# SENATE JOURNAL

THIRTY-SECOND SESSION

OF THE

# LEGISLATURE

OF THE

STATE OF UTAH

# 1957

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## CERTIFICATION

The undersigned, as the duly appointed committee on Revision of the Senate Journal for the Thirty-second 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 14, 1957, and continuing for sixty legislative days.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL

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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 Judiciary 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 with 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 bills 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. changing or amending the charter of any city,
12. Incorporating cities, towns or villages; 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.

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## 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

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### UTAH CODE ANNOTATED 1953

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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 leges 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 representativs 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.

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## JOINT MEETINGS OF COMMITTEES

11. **Standing Committees May Meet Jointly.** Whenever any bill has been referred by the senate to one of its committees, and the same or a like bill has been referred by the house of representatives to one of its committees, the chairmen of the respective committees, when in their judgment the interest of legislation or the expedition of business will be better served thereby, may arrange for joint meetings of their committees for the consideration of such bill.

12. **Preference Given to Bills of Other House.** During the third and fourth days of each week the House shall give preference to the consideration of Senate bills appearing upon the House Calendar, and likwise, 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 re-

port 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.

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## BILLS AND RESOLUTIONS, ETC.

**14. Scope of Word "Bill."** Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions and memorials.

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

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

**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.

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## 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 lenth. (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.

**26. Same Bill in Both Houses.** Introduction of the same bill in both Houses of the Legislature is discouraged.

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## RECORD OF BILLS

**27. 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.

**28. 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.

**29. 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.

**30. 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.

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## MESSAGES

**31. 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.

**32. 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.

**33. 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.

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## CONFERENCE COMMITTEES

**34. 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.

**35. Disagreement, Conference Committee.** If the senate refuses to concur (if it be a senate bill), or the house refuses to concur (if it be a house bill), the secretary or the chief clerk shall notify the house making the amendments of such refusal, and ask that it recede from its amendments. If it refuses to recede, the presiding officer shall appoint a committee of three on conference, and the secretary or chief clerk shall immediately notify the other house of the action taken, and request the appointment of a like committee, which committee shall thereupon be appointed by the presiding officer of the other house. The first senator named on the conference committee shall act as chairman of the committee from the senate, and the first representative named on such committee shall act as chairman of the committee from the house, and the chairmen thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The committees shall report in writing and shall be authorized to report such modifications or amendments as they think advisable. But no committee of conference shall consider or report on any matter except those directly at issue between the two houses. The papers shall be left with the conferees of the house having possession of the bill, and they shall present the report of the committee to their house. When such house shall have acted thereon, it shall transmit the same, and the papers relating thereto, to the other, with a message, certifying its action thereon. Every

report of a committee of conference shall be read through, in each house, before a vote is taken on the same.

**36. 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.

**37. 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.

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## ACTION ON BILLS AFTER PASSAGE

**38. 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.

**39. 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.

**40. Presiding Officers to Sign Bills.** Every bill reported to have been duly enrolled shall be signed first by the presiding offcer 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.

**41. 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.

**42. 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.

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## ADJOURNMENT

**43. 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.

**44. 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.

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## LEGISLATIVE EXPENSE

**45. How Paid.** Each house shall have full control of its own expenses. All bills, claims or payrolls 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.

**46. 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.

**47. 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, pre-session bill drafting, filing, and printing service at least 30 days prior to the convening of the legislature.

**48. 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.

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## RULES OF THE SENATE

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### 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.

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## ORDER AND DECORUM

**12. President to Preserve Order; Appeal.** The president shall preserve order and decorum; he may speak to points of order in preference to other senators, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal by any senator on which appeal no senator shall speak more than once,

unless by leave of the senate. On appeal being taken, the question shall be: "Shall the decision of the chair stand as the judgment of the senate," which question and the action thereon shall be entered in the Journal.

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

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

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

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

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

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

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

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

**21. Calling of Ayes and Nos.** No senator or other person shall visit or remain by the secretary's desk while the ayes and nos are being called.

**22. Priority of Business.** All questions relating to priority of business shall be decided without debate.

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## 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.

**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 wtihin 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.

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## 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 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.

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## AMENDMENTS

**46. Substitute Motions.** All so-called substitute motion and resolutions shall be considered as amendments only, and shall be subject to the rules relating thereto; except such matter as may be reported by committee.

**47. Amendments Must Be Germane.** Any substitute or amendment must relate to the same subject as the original bill, resolution, memorial, or constitutional amendment under consideration.

**48. Amendments to Measure Requiring Two-Thirds Vote.** A constitutional amendment, resolution, memorial, or a bill requiring a vote of two-thirds of the members elected to the senate for the final adoption or passage may be amended by a majority of those voting.

**49. Tabling an Amendment Does Not Prejudice Bill.** An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

**50. Rider Amendments.** No amendment by way of rider shall be made to any bill on its third reading.

**51. Amendments in Order at Second and Third Reading.** Amendments shall be in order at the second and third readings of the bill, resolution, or memorial requiring three readings, and it shall be at all times in order, before the final passage of such bill, resolution, or motion, to move its commitment or recommitment.

**52. Committee Amendments, How Reported; Speaking on Amendments.** Amendments reported by a committee shall refer to the printed bill and shall not be inserted in the original bill until after such amendments shall have been adopted by the senate, when they shall be properly inserted by the secretary. A copy of the printed bill with all proposed amendments entered thereon shall accompany the committee's report. Such committe 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.

