	290—514—526—537—551—680F
139	Anderson, et al.—Pullorum Disease Control	188	210	242	563	564	564	603	.....	633	650	721	290—482—490—497—508—514—526—537—551—562—563
140	Davis, et al.—Qualifications of Beauty Culturists	202	226	304	576	576	576	724	.....	.....	.....	.....	304—482—490—497—508—514—526—537—551—562—724F
141	Mabey, et al.—Permitting Purchase of Teachers Service Credit	202	226	303	446	446	446	673	.....	701	713	3/17*	303—439
142	Bullen, et al.—Appropriation for Construction at USAC	203	226	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
143	Bullen, et al.—USAC and Weber Police Depts.	203	226	243	572	573	573	654	654	707	713	3/11*	290—514—526—537—551—562—573
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
144	Day—Candidates Expense Statement	203	226	264	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
145	Thorn, et al.—Appropriation to Capitol Bldg., Repairs Account	203	226	541	549	549	549	603	.....	627	645	722	541—549
146	Thorn, et al.—Appropriation for Capitol Electrical Repairs	203	226	541	549	549	550	604	.....	634	650	722	541—549
147	Davis, et al.—Domestic Mutual Ins. Co.	203	226	260	.....	.....	.....	.....	.....	.....	.....	.....	290—376—385—680F
148	Fowles, et al.—Travel Expenses for State Employees	203	226	244	522	523	523	724	.....	.....	.....	.....	290—482—490—497—508—514—522—724F
149	Davis—Repealing Premium Tax on Ocean Marine Insurance	203	226	260	.....	.....	.....	.....	.....	.....	.....	.....	290—680F
150	Hopkin—Required Traffic Stopping for School Buses	203	240	399	.....	.....	.....	.....	.....	.....	.....	.....	399—680F
151	Gibson, et al.—Censoring Comic Books	203	240	260	545	589	590	689	.....	707	714	0	290—482—490—497—3/15* 508—514—526—537—538—589
152	Hammond, et al.—Authorizing Full Pay for Governmental Employees on Res. Military Encampment	216	240	265	547	548	548	669	.....	704	714	3/11*	290—482—490—497—508—514—526—537—547
153	Day—Department Functions of Dept. of Registration	216	240	265	577	577	577	724	.....	.....	.....	.....	290—482—490—497—508—514—526—537—551—562—577—724F
154	Tietjen, et al.—Uniform Accident & Sickness Policies	216	299	400	.....	.....	.....	.....	.....	.....	.....	.....	400—680F
155	Hafen, et al.—School Employees Shall Not Be On School Board	216	240	397	.....	.....	.....	.....	.....	.....	.....	.....	397—680F
156	Day—Axel Weights of Motor Vehicles	216	240	608	.....	.....	.....	.....	.....	.....	.....	.....	608—680F
157	Mabey, et al.—Decreasing Notice for Zoning Unincorporated Areas	217	240	265	523	545	545	724	.....	.....	.....	.....	290—514—724F
158	Kerr—Authorizing Disposing of Non-Essential "This Is The Place Monument" Land	217	258	344	.....	.....	.....	.....	.....	.....	.....	.....	344—680F
159	Day, et al.—Appropriation to Utah Water and Power Board Construction Fund	217	258	680	.....	.....	.....	.....	.....	.....	.....	.....	680F
160	Adams, et al.—Teacher Retirement Service Credits for Parochial School Employees	227	258	303	.....	.....	.....	.....	.....	.....	.....	.....	303—439—442F

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
161	Hopkin—Repealing Sale Cattle Brucellosis Test Law	227	240	302	500	500	500	649	.....	.....	.....	.....	302—482—490—497 Failed
162	Clegg, et al.—Permitting Welfare Department to Pay County Hospital	227	258	304	.....	.....	.....	.....	.....	.....	.....	.....	304—680F
163	Clegg, et al.—Public Welfare Standards of Assistance	227	258	304	.....	.....	.....	.....	.....	.....	.....	.....	304—680F
164	Davis—Division of Gasoline Evaporation Allowance	228	258	365	.....	.....	.....	.....	.....	.....	.....	.....	365—680F
165	Davis—Changing Primary Election Date	228	258	345	.....	.....	.....	.....	.....	.....	.....	.....	345—680F
166	Davis—Correcting Sale Regulations of Insecticide, etc	228	258	302	.....	.....	.....	.....	.....	.....	.....	.....	302—680F
167	Davis—Protecting Settlers From Livestock Trespassing	228	258	302	.....	.....	.....	.....	.....	.....	.....	.....	302—680F
168	Davis—Limiting Imprisonment for City Ordinance Violation	228	258	322	.....	.....	.....	.....	.....	.....	.....	.....	322—680F
169	Thorn, et al.—State Highway Patrol Retirement System	229	258	321	.....	.....	.....	.....	.....	.....	.....	.....	321—482—490—497—508—680F
170	Davis, et al.—Establishing State Fire Marshall	229	258	304	574	.....	.....	.....	.....	.....	.....	.....	304—537—551—562 Failed
171	Day, et al.—Increasing Supreme Court Justices' Salaries	229	258	323	575	575	575 687	676 691	.....	705	714	3/11*	323—562
172	Day, et al.—Life Sentence for Rape	229	258	323	.....	.....	.....	.....	.....	.....	.....	.....	323—680F
173	Mabey, et al.—Strengthening Penalties for Narcotic Violations	229	240	261	.....	.....	.....	.....	.....	.....	.....	.....	290—376—385—680F
174	Gibson—Relating to Insanity as Grounds for Divorce	229	258	349	637	637	637	689	.....	704	717	3/14*	349—537—551—628—631—635
1	2	3	4	5	6	7	8	9	10	11	12	13	14

1	2	3	4	5	6	7	8	9	10	11	12	13	14
175	Hafen, et al.—Amending Clegg-Vest Labor Act	230	265	.....	265	265	.....	.....	.....	.....	.....	.....	Failed
176	Gibson—Permitting Colleges to Purchase Old Age Annuity	230	299	322	.....	.....	.....	.....	.....	.....	.....	.....	322—681F
177	Davis, et al.—Appropriation to U of U for Retirement Fund	230	299	364	487	488	488	655	.....	700	715	3/11*	364—482—487
178	Stringham, et al.—Fish & Game Commission Hearings	246	299	364	579	590	.....	.....	.....	.....	.....	.....	364—482—490—497—508—537—551—562—590 Failed
179	Hopkin, et al.—Excluding Asst. Chief of Police From Civil Service	246	299	343	523	545	545	633	.....	678	694	3/16*	343—482—490—497—508—514
180	Day, et al.—Appointing Legislative Examiner	247	299	345	.....	.....	.....	.....	.....	.....	.....	.....	345—681F
181	Day, et al.—Enlarging Dist. School Board Conventions	247	299	397	.....	.....	.....	.....	.....	.....	.....	.....	397—681F
182	Thorn, et al.—Increasing Auto Inspection Fee	247	299	400	.....	.....	.....	.....	.....	.....	.....	.....	400—681F
183	Openshaw—Registering Firm Names	247	299	401	579	590	591	724	.....	.....	.....	.....	401—537—551—579—590—724F
184	Mabey—Establishing State Employee-Employer Committee	248	299	398	.....	.....	.....	.....	.....	.....	.....	.....	398—562—579—681F
185	Mabey, et al.—Enlarging Teaching Retiring Board	248	300	345	490	498 500	500	724	.....	.....	.....	.....	345—376—385—439—446—458—468—482—724F
186	Mabey, et al.—Considering Spouse Income in Teacher Retirement	248	299	343	498	498	499	674	.....	705	715	3/17*	343—376—385—439—446—458—468—482—490—497—498
187	Lloyd, et al.—Providing Contractors License Doesn't Require Financial Status	248	299	401	.....	.....	.....	.....	.....	.....	.....	.....	401—681F
188	Gibson—Repealing District Attorney's Mileage Expense Statute	249	299	332	.....	.....	.....	.....	.....	.....	.....	.....	332—681F
189	Gibson—Making Unfair Labor Practices a Misdemeanor	249	299	398	.....	.....	.....	.....	.....	.....	.....	.....	398—681F
190	Gibson—Automatic Juvenile Court Appeal to District Court	249	299	332	523	524	524	724	.....	.....	.....	.....	332—514—724F
191	Clegg—Hospital Liens	249	299	332	.....	.....	.....	.....	.....	.....	.....	.....	332—681F
192	Gibson—Revising Commission for Blind	249	299	322	580	.....	.....	.....	.....	.....	.....	.....	322—482—490—497—508—537—551—579—580F
193	Hafen, et al.—Special Caravan Permits	249	299	399	.....	.....	.....	.....	.....	.....	.....	.....	399—482—490—497—508—537—551—681F