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## 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 results 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.

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## 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; Rising 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.

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## 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 anytime, 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 time 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, seven members.
3. Political Subdivisions, five members.
4. Education, seven 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, seven members.
11. Military Affairs and Civil Defense, five members.
12. Highways and Aeronautics, seven members.
13. State and Federal Affairs, seven 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.** Every committee to which a bill is referred is expected to give said bill due consideration and to make a recommendation back to the senate as to the desirability or undesirability of the proposed legislation.

The conduct of committee hearings is an integral part of good legislative process. Committee members shall, to the best of their ability, fully inform themselves regarding issues involved in bills coming before committees on which they serve. Hearings should be held upon request of interested parties, or when in the opinion of committee members additional facts are necessary for proper consideration of a bill. It shall be the responsibility of committee members, in the conduct of hearings, to request the presentation of testimony by any person who, in the opinion of the committee, is qualified to present testimony of importance in the determination of the issue. Hearings shall be public and proper decorum shall prevail.

Testimony shall be directed to the committee; the procedure adopted for the hearing shall be such that committee members shall properly and appropriately receive testimony essential for proper consideration of the issues before them. 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 member 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.

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## 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 senators who is or are members 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 an aye and no vote. If this question is decided in the negative, it shall be deemed a rejection of the bill.

**92. Bill placed on Third Reading Calendar.** Each bill, resolution or constitutional amendment ordered read a third time shall be placed at the foot of the third reading calendar. No bill shall be read the third time until the day following its second reading.

**93. Reprinting Bill.** Any bill that has been materially amended on its second reading may by a majority vote be ordered reprinted or retyped. When a bill has under this rule been ordered retyped, it shall be prepared upon 8½x13 inch paper and the lines should be numbered as in the original bill.

**94. Third Reading of Bill; Final Question.** When a bill is reached on the third reading calendar, it shall be read by title, unless objection be made, in which event the bill shall be read in full as it passed its second reading. The bill shall then be open for discussion or further amendment. The final question shall be stated thus: "This bill having been read three times, the question is: Shall the bill pass" or "Shall the bill be concurred in" as the case may be.

**95. Third Reading of Money Bills to Be in Full.** The third reading of all bills appropriating money shall be in full.

**96. Amendments Inserted in Bill Before Transmitted to House.** Any bill, resolution, memorial or constitutional amendment which shall have passed the senate with amendments shall have such amendments inserted therein in blue before being transmitted to the house of representatives.

**97. Recommitment Before Passage.** Any bill, resolution, or memorial may be recommitted at any time previous to its passage.

**98. Bill Transmitted to House.** Each bill which passes its third reading shall be certified by the secretary and by him transmitted to the house. The date of transmission shall be entered on the books of the secretary.

**99. Enrollment of Bill; Signed by President.** After a senate bill has passed both houses, it shall be duly enrolled under the direction of the committee on rules and carefully examined as provided by Joint Rule No. 38. When the bill is reported to the senate as 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.

**105. Bills, Resolutions, etc.; Procedure.** Introduction of resolutions and memorials on matters irrelevant to legislative matters is discouraged and such resolutions and memorials as are adopted shall not be printed except by majority vote.

**106. 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.

**107. 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.

**108. 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.

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## COMMITTEE OF THE WHOLE

**109. 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.

**110. Procedure in Committee of Whole.** In forming a committee of the whole, the President, unless otherwise ordered by the senate, shall appoint a chairman to preside, who shall for the time being exercise all the powers of the president necessary to the conduct of the business of the committee. The rules of the senate shall govern as far as practicable, except that a senator may speak more than twice on the same subject, that a call for the ayes and nos cannot be made, nor can an appeal from the decision of the chair be taken. Such committee may strike out the enacting clause of a bill and report that fact to the senate; and if the report be agreed to by the senate, it shall be deemed a rejection of the bill.

**111. 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 committe. 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.

**112. 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.

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## EXECUTIVE SESSIONS

**113. 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.

**114. 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.

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## SUSPENSION OF RULES

**115. 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.

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## RULES OF ORDER

**116. 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

**117. 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-of-arms to admit no one except upon the invitation of the senator, except the members and officers of the two houses of the legislature, former members of the senate, the governor, heads of state departments, former governors, members of the congressional delegation, judges of the United States courts and of the state courts, and reporters of the press. Any such person shall only be entitled to the quiet and orderly occupancy of the seats provided for visitors or for representatives of the press, and in no event to the privileges of the floor.

**118. 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.

**119. Sergeant-at-Arm 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.

**120. Employes and Visitors Not to Influence Legislation.** Any employe of the senate or of its committees soliciting or inviting any senator to vote or use his influence for any bill or matter before the senate shall be at once dismissed from service and employment, and any person entitled to the privilege of the floor of the senate who shall, while on the floor during the session of the senate, solicit or invite any senator to vote or use his influence for any bill or matter before the senate shall forfeit his privilege.

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# REGULAR SESSION

## of the

## THIRTY-SECOND LEGISLATURE

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## FIRST DAY

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State Capitol,

SENATE CHAMBER,

Salt Lake City, Utah, January 14, 1957.

Pursuant to the provisions of the Constitution of the State of Utah, the holdover Senators and Senators-elect of the Thirty Second 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 Elder Harold B. Lee, member of the Council of Twelve, L. D. S. Church.

Secretary of State Lamont F. Toronto presented the following certificate:

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

1957

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STATE OF UTAH

EXECUTIVE DEPARTMENT

I, LAMONT F. TORONTO, SECRETARY OF STATE OF THE STATE OF UTAH, do hereby certify that a General Election held within and for the State of Utah on Tuesday, November 6, 1956, the following named

persons were chosen by the electors as members of the Thirty-Second Legislature of the State of Utah, to serve in the Senate from the several districts of the State of Utah as shown, each for the term of four years, beginning January 7, 1957:

FIRST DISTRICT – County of Box Elder – Kleon Kerr.

FOURTH DISTRICT – County of Weber – L. Rulon Jenkins.

FIFTH DISTRICT – Counties of Duchesne and Wasatch – Glen M. Hatch.

SIXTH DISTRICT – County of Salt Lake – D. E. Hammond, Mrs. C. L. Jack and W. G. Larson.

TENTH DISTRICT – Counties of Garfield, Wayne, Kane and Piute – Royal T. Harward.

ELEVENTH DISTRICT – County of Iron – Charles R. Hunter.

THIRTEENTH DISTRICT – Counties of Juab and Tooele – Sol J. Selvin.

FOURTEENTH DISTRICT – County of Carbon – Marl D. Gibson.

FIFTEENTH DISTRICT – County of Davis – Haven J. Barlow.

SIXTEENTH DISTRICT – Counties of Uintah and Daggett – B. H. Stringham.

SEVENTEENTH DISTRICT – County of Sevier – Lamar A. Dastrup.

EIGHTEENTH DISTRICT – County of Washington – Orval Hafen.

AND I FURTHER CERTIFY, that by virtue of an election held on Tuesday, November 2, 1954, 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:

SECOND DISTRICT – County of Cache – Reed Bullen.

THIRD DISTRICT – Counties of Rich, Summit and Morgan – Alonzo F. Hopkin.

FOURTH DISTRICT – County of Weber – J. Francis Fowles.

SIXTH DISTRICT – County of Salt Lake – Merrill K. Davis, Elias L. Day and Sherman P. Lloyd.

SEVENTH DISTRICT – County of Utah – Luke Clegg and Grant S. Thorn.

EIGHTH DISTRICT – Counties of Beaver and Millard – Carlyle F. Gronning.

NINTH DISTRICT – County of Sanpete – R. Clair Anderson.

TWELFTH DISTRICT – Counties of Emery, Grand and San Juan – Donald T. Adams.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah this seventh day of January, A.D. 1957.

(Seal)

/s/ LAMONT F. TORONTO
Secretary of State

Roll Call–All Senators present.

Justice J. Allan Crockett 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 Clegg, the Senate voted to proceed with its organization and nominate and elect its President.

Senator Lloyd nominated Senator Hafen.

Senator Hopkin seconded the nomination.

On motion of Senator Gibson, the rules were suspended, nominations closed and Senator Hafen was elected by acclamation.

A committee consisting of Senators Jack, Anderson and Hammond escorted the President-elect to the chair, and the oath of office was administered by Justice Crockett.

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

On motion of Senator Thorn, 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 Committes.

8. Miscellaneous Business.

9. Adjournment.

The President appointed a committee consisting of Senators Lloyd, Day and Gibson to formulate the Senate Rules.

The President appointed Senators Lloyd, Day and Gibson to formulate the Joint Rules.

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

The President appointed a committee consisting of Senators Harward, Hunter and Hatch to notify the House that the Senate was organized and ready to do business.

The President appointed a committee consisting of Senators Stringham, Barlow and Larson 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.

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

On motion of Senator Dastrup the Senate recessed for 30 minutes.

The Senate re-assembled.

President Hafen in the chair.

## REPORTS OF SPECIAL COMMITTEES

January 14, 1957

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 ..... Quayle Cannon, Jr.

Sergeant-At-Arms ..... Ferris H. Allen

Docket Clerk ..... Blanche W. Thorup

Minute Clerk ..... Sophia C. Buckmiller

Chaplain ..... Joseph S. Bennion

Assistant Sergeant-At-Arms ..... Arch L. Davis

Assistant Sergeant-At-Arms ..... L. D. Ford
Supervising Clerk ..... Elizabeth H. Pratt
Reference Attorney ..... John Hayes O'Donnell
Reference Attorney ..... Don Creer
Committee Clerk ..... Betty Tidwell
Committee Clerk ..... Jean Cooper
Committee Clerk ..... Cavell Hanks
Committee Clerk ..... Betty Castillo
Committee Clerk ..... Margaret Bain
Committee Clerk ..... Mildred Yeamans
Committee Clerk ..... Eveline McLachlan
File Clerk ..... Lucinda Jensen
Mail Clerk ..... Edith Booth
Mail Clerk ..... Rowens W. Slack
Mail Clerk ..... D. E. Davis
Messenger ..... Louise B. Nielson
Messenger ..... Ann Williams
Messenger ..... Dorothy C. Rosebraugh
Messenger ..... Alta J. Hayward
Messenger ..... H. C. Hart
Messenger ..... Margaret S. Openshaw
Messenger ..... Ruby T. Garf
Doorman ..... Dewey G. Eskland
Doorman ..... A. L. Fikstad
Doorman ..... LeRoy Davis
Doorman ..... W. J. Humphrey
Doorman ..... Wm. H. Hurst
Cloakman ..... C. S. Augason
Custodian ..... Joe Johnston
Custodian ..... Reuben Flynn

Respectfully,

MERRILL K. DAVIS,
Chairman

Committee report read and adopted.