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred * — Indicates Action After Session
194	Hafen, et al.—Expanding "Motor Vehicle" Definition	250	299	400	571	.....	.....	.....	.....	.....	.....	.....	400—482—490—497—508—537—551—562—Failed
195	Day, et al.—Reports on Cars in Dead Storage	250	300	349	637	637	.....	.....	.....	.....	.....	.....	349—628—631—635—Failed
196	Gibson, et al.—Increasing Motor Carriers Regulations	250	321	400	.....	.....	.....	.....	.....	.....	.....	.....	400—681F
197	Thorn, et al.—Motor Fuel Tax Fund Act	251	300	365	486	526 571	571	652	684	706	715	 0	365—482—486X—507X—526X—547X—584—653X 3/21*
198	Davis—Merit Rating Study Districts from School Fund	251	300	397	574	575	575	669	.....	700	715	3/14*	397—537—551—562—574
199	Gibson—Discontinuing Juvenile Court System	251	300	349	.....	.....	.....	.....	.....	.....	.....	.....	349—681F
200	Stringham, et al.—Permitting Liquor Sales to Indians	252	299	349	463	483	484	362	.....	677	688	721	349—463
201	Clegg—Permitting Lay Person to be State Hospital Superintendent	252	300	343	.....	.....	.....	.....	.....	.....	.....	.....	343—681F
202	Openshaw, et al.—Uniform School Funds Collection Expenses From Fund	252	299	365	382	.....	.....	.....	.....	.....	.....	.....	365—376 Failed
203	Mabey, et al.—To Qualify for Federal School Building Aid	289	342	514	538	581	581	669	.....	705	716	 0	514—537 3/14*
204	Openshaw, et al.—Creating "Welfare Reserve Fund"	307	342	456	.....	.....	.....	.....	.....	.....	.....	.....	366—372—456—681F
205	Appropriation Committee—Gen. Appropriations Bill	371	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	371—681F
206	Clegg, et al.—Junior College Fees	418	438	457	515	515	515	606	.....	634	650	722	457—514
1	2	3	4	5	6	7	8	9	10	11	12	13	14

1	2	3	4	5	6	7	8	9	10	11	12	13	14
207	Clegg, et al.—Fees, Institutions of Higher Learning	418	438	458	515	515	515	606	.....	634	651	723	458—514
208	Gibson, et al.—Occupational Disease Insurance Payments by State	428	438	482	580	580	580	653	.....	702	716	3/11*	482—579
209	Gibson, et al.—Workmen's Compensation Ins. Payments by State	428	438	482	580	580	581	654	.....	706	716	3/11*	482—579
210	Kerr—Appropriating $5000.00 for White House Conf.	444	.....	.....	444	444	445	724	.....	.....	.....	.....	724F
211	Mabey—Use of Saccharine	458	520	.....	571	571	571	668	668	703	717	3/14*	520—537—551—562—571
212	Openshaw, et al.—Appropriating $165,600 to Fair Assn.	465	520	.....	.....	.....	.....	.....	.....	.....	.....	.....	520—681F
213	Hopkin, et al.—Reapportionment of Legislature	539	.....	.....	540	581	.....	.....	.....	.....	.....	.....	589T—657F
214	Fowles—Appropriation for Glen W. Crosbie	562	607	.....	.....	.....	.....	.....	.....	.....	.....	.....	607—681F
215	Clegg, et al.—Remittance for Uniform School Fund	572	.....	.....	572	572	572	670	.....	678	694	3/14*	

SENATE RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Signed by President	REFERENCES X — Special Order E — Enacting Clause Struck O — Veto T — Tabled C — Concurred
1	Bullen, et al.—Consenting and Approving Conveyance of Property in Logan and Northern Irrigation Company	98	.....	.....	98	98	108	
2	Thorn, et al.—Commendation of Senator Sol. J. Selvin on His 77th Birthday	167	.....	.....	167	167	168	
3	Clegg—Condolence to Family of Josiah P. Rudy	376	.....	.....	376	376	419	
4	Day—Appreciation to Charles Cottrell Jr., Joseph Eckersley and L. B. Wight	546	.....	.....	546	546	562	
5	Kerr, et al.—Memorializing Congress on National Monument at Promontory Summit	719	.....	.....	719	719	720	

SENATE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred
1	Hopkin, et al.—Proposing Constitutional Amendment—Senate Representation Be Based on Population	47	72	79	115	122	122	724	.....	.....	.....	100X—115—122—724F
2	Mabey, et al.—Providing Submission to the Electorate Calling a Convention to Revise and Amend Constitution	47	58	79	101	.....	.....	.....	.....	.....	.....	101—113T—666F
3	Mabey, et al.—Supporting the Bricker Amendment	52	58	80	101	114	114	198	.....	212	237	
4	Bullen, et al.—Fixing Compensation of Employees and Officers 31st Legislature	60	.....	.....	60	60	60	77	.....	82	88	
5	Mabey, et al.—Congratulate Civilian Employees Clearfield Naval Supply Depot for Assistance to Family of Mike Katsenevas	73	.....	.....	74	74	74	107	.....	125	148	
6	Day, et al.—Condolence to Family of William M. Jardine	82	.....	.....	82	82	82	87	.....	97	117	
7	Day, et al.—Condolance to Family of General John K. Cannon	82	.....	.....	82	82	83	87	.....	97	118	
8	Selvin, et al.—Congratulating President Eisenhower on Equal Rights, Citizens	130	151	200	516	516	516	690	690	701	717	290—482—490—497—508—514
9	Woolley—Constitutional Amendment to Divert Taxes to General Fund	170	177	345	.....	.....	.....	.....	.....	.....	.....	345—680F
10	Woolley—Abolish Uniform School Fund	171	177	346	.....	.....	.....	.....	.....	.....	.....	346—680F
11	Day, et al.—Allow Exemption of Household Furnishings From Property Tax	171	177	346	.....	.....	.....	.....	.....	.....	.....	346—680F
12	Davis, et al.—Memorializing Congress on Natural Gas	181	199	303	355	355	355	434	.....	478	506	303—350
13	Day—Urging Congress to Bar Certain Foreign Products	188	210	346	.....	.....	.....	.....	.....	.....	.....	346—680F
14	Mabey, et al.—Assigning Right to Work Bills to Legislative Council	215	257	.....	275	275	275	724	.....	.....	.....	274—275—724F
15	Mabey, et al.—Establish National Time System	227	240	346	515	515	516	593	.....	610	621	346—458—468—482—490—497—508—514
16	Fowles—Appreciation to Department of Agriculture	306	.....	.....	306	306	306	413	.....	456	493	
1	2	3	4	5	6	7	8	9	10	11	12	13