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 Lloyd, the Senate voted that the rules of the 31st Legislature of 1955 be adopted temporarily until other rules have been adopted.

On motion of Senator Lloyd, the Senate expressed its appreciation to the Secretary of State Lamont F. Toronto, Justice J. Allan Crockett and Elder Harold B. Lee.

Senator Harward, 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 Stringham, 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 15, 1957 at 11 A.M.

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

On motion of Senator Barlow, the Senate voted to allow each member to place 10 names on the Senate mailing list for copies of its journals and bills.

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

The President appointed Senators Hammond, Dastrup, and Hatch to read and revise the Journal for the two weeks commencing January 14, 1957.

On motion of Senator Selvin, the Senate adjourned until Tuesday, January 15, 1957 at 10:00 A.M.

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# SECOND DAY

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## MORNING SESSION

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January 15, 1957

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

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

Prayer by the Chaplain.

January 15, 1957

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,

D. E. HAMMOND,
Chairman

Report adopted and filed.

On motion of Senator Clegg, the Senate recessed to meet with the House in Joint Convention to hear the Governor's message and that after the Joint Convention has been dissolved all Senators re-assemble in the Senate Chambers.

## JOINT CONVENTION

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

Prayer by Joseph S. Bennion, Chaplain of the Senate.

On motion of Representative Hopkins, the President of the Senate appointed a Joint Committee consisting of Senators Bullen, Kerr and Gronning, Representatives Cannon, Winterton and K. W. Gardner to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

President Hafen recognized Utah's First Lady, Mrs. George D. Clyde.

The Joint Committee returned, escorting His Excellency, Governor George D. Clyde, who was presented to the Joint Convention by President Hafen.

The Governor then delivered the following message:

## GOVERNOR'S MESSAGE

*Ladies and Gentlemen of the Thirty-second Legislature of the State of Utah:*

I am addressing you today in compliance with a requirement of our State Constitution that the Governor deliver a message to the Legislature discussing conditions in the State as he sees them and presenting his recommendations for appropriate action to deal with them.

While this is an official duty, it is also a privilege and a pleasure, marred only by the fact that I am required to meet with you a short week after taking office. Obviously the Governor in this situation is seriously handicapped in trying to obtain a working knowledge of the operation of the various departments of our State Government. This is not a situation peculiar to me, but one that has faced all of my predecessors as they began their first terms of office. I have worked diligently to acquaint myself with the operations and the problems of the various departments, and I am happy to report that I have received excellent cooperation from all those whom I have approached for information. Nevertheless, I urge that this problem be studied and that, before another incoming Governor is faced with the same situation, adequate tools be provided the Goveror-elect for the task he must accomplish between election and inauguration.

At this time, I find the general situation in Utah somewhat paradoxical. There is much that is good, much that is heartening and encouraging. On the other hand, there are many serious problems, at least some of which may not be clearly apparent to the public and may have been purposefully hidden. A superficial examination of the situation could lead us into serious and costly error.

At the present time, I find there is a substantial surplus in the state general fund. By the end of the current biennium, it is estimated this surplus will amount to more than eight million dollars.

This surplus is entirely due to our expanding economy, which has produced revenue – particularly from the sales tax – at a rate exceeding the estimates of two years ago. This in itself is good. It gives striking evidence of the growth and prosperity of Utah, which should continue to expand, and at an even faster rate, in the years ahead. This surplus offers us valuable help in meeting the financial problems of the next biennium.

Before we grow too elated over this surplus, however, it is necessary to take a close look at the demands that will be made on the state treasury in the next biennium. In addition to the normal operating costs of the various departments and institutions, costs that inevitably tend to increase with the rising economy and the rising cost of living, there are three major areas of unusual expense with which we must somehow deal. All three are to some extent the result of allowing sizeable backlogs of unsatisfied urgent needs to develop over a period of years. They are:

1. The salary scales of state employees. In some departments it is impossible to obtain qualified, technically-trained people for important jobs; and in the long run, the State loses heavily by placing unqualified personnel in key technical positions. In the general area of non-professional personnel, conditions vary from department to department and could not be corrected by a blanket salary increase; but such factors as individual merit and the rising cost of living must be taken into account.

2. The education system of the State. Here again salaries must be considered but so also must the problem of adequate classroom space and that of supplies and services to maintain a suitable educational system for our children.

3. The State's need for building construction. Total building requests for the next six years are in excess of 73 million dollars, with more than 37 million dollars requested for the next biennium. Even a much-scaled-down proposal of the Legislative Council contemplates a six-year program costing almost 30 million dollars, with a little more than 11 milion dollars to be expended in the next biennium.

It is obvious that if even a part of the requests in these three areas is met, the general fund surplus will quickly disappear and we shall be hard put to find ways of financing even minimum adequate programs.

## Taxation

The whole problem of raising revenues for the operation of state government is one with which I do not propose to deal in detail at this time. This is for two reasons.

First, I believe it would be out of logical order. We should not set out to decide how much money we can raise, and then set about allocating it among the various departments and institutions. Following such a course of procedure, we could always find ways to spend every cent that could be raised through taxation. Rather, we should set about determining the genuine needs of the state which must be met. Then we can intelligently face the problm of finding the money to deal with them.

Secondly, I propose to make taxation the subject of a special message to the Legislature at the proper time.

At this time, I shall only reiterate what I said to you at the recent pre-Legislative session:

That we begin our deliberations on the assumption that we shall live within our means, refrain from plunging the State into debt and avoid the imposition of new taxes to the fullest extent possible. We must not place unreasonable burdens on any segment of the state's economy or on the economy as a whole.

## Education

In addressing you at the pre-Legislative session, I said that one of the most important problems facing the State today is in the field of education. I have again today referred briefly to that problem, and a recent public opinion poll shows that the great majority of the people of Utah concur in my opinion.

However, I shall not go into this subject in detail today, preferring to cover it more thoroughly in a subsequent special message which I shall present to you.

At this time, I shall merely point out that it is imperative that we give additional help to our educational system, in order to preserve Utah's proud heritage in this field and to give our children adequate preparation for taking over the leadership of tomorrow. At the same time, however, it may be necessary to make some basic change within our educational system. While we should aim for the highest standards we can reasonably afford, we must strive for maximum efficiency in a well-integrated program. We must elimi-

nate waste, unnecessary duplication and harmful competition between the institutions and educational authorities in the state. We must plan intelligently for the whole, not haphazardly for the separate parts.

I commend this matter to your most thoughtful attention in the interim before I return to discuss with you our education problems in detail.

## Reorganization of State Government

For many years the executive departments of Utah State Government have been operated by commissions composed of three or four full-time, paid members. While this type of operation may be effective, and even be mandatory, in some departments, in many others it has proved itself both inefficient and unnecessarily expensive.

This is particularly true in the State Road Department, where laymen have made the ultimate decisions in a highly technical field. It has cost the State heavily both in dollars and in the efficiency of its highway system.

In the immediate future, the road-building program in Utah will be greatly accelerated, due, in part, to the new Federal Interstate Highway Program as well as to the rapidly-expanding highway requirements of this State.

It is important that the policy-making board that will fix priorities of our highway construction and maintenance program be state-wide in character, to make certain that all areas are given fair consideration and that the highway system adequately meet the needs of the State as a whole. It is imperative, too, that the technical aspects of the expanded highway building program be directed by a trained and professionally competent executive, at the head of a technical staff adequate to the size and importance of the task.

I strongly urge enactment of a law to replace the present Highway Department with a department modeled on the outline presented in the report of the Utah Legislative Council entitled "A Study of Utah Highway Needs."

The present three-man, full-time paid commission would be replaced by a five-man, non-paid commission that would represent the geographical areas of the State and that would fix basic policy. The policies of the commission would be carried out by a Director of Highways, a qualified executive appointed by the commission with the approval of the Governor. Under the director would function the technical staff, headed by a chief highway engineer, appointed by the director with the approval of the commission.

The reorganized department would have supervision over both highways and state aeronautics. These are related functions of transportation, both financed primarily from taxes on motor fuels. The unrelated function of building construction, now the responsibility of a Building Board that is identical in personnel with the Road Commission, should be disassociated from the Highway Department and made the responsibility of a State Building Authority.

Much more than mere realignment of departmental functions is involved in this question of a State Building Authority. Present Utah law requires that the full estimated cost of a proposed state building be authorized before any start can be made toward its actual planning and construction.

A state agency desiring to construct a building cannot hire an architect until funds have been authorized. This obviously means that the preliminary planning and the estimate of cost which is submitted to the Legislature have been carried out more or less haphazardly, without the help of a professional man trained for this highly important task.

By the time an architect is placed in charge, it may be too late for him to do an important part of his normal job. Instead of planning a building to meet the specific needs for which it is intended, he is apt to face the problem of designing a structure to fit the size of the appropriation made by the Legislature – which may or may not be appropriate to the need. This can be costly in money as well as in functional efficiency.

The procedure has two further unfortunate effects. First, it ties up large sums of money and keeps them idle for extended periods, for it generally requires from one to two years, often more, to complete pre-construction planning. Secondly, the existing situation has the effect of promoting intense competition between state agencies that have construction needs. Each feels that only a limited amount of construction money will be available and that it is therefore necessary to out-maneuver other competing agencies in order to avoid being left out of the building program entirely.

I recommend that this law be changed when and if the Building Authority is established. I propose that the basic plan outlined in the Legislative Council's report on state building needs be incorporated in legislation establishing such a Building Authority. A 50 million dollar building program, over the next ten years, could be planned and carried out by a Building Authority to meet the State's major building needs without throwing an unreasonable strain on the economy.

Let me point out that if money were available – which, of course, it is not – to grant immediately all of the requests for construction that have been presented by all of the state agencies, the physical job of construction could not be completed in a short time. Furthermore, if all of this building construction were undertaken simultaneously with the expanded highway program and the expanded reclamation construction program that will be under way in Utah in the near future, we should quickly overtax our sources of supply of such basic materials as steel and cement. We should overtax our labor market. The State would soon be competing frantically with itself, and with private industry, with the inevitable result that the prices of materials and of human services would be inflated. Every agency would pay an unnecessarily high cost for its project.