SENATE JOINT RESOLUTIONS (Continued)

		3	4	5	6	7	8	9	10	11	12	13
17	Day, et al.—Condolence to Family of Charles L. Smith	418	.....	.....	418	418	418	449	.....	607	621	
18	Davis, et al.—Resolution Making Assignments to Study to Utah Legislative Council	666	.....	.....	682	682	683	693	.....	703	711	666X

SENATE CONCURRENT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received from House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor	REFERENCES X — Special Order F — Enacting Clause Struck O — Veto T — Tabled C — Concurred
1	Stringham, et al.—Memorializing Congress to Authorize Colorado River Storage Project	47	.....	.....	50	50	50	57	.....	59	72	87	
2	Day, et al.—Urging Congress to Curtail Power of Inferior Federal Courts	59	73	109	185	370	370	436	.....	477	506	527	185T—369
3	Davis—Repealing Resolution Urging a World Federation Constitution	64	78	347	.....	.....	.....	.....	.....	.....	.....	.....	347—680F
4	Day—Applying for Repeal of Federal Income Tax	98	118	347	.....	.....	.....	.....	.....	.....	.....	.....	347—680F
5	Tietjen—Enjoin Federal Spending for Foreign Aid Programs	157	176	347	.....	.....	.....	.....	.....	.....	.....	.....	347—680F
6	Day—Appreciation to Kennecott Corp. for Research Center at University of Utah	244	.....	.....	244	244	244	279	.....	300	339	377	
7	Day, et al.—Appreciation for Statue of Daniel Jackling	245	.....	.....	245	245	245	280	.....	301	339	378	
8	Day—Appreciation for Statue of Abraham Lincoln	245	.....	.....	245	245	245	280	.....	301	339	378	
9	Day, et al.—Commending Wm. A. Dawson's Stand on Congressional Salary Increase	246	.....	.....	246	246	246	280	.....	301	340	379	
10	Hafen, et al.—Adequate Protection for Domestic Industry in the Field of International Trade	368	.....	.....	368	368	368	373	.....	394	426	447	
11	Thorn, et al.—Establishing State Office Building Commission	525	.....	.....	525	525	525	593	.....	609	621	685	

HOUSE BILLS

Number	AUTHOR — TITLE (Abbrev.)	Received from House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor	References X — Special Order F — Enacting Clause O — Veto T — Tabled C — Concurred * — Indicates Action After Session
3	Thomas, et al.—Permitting Tax Levy for Library	117	130	145	160	161	284	361	160—169—176—192—210
4	Thomas, et al.—Liquor Permit Fees	298	328	353 369	370	371	412	0	328—350—353X— 510
5	Thomas, et al.—Revising Board on Alcoholism	238	264	353 370	370	370	413	0	290—350—381C 510
6	Brotherson, et al.—Permitting State Land Board to Sell Timber	319	350	.....	.....	681	.....	.....	350—401—409—419—432—681F
7	Brotherson, et al.—Permit State Land Board to Collect Grazing Fees	318	350	.....	.....	681	.....	.....	350—401—409—419—681F
8	Davis, et al.—School Unit Credit for Driver Education	116	192	252	.....	254	.....	.....	254F
9	Davis, et al.—Lowering Driver's License Age	117	214	324	352	352	413	493	290—323
12	Davis, et al.—Increasing Fine for Off-Highway Shooting	88	111	145	160	160	187	239	145—160—175C
13	Davis, et al.—Uniform Motor Vehicle Code	340	398	429	429	430	510	729	398—419—429—451C
16	Cazier, et al.—Controlling Liquor Locker Clubs	320	348	403 406	420	420	477	623	348—401—403—420—449C
17	Brotherson, et al.—Oil and Gas Conservation Act	536	.....	601	611	611	643	3/18*	536—600
19	Hopkins, et al.—Confining Criminally Insane in Prison	328	260	325	325	325	380	493	290—323—325
20	Sheffield, et al.—Tax Levy for Water and Sewage	124	141	146	146	146 206 305 474	358	0	160—169—170X—183X—194—195 205—225—255—305—338C—463 474 473 Overrode veto
22	Vance, et al.—Domestic Relations Counselor	239	261	324 351	367	409 485	530	0	290—323—324X—350—367—368 384X—408—409—485 3/11*
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24	Kerr, et al.—Refund of Motor Fuel Tax Off-Highway	197	399	430	506	506	.....	.....	399—419—430—441X Failed
25	Kerr, et al.—Monthly Payment of Motor Fuel Tax	198	399	432	.....	507	.....	.....	399—419—441X—507F
26	Kerr, et al.—Increasing Corporation Franchise Tax	455	481	503	503	503 539	605	• •	481—501—506—528—539—584C 3/22 Becomes law without signature.
29	Hurst, et al.—Making Nepotism Act Non-Retroactive	149	201	253	261	261	318	411	
32	Sheffield, et al.—To Permit Corporations to Make Contributions	125	153	182	182	182	224	361	
33	Conover, et al.—Requiring Publication by County Auditor	139	231	231	231	231	278	361	231—255C
34	Conover, et al.—Requiring School Boards to File Financial Statements	125	192	252	262	262	318	412	
36	Conover, et al.—Requiring Taxing Units to File Bids	140	243	326	326	326	374	451	290—323
37	Gardner, et al.—Deficit Appropriation Water-Power Board	341	364	423	429	429	475	556	364—401—409—419—429—454C
38	Jones, et al.—Permitting Sale of Confiscated Liquor	553	.....	614	614	614	640	726	553—589—602—610—614—632C
39	Jones, et al.—Attn. Gen. Legal Advisor to Tax & Liquor Comm	320	348	665	665	665	.....	.....	348—401—409—419—432—628
40	Barlow, et al.—Adopting Fire Prevention Ordinances by Reference Code	162	243	324	324	324	375	452	631—635—665F 290—323
41	Thoreson, et al.—Appropriation to State Fair Board	291	347	406	406	407	450	556	347—401
45	Hopkins ,et al.—Repealing Dependency Allowances to Families of Certain Prisoners	320	343	407	441	407	511	623	343—401—407—420—427—472C
46	Hopkins, et al.—Changing Name of Tuberculosis Sanitorium to Hospital	319	344	423	423	441 423	477	556	344—401—409—419—423—451C
47	Henderson, et al.—Financing Carbon College Men's Dormitory	149	193	253	.....	681	.....	.....	290—681F
49	Howe, et al.—Requiring Corporations to Show Books to Bona Fide Stockholder	223	258	282	310	310	357	437	275X
50	Howe, et al.—Requiring Corporations to Show Books to Bona Fide Stockholders	223	259	282	310	310	358	437	275X
51	Howe, Making Seagull the Official State Bird	150	201	254	254	254	279	361	
52	Rowberry, et al.—Interest on Public Fund Bank Deposits	531	.....	.....	.....	681	.....	.....	531—681F
53	Sheffield, et al.—Death Penalty by Electrocution	359	396	.....	.....	681	.....	.....	396—419—432—681F
54	Esplin, et al.—Emergency School Building Appropriation	291	323	355 407	419	419 541	440	 0	323—350—355X—382X—407 440C—537X—541 Override veto 537