A well planned program can avoid this harmful competition, and at the same time get the essential job done in an orderly manner – and actually faster than if pressure were being exerted from every side.

It is my intention that the State Building Authority which I have proposed be subject to full and proper control by the Legislature. All construction, and the sums to be spent on such construction, would be authorized by the Legislature, with the concurrence of the Governor.

### The Finance Commission and The State Land Board

Another department in need of immediate reorganization is the Department of Finance, which appears to have acquired a number of wholly unrelated functions on a basis of expediency rather than logical planning. The State Land Board in particular, now a branch of the Finance Department, bears no special relationship to that department and has in the light of recent developments taken on new and added importance.

Let me emphasize that what I am now saying is not necessarily a criticism of the men who have held office under the existing system. The Finance Commission, and the commissioner in charge of the Land Board, appear to have done a commendable job in the interests of the state. My criticism is directed at the system itself.

The State Land Board should be set up as a separate agency of state government. Policy should be established by a five-man, non-paid commission representing geographical areas of the State. These policies should be carried out by a Director of Lands, to be appointed by the commission with the approval of the Governor, and whose minimum qualifications should be fixed by law. The director should be a man fully qualified in land appraisal and land management, and would direct a technical staff whose duty would be to promote maximum development of state lands and protect the State's interests at all times.

The central functions of the Finance Commission might be left as they are or they might be incorporated in the office of a State Comptroller, who would function under the direction of the Board of Examiners. The office of the Comptroller would maintain an accounting budgetary system for all state departments and agencies and would act as purchasing agent and agent for the disposal of surplus property for the State.

The state personnel director should be made directly responsible to the Governor. Minimum qualifications for the office of personnel director should be prescribed by law and the duties of the director should include the establishment of job classification and salary schedules for all state departments.

It would be well to review the entire structure of state employment. Every position should be reviewed, to establish the need for the position itself, to fix the qualifications necessary to fill it, and to provide a general upgrading of salary scales as may be needed to make them realistic in terms of the cost of living and of salary scales for comparable positions in private industry.

In the interval before the Legislature convenes again, the entire problem of departmental reorganizaton should be studied. It should then be possible to determine which, if any, additional departments could be effectively reorganized.

### Problems of Local Governments

I urge that the Legislature recognize the financial problems of local government units, particularly the larger cities, of the State. Permissive legislation should be enacted to enable them to use sources of revenue outside the

property tax. The property tax limitations placed upon cities of the first, second and third class and upon towns, now in chaotic disorder, should be recast in a more logical arrangement.

### Additional Sources of Revenue

The Legislature should fully examine the possibilities of raising revenue through other means than taxation. Specifically, I recommend the enactment of an effective escheat law. Recommendations have been made that the State take steps to collect reasonable interest on state funds deposited in private banks. I understand, in fact, that legislation to this end was considered but not enacted by the Thirty-first Legislature and that similar legislation was being prepared for introduction this session. I find, however, that present Utah statutes empower the State Depository Board to levy such interest charges. In fact, such interest used to be collected by the State of Utah, and it is collected at the present time by many other states; but for the past several years this source of income has been completely neglected by the State of Utah.

Within the past few days, steps have been taken through the State Depository Board to collect reasonable interest on all state funds deposited in private banks except those on immediate demand. The plan now being put into effect has the approval of private bankers, and it is estimated it will bring the State a substantial amount of money each year.

### Governor's Residence

I call to your attention the fact that the Thirty-first Legislature disposed of the former governor's mansion to the State Historical Sociey and provided that a suitable residence for the Governor should be acquired. This has not yet been done. I recommend that steps be taken immediately to construct a suitable residence and I urge that the following factors be given special consideration:

That there be constructed a "residence" rather than a "mansion"; that it be designed for comfortable living quarters, with adequate space for entertaining special distinguished guests when occasion demands, but that major state functions be held in the Capitol, on the ground floor of the former governor's mansion or in some other siutable place;

That it be constructed in reasonably proximity to the Capitol;
That construction begin at the earliest possible date.

### Business Regulation

There exists a large number of regulatory boards to control various professional groups in the State, and the number of such boards appears to be steadily growing. I urge that the recommendations of the Legislative Council be followed and that existing boards, and proposals for future regulatory boards, be closely scrutinized. Those which are necessary for the protection and guidance of the public should be maintained and strengthened. Boards which operate solely for the benefit of a limited professional group, and whose actions have little or no bearing on the general public good, should not be given the official status of state agencies.

I further recommend that such regulatory boards not be composed entirely of people from the professions to be regulated. The public interest would better be safeguarded by having one or more lay members on all such professional boards.

## Civil Defense

Utah's Civil Defense Act will expire on June 30th next. In view of the unsettled condition of world affairs, it will be necessary to extend the act beyond its present expiration date.

The extension should be for a limited time, not to exceed four years. At the end of that time, the Legislature can again extend the life of the act if it is deemed advisable. The Civil Defense Act is an emergency measure and should not be allowed to become permanently fixed on Utah statutes.