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55	Romney, et al.—Extending Primary Poll Closing	150	201	262	.....	262	.....	.....	Failed
56	Gunther—Requiring Rear Wheel Guards on Trucks	150	215	326	327	327	375	452	290–323
57	Davis, et al.—Revocation of Driver's License for Recklessness	163	215	327	352 367	367	413	494	290–323
58	Gunther—Increasing Special Motor Fuel Tax	170	215	327	401	327	.....	.....	290–323–353–368X–382–419T 666F
59	Taylor—Registering Engineers and Surveyors	187	214	325	352	352	450	583	290–323
63	Sheffield, et al.—Permitting Cities to Change Streets Without Petitions	321	404	665	666	666	709	3/15*	404–628–631–635
66	Taylor, et al.—Local Government Survey	359	405	592	598	598	624	728	405–419–432–589
69	Sheffield—To Affix Seals on Wine Cases	163	201	234	.....	234	.....	.....	234 Failed
71	Sheffield—Duties of County Recorders	533	.....	615	628	628	652	727	533–589–602–610–615–646C
73	Sheffield—Permitting Microfilming by County Recorders	533	.....	629	636	636	.....	.....	533–589–602–610–636F
74	Sheffield—Use of Entry Number by County Recorder	534	.....	629	629	629	641	727	534–589–602–610
75	Sheffield—Copies of County Recorder Records	534	.....	629	629	629 647	694	3/11*	534–589–602–610–636–647 674C
76	Sheffield—Fees of County Recorder—for Microfilms	534	.....	629	630	630	642	727	534–589–610
78	Sheffield—Marginal Entry Lien Discharge	535	.....	630	630	630	643	727	535–589–602–610
80	Sheffield—Appointment from Civil Service List	163	202	262	262	263	317	412	
81	Sheffield—Increasing Per Diem of Civil Service Commissioners	164	202	263	.....	263	.....	.....	263 Failed
85	Thoreson, et al.—Right to Work Act	224	266	266	266	266	358	452	
91	Crofts, et al.—Director of State Land Board	584	.....	601	612	612 719	725	3/11*	584–600–601–667–675X–718 719
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92	L. L. Peterson ,et al.—Exempting Insecticides From Sales Tax	537	.....	683	683	683	.....	.....	537—680 Failed
94	Grover—Permitting Drainage District to Assess Counties	535	.....	661	661	662	676	3/15*	535—628—631—635
97	Gunther, et al.—Sales Tax on Cigarettes, Beer & Oleomargarine	455	482	503	524	525	605		482—501—515—524—555C
						555		0	3/17*
98	Larsen, et al.—Trustee Votes for Improvement Districts	416	457	659	660	660	710	3/21*	457—628—631—635—660—675C
100	Barlow, et al.—Purchasing Campus at Weber College	319	397	441	441	441	511	729	397—419—432X
101	Larsen, et al.—Permitting Colleges to Buy Old Age Annuities	417	458	665	665	666	695	3/14*	458—628—631—635
103	Messinger, et al.—Hospital; Medical Facilities & Construction Act	558	.....	664	664	664	691	3/14*	558—628—635—664—674C
105	Welch, et al.—Oral Prescription Act	374	403	662	663	663	687	725	403—419—432—628—631—635—662
106	Palmer, et al.—Increasing Workmen's Compensation Benefits	494	.....	613	613	613	642	709	494—589—602—610
107	Sheffield, et al.—Joint Tenancy Stock Transfers	386	405	421	421	422	476	556	405—419
112	L. L. Peterson, et al.—Destroying Defective Crops	535	.....	664	664	664	692	3/11*	535—628—631—635
113	Jones, et al.—Appropriation to State Prison	531	.....	612	612	612	640	708	531—589—602—610
115	Barlow, et al.—Uniform Penalty for Usury	375	404	421	421	421	476	557	404—419
117	Sheffield, et al.—Creation of Improvement Districts	437	457	592	592	592	624	708	457—589
125	Rowberry, et al.—State Income Withholding Taxes	473	.....	.....	.....	488	.....	.....	488—510 Killed by House
126	Welch, et al.—Architects' Code	585	.....	630	658	658	.....	.....	585—610—630—658—676 Rejected by House
131	Rowberry, et al.—Funeral Funds as Trust Funds	417	513	599	610	611	640	728	513—589
133	Grover, et al.—Abolish Primary Election	512	.....	.....	.....	681	.....	.....	512—681F
139	Gunther, et al.—Reduce Gasoline Evaporation Allowance	474	496	681	681	682	695	3/14*	496—680—681
140	Hopkins, et al.—Increase Unemployment Compensation Payments	279	398	421	421	421	512	646	398—419
141	Messinger, et al.—Allocation of Uniform School Funds	536	.....	684	684	684	698	3/16*	536—680
144	Jensen, et al.—Optional Meat Inspection	454	608	639	639	639	671	3/17*	608—628—631—635
145	Brotherson, et al.—State Road Designation	585	.....	622	662	662	692	3/14*	585—628—631—635—662
147	Messinger, et al.—Appropriation for USAC Campus Improvements	438	457	501	502	502	555	623	457—501—502—531C
152	Morrill, et al.—Raising Fees to Record Brands	386	404	422	422	423	625	726	404—419—422—449—450X—464—484—598
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153	Claybaugh, et al.—Study of Diking Great Salt Lake	536	.....	614	614	614	641	3/14*	536—589—602—610

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154	Christensen, et al.—Extending Life of Emergency School Building Funds	647	.....	682	682	683	710		647—680—683
								0	3/16*
161	Thoreson, et al.—Utah Board for Uniform Legislation	532	.....	659	659	659 670	709	3/11*	532—628—631—635—659—670
169	Palmer, et al.—Amending Occupational Disease Act	494	.....	613	613	614	641	708	495—589—602
180	Barlow, et al.—Amateur Radio Operator Automobile Licenses	532	.....	661	661	661	692	3/11*	532—628—631—635
181	Badger, et al.—Canvas of Board of Education Ballots	585	.....	.....	.....	681	.....	.....	585—681F
182	Badger, et al.—Uniform Submission of Departmental Records	553	.....	.....	.....	681	.....	.....	553—681F
187	Hopkins, et al.—Portrait of Governor J. Bracken Lee	495	.....	591	591	592	625	708	495—589
193	Jones—Repealing Permanent Duty With National Guard	291	328	333	333	333	388	452	328—332
195	Jones—Repealing Law to License Manufacturers and Dealers of Renovated Butter	292	328	333	333	333	388	453	328—332
196	Jones—Repealing Law Relating to Signs on Sale of Oleomargarine	292	328	333	333	334	389	470	328—332
197	Jones—Repealing Law Prohibiting Sale of Cap Pistols	292	329	334	334	334	389	470	329—332
198	Jones—Repealing Law Concerning Sale of Artificial Coloring	292	329	334	334	334	389	471	329—332
199	Jones—Repealing Law—Sale of Cold Storage Goods	293	329	334	334	334	390	471	329—332
200	Jones—Repealing Invalid Law—Price Fixing for Barbers	293	329	335	335	335	390	471	329—332
201	Jones—Repealing Act to Abolish Carbon College	293	330	335	335	335	390	471	330—332
202	Jones—Repealing Act to Transfer Weber, Dixie & Snow College	294	330	335	335	336	390	472	330—332
203	Jones—Repealing Law on Adulteration of Oil and Petroleum Products	294	330	336	336	336	391	472	330—332
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205	Jones—Repealing Law—Posting of Notice by Employers	295	331	336	336	337	391	453	331—332
206	Jones—Repealing Law—Removal of Headwear in Places of Amusement	295	331	337	337	337	392	453	331—332
207	Jones—Repealing Law—Pertaining to 1947 Centennial	295	331	337	337	337	392	454	331—332
208	Jones—Repealing Law—Chain Store Tax	296	331	337	337	338	392	472	331—332
212	Christensen ,et al.—Raising Sheep Tax Levy	532	.....	600	600	600	623	726	532—600
214	Gunther, et al.—Rewrite of Individual Income Tax Law	474	497	502	524	524	574	696	497—501—515—524—557C
215	Gunther, et al.—Rewrite of Income Tax Deduction	455	481	502	502	502 538	588	696	481—501—506—526X—538—584C
217	Thomas, et al.—Uniform Narcotic Drug Act	416	439	663	663	663	698	3/14*	439—628—631—635
221	Davis, et al.—Mandatory Eye Examination for Drivers License	387	405	662	662	662	711	3/14*	405—419—432—628—631—635
223	Johnson, et al.—Property Purchase for Road Construction	586	.....	660	660	661	692	3/11*	586—628—631—635
224	Thomas—Regulate Barbiturates	416	439	.....	.....	681	.....	.....	439—681F
225	Wangsgaard, et al.—Disposal of Governor's Residence	513	.....	614	638	638	665	696	513—589—602—610—635—637X—638—651C
227	Hopkins, et al.—Appropriation to Litigate Interstate Water Rights	586	.....	661	661	661	710	3/14*	586—628—631—635
229	Dalebout, et al.—Physchiatric Program at State Prison	495	.....	717	717	718	724	3/11*	495—680
230	Dalebout, et al.—Interstate Compact on Juveniles	495	.....	718	718	718	725	3/15*	495—680
237	Butters ,et al.—George Frodsham Claim	298	322	354	354	354	393	.....	322—350—354 558 Becomes law without signature.
239	Barlow—Property Owners Liability for Civil Defense	387	.....	387	402	402	450	557	402
240	Barlow—Extend Life of Defense Council	387	.....	.....	.....	666	.....	.....	388T—666F
250	Cochran, et al.—Transfer Home to Blind Commission	496	.....	663	663	663	699	3/14*	496—628—631—635
254	Jones, et al.—Retirement Credit for Parochial School Employees	440	.....	442	442	442	512	729	442—473C
257	Barlow, et al.—Reduce Offset of Federal Funds for Minimum School Fund	513	.....	612	.....	612 635	653	3/21*	513—589—602—610—615—635
260	Gunther—Taxing Airport Special Fuels	386	405	422	422	422	476	557	405—419
262	Gunther, et al.—Taxing—Oil—Gas—Tungsten and Uranimum	475	497	599	635	636	671	3/16*	497—589—599X

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263	Johnson, et al.—To Kill Beaver	647	.....	.....	.....	681	.....	.....	648—681F
264	Davis, et al.—Exempting Display Goods From Use Tax	552	.....	599	599	600	619	729	552—589
265	Ag. & Irrigation Company—Ratifying Bear River Compact	354	.....	354	354	354	426	494	
266	Barlow—Regulation of Cemeteries	437	513	599	611	611	642	728	513—589
273	McPolin, et al.—Elect Cemetery Maintenance Commissioners	587	.....	.....	.....	681	.....	.....	587—681F
287	Brotherson, et al.—State Cooperation of Termination of Federal Indian Supervision	496	.....	665	665	665	697	3/11*	496—628—631—635
290	Ag. & Irrigation Company—Method of Appraising State Land	586	.....	.....	.....	681	.....	.....	586—681F
297	McPolin, et al.—To elect Fire District Commissioners	588	.....	.....	.....	681	.....	.....	588—681F
299	Appropriation Committee—Appropriations Act for Biennium	376	.....	377	381	382	426	487	
300	Johnson—Change in Bear River Compact Commission	587	.....	638	639	651	672	726	587—628—631—635—639—651
301	Rowberry, et al.—Appropriation to Water and Power Board	587	.....	665	665	665	697	3/11*	587—628—631—635
302	Appropriation Committee—Appropriation to Building Construction Project	550	.....	550	550	550	606	728	
303	Appropriation Commitee—Appropriation—Miscellaneous Claims	550	.....	551	551	551	588	730	
304	Vance, et al.—Appropriation—Weber College	551	.....	551	551	551	588	650	

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1	Romney, et al.—Annual Sessions of Legislature	298	348	406	.....	406	.....	348—401 Failed
3	Grover—Lowering Voting Age to 18 Years	170	348	.....	.....	681	.....	348—401—409—419—432—681F
5	Spence—Memorializing Congress—Drain Park City and Little Cottonwood Mining Areas	386	404	.....	.....	681	.....	404—419—432—681F
7	Barlow, et al.—To Family of Charles C. Gardner	139	.....	139	139	139	175	
8	Henderson, et al.—To Family of Frank Bonnacci	186	.....	186	186	186	225	
9	Larson—State Park on Antelope Island	533	.....	.....	.....	681	.....	533—681F
12	Barlow, et al.—Fair Trials for U.S. Servicemen Who Commit Offenses on Foreign Soil	584	.....	660	660	660	694	584—618—631—635
14	Vance, et al.—To Family of James A. Howell	268	.....	268	268	268	317	
19	Barlow—To Jill Kinmont	415	.....	415	415	416	475	
21	Hopkins, et al.—Extend Interstate System of Highways to Link Utah and Colorado	553	.....	600	600	600	618	553—600
22	Christensen, et al.—To Family of Gaskell Romney	652	.....	652	652	652	671	
23	Thoreson, et al.—Appreciation for Official Dinner Party	672	.....	672	672	672	699	

ERRATA

Page 98, *S. R. No. 1*, after sixth paragraph add: "*S. R. No. 1* was referred to the Rules Committee to be enrolled and engrossed."

Page 100, *S. B. No. 12*, delete the third line from the bottom reading: "*S. B. No. 12* was read the third time and placed on its final passage."

Page 133, Line 13 should read: "*S. B. No. 16* was read the third time and placed on final passage."