In extending the Civil Defense Act, I call your attention to one provision of the present law that should be changed. The State Civil Defense Council is, by law, composed of the Governor, the Secretary of State, the Attorney General, the President of the Senate, the Speaker of the House of Representatives, and four lay members appointed by the Governor. I believe this is a good formula.

However, the present law requires that not more than five members of the council be of the same political party. At the present time, all five elected officials who automatically become members of the council are of the same political party; this would require that all four appointed members be of different political affiliation. I recommend that the law be changed to provide that not more than two of the appointed members of the council be of the same political party, without regard to the political affiliation of the elected officials.

I also recommend that in extending the act it be provided that a close liaison be maintained between the Civil Defense Organization, the National Guard and the State Guard; and that Civil Defense unit headquarters be located in the National Guard armories throughout the state, including the central State Civil Defense headquarters in the new Salt Lake Armory. It will then be possible for the Civil Defense Organization to make use of the communications system already set up by the National Guard.

## Food and Drug Law

I urge your prompt attention to a bill prepared by the State Department of Agriculture, to regulate the purity of foods, drugs and cosmetics packaged and sold in Utah. Utah's existing food and drug control law, patterned on the Federal statute of 1906, is badly out-dated. Under its provisions it is possible to pack foodstuffs under shockingly unsanitary conditions and to sell them in Utah although they could not be legally sold outside the state's borders. There is no adequate control of the purity of drugs, nor of the dispensing of many drug items that should be sold only on the authorization of a qualified medical practitioner. The state has no regulation whatever of the purity of cosmetics.

An up-to-date bill, patterned on the Federal act of 1938, was introduced in the Thirty-first Legislature and failed to pass. This, I understand, was due to disagreement as to which regulatory authority would have the responsibility of enforcing the various provisions of the law, and not to dissatisfaction with the provisions of the bill itself. I strongly suggest that the question of areas of authority be worked out through public hearings and that adequate control of foods, drugs and cosmetics be enacted into law.

I also urge favorable consideration for bills prepared by the Department of Agriculture to safeguard the public health through adequate inspection of dairies and control of the sale of raw (unpasteurized) milk.

### The Utah Legislative Council

The work of the Utah Legislative Council has been most valuable in providing factual data for the guidance of the Legislature. I commend this body for its excellent work, but at the same time caution it against taking over the actual legislative function. You have each received a copy of the Council's report and I commend it to your serious study. In general, I agree with and endorse the Council's recommendations, although with some reservations and exceptions. These are too detailed to discuss individually here, but I shall make my views known as the points may arise in connection with specific legislation. I urge the continuance of the Legislative Council and recommend that an auditor be added to its permanent staff.

### Earmarking of Funds

Some progress has been made toward the un-earmarking of funds. I urge that considerably more work be done along this line. While there are certain exceptions, notably license fees levied for specific purposes and use taxes, such as the motor fuels tax, which are reserved for a purpose closely connected with the source of funds, the earmarking of funds is generally contrary to the best interests of state government. The fullest freedom should be preserved for the Legislature to appropriate available funds according to need.

### Public Welfare

I heartily commend the excellent work of the Utah Department of Public Welfare and the efficient and business-like way in which Utah's welfare program is being administered. I urge your favorable consideration of bills prepared by the department to provide access to income tax information in special cases where it is needed to establish the financial responsibility of inmates of state institutions or of their families.

### Public Health

I need scarcely remind you of your solemn duty to enact adequate legislation to safeguard the health and welfare of all the citizens of Utah. Nevertheless, restraint should be exercised in considering public health programs that may go beyond the proper function of a state agency. I particularly urge caution toward the proposals of the Water Pollution Board to establish authority over the irrigation systems, as well as the culinary water supplies, in the State.

### Water Resources

Full attention should be given to the safeguarding and development of Utah's supply of water, the final limiting factor of the State's growth. I wish to commend the work of the public spirited men of Utah's Water and Power Board with whom I have been closely associated.

The Water and Power Board, in carrying out its objectives to promote the development of Utah's water and power resources, has constructed 75 projects at a cost of 3¾ million dollars. In meeting this cost, state funds in the amount of $2,650,000 have been advanced from the board's revolving fund to sponsors of these projects. All of this money is reimbursable and will return to the revolving fund. These projects conserve 107,000 acre-feet of water to benefit 207,000 acres of land. In addition to these worthwhile partnership objects with the people of Utah, the Water and Power Board has borne the responsibility for establishing and protecting Utah's interest in interstate streams – the Colorado, the Bear and the Columbia Rivers. During the past three years, interstate compacts have been negotiated for the Bear and Columbia Rivers.

Potential projects now before the board for investigation total more than four million dollars. All possible avenues of financing must be explored. Where no other source is available, the Water and Power Board advances state funds from the revolving fund, on a 100 per cent reinbursable basis. This is an example of the State's partnership in assisting private enterprise in worthwhile projects, without the State taking over any of the responsibility that belongs to private citizens. I recommend that an additional million dollars be added to the revolving fund of the Water and Power Board, to provide additional working capital.

In the field of water resources, the State Engineer has important responsibilities, and the stature and salary of the position should be made adequate to them. I recommend that a salary of at least $12,000 a year be established for the State Engineer, to insure the State competent services in the safeguarding of its most valuable resource. With qualified personnel, there is no reason why the functions of the State Engineer and of the Water and Power Board should not be effectively integrated.