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SENATE JOURNAL

THIRTY-FIRST SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

FIRST SPECIAL SESSION
1955

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Pg 778

pg. 779

CERTIFICATION

The undersigned, as the duly appointed committee on Revision of the Senate Journal for the First Special Session of the Thirty-first 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 April 23, 1955, and continuing for one legislative day.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL

QUAYLE CANNON, JR.
Secretary of the Senate.

IRVIN C. BURGOYNE,
Docket Clerk.

pg 780

First Special Session

of the

THIRTY-FIRST LEGISLATURE

FIRST DAY

MORNING SESSION

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, April 23, 1955

Pursuant to a proclamation by His Excellency, Governor J. Bracken Lee, the Senate of the Thirty-first Legislature of the State of Utah met in the First Special Session in the Senate Chamber at the State Capitol at 10:00 a.m.

The Senate was called to order by President Burton.

Roll Call – All Senators present except Senators Hammond, Tietjen, excused.

Prayer by Senator Anderson.

Secretary of State Lamont F. Toronto read the following proclamation:

BY THE GOVERNOR OF UTAH

A PROCLAMATION

WHEREAS, the Thirty-first Utah Legislature in its regular session enacted Senate Bill No. 97 pertaining to child labor which contained restrictions on employment more drastic than its sponsors and supporters apparently intended; and

WHEREAS, it is deemed by the Governor, certain members of the Legislature, and segments of the public that the aforementioned bill should be reconsidered before it can become law; and

WHEREAS, this extraordinary condition makes the calling of a special session of the Legislature of the State of Utah necessary and advisable;

NOW, THEREFORE, I, J. BRACKEN LEE, Governor of the State of Utah, by virtue of the authority vested in me by Section 6 of Article VII of the Constitution of Utah, do by this proclamation call the Legislature of the State of Utah into special session at the Capitol on the twenty-third day of April, 1955, at 10:00 o'clock a.m. for the following purposes:

First, to reconsider Senate Bill No. 97 as it was enacted by the Thirty-first Utah Legislature in its regular session.

Second, to make appropriations to cover the expenses of this special sesion; and

Third, to consider whatever other matters are presented to this special session by the Governor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah.

Done at the State Capitol, this 12th day of April, 1955, Salt Lake City, Utah.

(Seal)

By the Governor:

/s/ J. BRACKEN LEE,
Governor of Utah

/s/ LAMONT F. TORONTO,
Secretary of State

Proclamation filed.

Senator Kerr moved that the President and officers of the Thirty-first session of the legislature be the officers for the First Special Session of the Thirty-first Legislature.

Motion carried.

On motion of Senator Bullen, the Senate Rules of the Regular Session of the Thirty-first Legislature were adopted as the rules for the First Special Session.

On motion of Senator Hafen, the Standing Committees of the Senate for the Regular Session of the Thirty-first Legislature were appointed for the First Special Session.

On motion of Senator Day, the President appointed a committee consisting of Senators Clegg, Selvin and Openshaw to notify the House that the Senate is organized and ready for business.

A committee from the House consisting of Representatives Wangsgaard, Rowberry and Brotherson appeared and reported that the House is organized and ready for business.

COMMUNICATIONS FROM THE GOVERNOR

MESSAGE OF GOVERNOR J. BRACKEN LEE TO THE FIRST SPECIAL SESSION OF THE THIRTY-FIRST LEGISLATURE

April 23, 1955

Ladies and Gentlemen:

I wish to compliment and thank those members of the Legislature who have signified a willingness to meet today without expense to the State to rectify an error that was made in enacting Senate Bill No. 97.

Although it is unfortunate that so soon after the adjournment of the regular session of the Thirty-first Legislature it has become necessary to meet in special session, it would have been even more unfortunate had nothing been done to correct this proposed law which, in its present form, does a great injustice to energetic youngsters in their early teens.

There is no question that Senate Bill No. 97 is not good legislation. It was introduced primarily to reduce the age limit at which boys could operate farm machinery, but inadvertently went beyond that to delete provisions permitting employment of fourteen and fifteen-year-olds in office and mercantile work. The deleted material is the present bone of contention.

It would appear, however, that good cause exists to re-examine the purposes of Senate Bill No. 97 in their entirety.

Such a re-examination should determine where the line of protective legislation should be drawn so as to safeguard youngsters from occupational hazards, yet not deprive them of an opportunity to engage in wholesome employment. Admittedly this is a difficult line to draw. It would be virtually impossible to define the line properly by law in this session in view of the time limitations under which we must work.

On the other hand, it would appear necessary and desirable that some better definition than we now have be adopted. This could be done by authorizing and directing the State Industrial Commission to determine, after appropriate hearings, those occupations or employments where minors under the age of sixteen could be employed without injury to their life, health, safety, or well being.

I am inclined to believe that if such a hearing had been held to determine if minors under the age of sixteen could be employed to operate farm machinery without injury to their life, health, safety or well-being, Senate Bill No. 97 would not have been enacted.

Statistics of the National Safety Council show that in the year 1952 more accidental deaths occurred in farm work than in any other major industry. In the states of Wisconsin and Ohio, one-third of 306 fatal farm tractor acci-

dents involved persons under twenty years of age. Such statistics do not encourage any lowering of the age limit at which minors should be permitted to operate farm machinery.

Something must be done in this session to make certain that Senate Bill No. 97 does not become law. The Legislative Council has supplied each of you with material explaining six possible courses of legislative action. These range from a simple repealer of Senate Bill No. 97 to a fairly comprehensive revamping of child labor laws.

Whatever action is taken will require a two-thirds vote of the Legislature to give it immediate effect. As my remarks have indicated, I believe the action to be preferred at this time would be to adopt legislation prohibiting the employment of minors under sixteen, except in occupations and employments permitted by the Industrial Commission. Either exhibit E or F of the material furnished you by the Legislatiive Council would implement this recommendation.

In the event these solutions are unacceptable, I believe the next best alternative would be simply to repeal Senate Bill No. 97, as outlined in exhibit A, and to assign a child labor law study to the Legislative Council and Industrial Commission.

Although this session was convened originally only for the purpose of reconsidering Senate Bill No. 97, there have been numerous items proposed for possible addition to the agenda. Of these proposals, I shall discuss only two, and I shall add only one to the agenda.

Most prominent of the proposals has been one to include the problem in the dairy industry that has been created by the recent price war. Although many legislators have written to me or otherwise expressed a willingness to consider this problem, there have been few who have suggested possible legislative steps that should be taken.

I am not surprised at the latter situation because this problem is a difficult one to solve. No attempt should be made to solve it, in my opinion, while both tempers and time are short. A solution brought forth in this atmosphere might prove to be worse than the problem itself.

This brief session does not lend itself to the research, study, hearings, and time the dairy problem requires. I do not propose, therefore, to add this matter to the agenda.

On the other hand, it is not possible to ignore the realities of this situation or the possible consequences of a prolonged milk price war. In the short time that this problem has developed, my administration has endeavored to work out a compromise between the parties to the dispute, thus far without success. Nevertheless, we shall continue to work toward a settlement as long as a compromise seems possible.

In the meantime, in response to my personal appeal, the major retail chain has agreed to preserve the present milk price truce for a sixty-day period so as to allow more time for a study of the problem. The producers previously had agreed to a six-months extension of the truce, although they later expressed a desire for a shorter time. In any event, we now have sufficient

time in which to research and study this problem, conduct hearings, and work toward a fair and equitable solution.

The very fact that so much legislative concern has been shown over the milk price war ought to be warning enough to the disputants that we expect co-operation in resolving the matter.

As a final item, I am adding to the agenda of this special session a recommendation that an appropiration of $30,000 be made from the general fund to the Utah Commission for Interstate Co-operation in Higher Education to meet our contractual obligations to other compact states. Through an oversight, no request for this appropriation was made during the regular session.

Again I wish to compliment and thank those of you who offered to meet in special session at no expense to the State. I hope the session will be brief but productive.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

On motion of Senator Kerr, the Senate recessed.

The Senate re-assembled.

INTRODUCTION OF BILLS

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

AN ACT AMENDING SECTION 34-5-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY SENATE BILL 97 OF THE 31ST LEGISLATURE OF THE STATE OF UTAH, AND SECTION 34-5-16, UTAH CODE ANNOTATED 1953, RELATING TO THE EMPLOYMENT OF MINORS IN SPECIFIED OCCUPATIONS; EMERGENCY CLAUSE.

S. B. No. 1 was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 1* was read the second time and placed on the Third Reading Calendar.

S. B. No. 2 By Mr. Openshaw

AN ACT REPEALING SENATE BILL 97 OF THE 31ST LEGISLATURE OF THE STATE OF UTAH, RELATING TO THE EMPLOYMENT OF MINORS; EMERGENCY CLAUSE.

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

On motion of Senator Kerr, the rules were suspended and *S. B. No. 2* was read the second time and placed on the Third Reading Calendar.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

Mr. Otto Wiesley appeared before the Committee of the Whole.

Mr. Nelson W. Aldrich and Mr. Leland B. Flint appeared before the Committee of the Whole.

On motion of Senator Clegg, the Commitee of the Whole was dissolved.

On motion of Senator Openshaw, the Senate voted to spread the following letter upon the face of the Journal.

KENNECOTT COPPER CORPORATION
161 East 42nd Street
New York 17, N. Y.

C. R. Cox
President

April 14, 1955

The Honorable C. Taylor Burton
President of the Senate
State Capitol Building
Salt Lake City, Utah

My dear Mr. President:

At the March meeting of the Board of Directors, Leland B. Flint presented and read the Concurrent Resolutions of the Senate and House of Representatives of the Thirty-first Legislature of the State of Utah, concurred in by the Governor, expressing appreciation and gratitude to Kennecott Copper Corporation for the establishment and operation of the company's Research Center at the University of Utah, and for our participation in the presentation to the State of Utah of the Heroic Statue of Daniel C. Jackling, which now graces the rotunda of the Capitol.

The Board of Directors of Kennecott was deeply moved by this unprecedented demonstration of good will, and unanimously requested that I convey to the Governor and the Members of the State Legislature the Board's gratitude and appreciation. Kennecott's policy has always been to be a good citizen wherever it operates, and it is a most satisfying experience to receive this singular citation. As chief executive officer of the corporation, I wish to add my personal thanks to those expressed by the Board of Directors, and I would be most grateful if these expresssions on behalf of the company could be conveyed to the Members of the Senate. Separate acknowledgments have been forwarded to the Governor and the Speaker of the House of Representatives.

Very sincerely yours,

/s/ C. R. COX

Communication filed.

On motion of Senator Kerr, the rules were suspended and the Senate voted to consider S. *B. Nos. 1* and *2* on Third Reading.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Kerr, the rules were suspended and *S. B. No. 1* was read the third time and placed on its final passage.

On motion of Senator Adams, *S. B. No. 1* was amended as follows:

Page 1, line 16, after the word "and" insert "minors fourteen years of age or older."

Page 1, line 17, after the word "products" delete the period, insert a comma, then add "only for or under the supervision of the minor's parent, guardian or custodian."

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

Yeas, 17; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Gibson, Gronning, Openshaw and Selvin.

Absent and not voting: Senators Hammond and Tietjen.

S. B. No. 1 was transmitted to the House.

On motion of Senator Mabey, *S. B. No. 2* was tabled.

Senator Mabey moved for a Legislative Council study:

Be it Resolved by the State Senate that the Legislative Council study the Child Labor Laws of this state for the purpose of defining provisions and conditions for the work and employment of minors, and that the Council report to the 32nd Legislature.

Motion carried.

COMMUNICATIONS FROM THE HOUSE

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 1*, by Messrs. Hopkins and Grover, entitled, AN ACT APPROPRIATING $30,000 FROM THE GENERAL FUND TO THE UTAH INTERSTATE COMMISSION FOR COOPERATION IN HIGHER EDU-

CATION TO DEFRAY COSTS OF INTERSTATE PROFESSIONAL EDUCATION OF UTAH RESIDENTS AS DIRECTED BY THE COMMISSION PURSUANT TO THE WESTERN REGIONAL STATES COMPACT; DEFINING CERTAIN POWERS OF THE COMMISSION; PROVIDING A SCHEDULE FOR PAYMENT AND PROVIDING FOR CONTRACTS OF PLACING STUDENTS; PROVIDING AN EFFECTIVE DATE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 1 was read the first time.

On motion of Senator Hafen, the rules were suspended and *H. B. No. 1* was read the second and third times and placed on its final passage.

H. B. No. 1 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hammond and Tietjen.

H. B. No. 1 was returned to the House.

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 2*, by Messrs. Hopkins and Grover, entitled, AN ACT APPROPRIATING $1,000 FROM THE GENERAL FUND TO THE THIRTY-FIRST LEGISLATURE, FIRST SPECIAL SESSION; EMERGENCY CLAUSE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 2 was read the first time.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 2* was read the second and third times and placed on its final passage.

H. B. No. 2 then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Fowles, Gibson, Gronning, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham, Thorn, Woolley and Mr. President.

Absent and not voting: Senators Hammond and Tietjen.

H. B. No. 2 was returned to the House.

PRESENTATION OF RESOLUTION

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

A JOINT RESOLUTION OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH IN SPECIAL SESSION TO THE GOVERNOR OF THE STATE OF UTAH, J. BRACKEN LEE REQUESTING THAT GOVERNOR J. BRACKEN LEE PUT UPON THE AGENDA OF SUBJECT MATTERS TO BE CONSIDERED BY THIS LEGISLATURE THE SUBJECT OF MILK LEGISLATION SO THAT THERE MAY BE ESTABLISHED PROPER LEGISLATION TO PROTECT THE CITIZENRY AND ECONOMY OF THE STATE.

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

On motion of Senator Kerr, *S. J. R. No. 1* was tabled.

On motion of Senator Kerr, the Senate recessed.

AFTERNOON SESSION

The Senate re-assembled. President Burton in the chair.

COMMUNICATIONS FROM THE HOUSE

April 23, 1955

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. 1*, by Messrs. Jones, Grover, et al, entitled, A JOINT RESOLUTION OF THE THIRTY-FIRST LEGISLATURE OF THE STATE OF UTAH IN SPECIAL SESSION TO THE GOVERNOR OF THE STATE OF UTAH, J. BRACKEN LEE REQUESTING THAT GOVERNOR J. BRACKEN LEE PUT UPON THE

AGENDA OF SUBJECT MATTERS TO BE CONSIDERED BY THIS LEGISLATURE THE SUBJECT OF MILK LEGISLATION SO THAT THERE MAY BE ESTABLISHED PROPER LEGISLATION TO PROTECT THE CITIZENRY AND ECONOMY OF THE STATE, and the same is transmitted herewith for your action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 1 was read the first time.

On motion of Senator Kerr, the rules were suspended and *H. J. R. No. 1* was read the second and third times and placed on its final passage.

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

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg (explained vote), Davis, Day (explained vote), Fowles (explained vote), Hafen (explained vote), Hopkin (explained vote), Jenkins, Kerr, Lloyd, Mabey, Openshaw, Selvin, Stringham (explained vote), Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Adams (explained vote), Gibson (explained vote) and Gronning (explained vote).

Absent and not voting: Senators Hammond and Tietjen.

H. J. R. No. 1 was returned to the House.

On motion of Sentor Kerr, President Burton appointed a committee of three consisting of Senators Kerr, Jenkins and Woolley to act with a like committee from the House to convey *H. J. R. No. 1* forthwith to the Governor and then report back.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 1*, by Messrs. Hopkins and Grover, entitled, APPROPRIATING

$30,000 FROM THE GENERAL FUND TO THE UTAH INTERSTATE COMMISSION FOR COOPERATION IN HIGHER EDUCATION FOR PROFESSIONAL EDUCATION FOR UTAH RESIDENTS IN VETERINARY SCIENCE, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

April 23, 1955

Mr. President:

I am directed 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 Messrs. Hopkins and Grover, entitled, AN ACT APPROPRIATING $1,000 FROM THE GENERAL FUND TO THE THIRTY-FIRST LEGISLATURE, FIRST SPECIAL SESSION; EMERGENCY CLAUSE, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. B. No. 2 was signed by the President in open session in the presence of the Senate and returned to the House for transmission to the Governor.

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 1*, A JOINT RESOLUTION REQUESTING THE GOVERNOR TO PLACE THE MILK BILL ON THE AGENDA OF THE CURRENT LEGISLATIVE SESSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

H. J. R. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

Senator Stringham moved for a Legislative Council study:

Be it resolved by the Utah State Senate that the Legislative Council study the state land problem in relation to exchange of lands and mineral rights, the conservation of forage, the leasing of minerals and other pertinent matters relating to state-owned lands, and that the council report to the 32nd Legislature.

Motion carried.

Senator Selvin presented a resolution of commendation of all Senators concurring therein which was sent to Orson Ryan, Senate Chaplain of the Regular Session of the Thirty-first Legislature; expressing the wishes of the Senate that he have a speedy recovery of his illness.

President Burton appointed Senators Bullen, Gronning and Lloyd to revise the Journal for the Special Session.

REPORTS OF SPECIAL COMMITTEES

April 23, 1955

Mr. President:
Mr. Speaker:
Members of the Senate and the House of Representatives:

Your Joint Committee appointed to call upon the Governor with respect to H. J. R. 1 recommends that the Legislative Council be directed to initiate an immediate study of Anti-trust, fair-trade, and other laws and regulations affecting the marketing of milk.

The Legislative Council should call on the Attorney General, Dept. of Business Regulations, Dept. of Agriculture, and any other department of State Government, group, or members of the Legislature, they desire to assist in the assignment.

A report on this assignment should be made to the Governor and members of the Legislature by June 15, 1955.

Governor Lee expressed a confidence that the milk problem could be solved without emergency legislation at this time. If the existing truce is broken he would be disposed to respond to the recommendation of H. J. R. 1 and call a special session to deal with the emergency.

HOUSE COMMITTEE:

EDWARD C. LARSEN
ARCHIE GARDNER
DONALD ESPLIN

SENATE COMMITTEE:

CLIFTON G. KERR
DILWORTH WOOLLEY
RULON JENKINS

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and the House, *S. B. No. 1*, by Messrs. Kerr, Hopkin and Clegg, entitled, AN ACT AMENDING SECTION 34-5-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY SENATE BILL 97 OF THE 31ST LEGISLATURE OF THE STATE OF UTAH, AND SECTION 34-5-16, UTAH CODE ANNOTATED 1953, RELATING TO THE EMPLOYMENT OF MINORS IN SPECIFIED OCCUPATIONS; EMERGENCY CLAUSE, and the same is returned herewith for your further action.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to concur in the House amendment to *S. B. No. 1*.

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

Yeas, 16; Nays, 4; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Davis, Day, Hafen, Hopkin, Jenkins, Kerr, Lloyd, Mabey, Stringham, Thorn, Woolley and Mr. President.

Those voting in the negative were: Senators Gibson, Gronning, Openshaw and Selvin.

Absent and not voting: Senators Fowles, Hammond and Tietjen.

S. B. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

REPORT OF STANDING COMMITTEES

April 23, 1955

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 1*, by Messrs. Kerr, Hopkin and Clegg, entitled, RELATING TO EMPLOYMENT OF MINORS, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

REED BULLEN,
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.

On motion of Senator Openshaw, *S. B. No. 2* was lifted from the table.

On motion of Senator Openshaw, the enacting clause of *S. B. No. 2* was struck.

On motion of Senator Hopkin, *S. J. R. No. 1* was lifted from the table.

On motion of Senator Hopkin, the enacting clause of *S. J. R. No. 1* was struck.

On motion of Senator Kerr, the President appointed Senators Day, Stringham and Gronning, as a committee to notify the House that the Senate has concluded its business and is ready to adjourn sine die, and also to act with a like committee from the House to wait upon the Governor and inform him that the Legislature is ready to adjourn sine die.

A committee from the House appeared and notified the Senate that the House has concluded its business and was ready to adjourn sine die.

COMMUNICATION FROM THE HOUSE

April 23, 1955

Mr. President:

I am directed 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. Kerr, Hopkin and Clegg, entitled, AN ACT AMENDING SECTION 34-5-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY SENATE BILL 97 OF THE 31ST LEGISLATURE OF THE STATE OF UTAH, AND SECTION 34-5-16, UTAH CODE ANNOTATED 1953, RELATING TO THE EMPLOYMENT OF MINORS IN SPECIFIED OCCUPATIONS; EMERGENCY CLAUSE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

S. B. No. 1 was transmitted to the Governor.

April 23, 1955

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 23rd day of April, 1955, approve and transmit to the Secretary of State, *H. B. No. 2*, APPROPRIATING $1,000 TO THE THIRTY-FIRST LEGISLATURE, FIRST SPECIAL SESSION.

Respectfully,

RULON J. LARSEN,
Chief Clerk

Communication filed.

April 23, 1955

Mr. President:

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

Respectfully,

REED BULLEN,
Chairman

Report adopted and filed.

The Committee appointed to wait upon the Governor reported that he had no further business to bring before the Legislature.

COMMUNICATION FROM THE GOVERNOR

April 23, 1955

Honorable C. Taylor Burton
Members of the Senate

Dear Mr. President and Members of the Senate:

This is to advise you that I have no further business to place before this special session of the Legislature.

I wish to express my thanks to you for what has been accomplished here.

Sincerely yours,

J. BRACKEN LEE,
Governor

Communication filed.

On motion of Senator Clegg, the First Special Session, 31st Legislature, of the Utah State Senate adjourned sine die.