An inventory of Utah's water resources should be developed without delay, as it is basic to our water savings program, our small projects (reclamation) program and to our major reclamation developments as well as to the problems of application, adjudication and distribution of all waters in the State.

The Legislature, as well as the Executive Branch, should do everything possible to promote and preserve unity and close cooperation between the four states of the Upper Colorado River Basin in order to further our mutual interest in long-range development vital to us all.

### State Parks and Tourist Development

A thorough study of the advisability of establishing and maintaining a system of state parks should be completed before the next meeting of the Legislature. Experiences of other states should be examined, and a detailed

study be made of Utah's potential. Costs should be carefully analyzed. Any program that is developed should be planned to coordinate with the National Park System and to embrace all possible uses of state parks, including recreation. If a system of state parks is established, it should be recognized in our tourist promotion program. Utah's activity in tourist development is an example of state partnership with private enterprise and is of major benefit to the state economy. I believe, however, that we are far from realizing our potential in this field and that this activity should be expanded on the sound business principle that money should be invested in any enterprise that brings a return substantially greater than the original investment.

### Fish and Game

Our fish and game program is important both as a valuable recreational resource for the thousands of sportsmen from all walks of life in this state, and as a factor in attracting tourists and vacationers from other states. I urge that the Fish and Game Department, and its program, be strengthened as much as possible within the limitations of available funds. I suggest that this may best be accomplished by retaining trained and qualified career men, preferably college graduates in fish and game management, within the department. This will require an upward revision of existing salary scales within the department, but I am convinced that money judiciously spent for this purpose will bring the greatest possible long-range return.

### Highway Safety

The problem of safety on our highways is becoming increasingly serious. I commend to your attention the recommendations of the Utah Safety Council, and particularly urge that driver training programs, including behind-the-wheel instruction, be made a part of the curricula of Utah high schools.

### Biennial Reports

Many institutions and departments of state government are required to submit biennial reports. At present there is no set form for these reports, and they are prepared and printed in confusing variety. A major part of many of the reports is material that can be classed as promotional." I urge that standards be set by law for these reports, restricting them to essential information and providing a standard form for submission.

### Legal Counsel

I recommend that the office of the Attorney General be made the sole legal counsel for all departments of Utah State Government, including the Tax Commission and the Liquor Commission. No department should have a separate legal staff.

### Miscellaneous Recommendations

I commend the following additional subjects to your careful attention and appropriate action:

Authorization of a study of the creation of a state library, for report to the next Legislature.

Bills prepared by the Utah State Bar to expedite judicial procedure and overcome the serious backlog that is developing in many of our courts.

**Conclusion**

I have here outlined some of the major points on which I feel legislation is immediately needed. I have indicated two major areas on which I shall later deliver special messages. It may be that occasion will arise for me to deliver additional messages on particular subjects, although I do not anticipate the need at this time.

In conclusion, let me express my wholehearted belief in the future of Utah.

We have an expanding economy, and a bright future if we do our part to develop the wonderful potential that is now within our grasp.

If we are to realize our fullest growth and development, and establish a sound and lasting prosperity, we must keep certain fundamentals in mind in all of our planning and our lawmaking.

We must maintain a favorable tax climate for the development and expansion of industry and of individual enterprise.

We must constantly watch over the development of our basic resources of water and power.

We must build and maintain an adequate supply of skilled manpower.

We must cooperate effectively with the Federal Government as well as with private enterprise in a partnership that will be advantageous to all parties concerned and also preserve the basic rights of all.

To realize these aims and achieve our ultimate goal, we must work in harmony and cooperation, as citizens of Utah with the good of all the State foremost in our minds.

I am a firm believer in the separation of powers in government. You constitute the legislative body of this great State and as such, I fully respect you, your opinions and decisions and your full freedom of action. I shall in no way attempt to usurp any of your powers or responsibilities although I consider it proper that we confer together in the interest of the State. In most areas I am sure we shall be in substantial agreement. When and if we have occasion to differ, it will, I am sure, always be on a basis of honest difference of opinion. When our convictions do differ, I assure you I shall have full respect for that of the Legislature even though I do not share it. I trust you will regard the Executive Branch in the same way.

For my part, I pledge to you all—Democrats and Republicans—my wholehearted and most friendly cooperation. I ask and confidently anticipate yours in return.

The Joint Committee then escorted Governor Clyde to his chamber.

On motion of Senator Day, the Joint Convention voted to re-assemble at 2:00 P.M. to hear a report of the Legislative Council.

On motion of Representative Gunther, the Joint Convention recessed until 2:00 P.M.

## AFTERNOON SESSION

The Joint Convention re-assembled.

President Hafen in the chair.

Mr. C. Taylor Burton, chairman of the Legislative Council, and Mr. Lewis H. Lloyd, director of the Legislative Council, appeared before the Joint Convention.

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

The Senate re-assembled with all Senators present.

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

On motion of Senator Larson, the Senate adjourned until Wednesday, January 16, 1957 at 2:00 P.M.

# THIRD DAY

January 16, 1957

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

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

Prayer by the Chaplain.

January 16, 1957

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,

LAMAR A. DASTRUP,
Acting Chairman

Report adopted and filed.

## STANDING COMMITTEES OF THE SENATE

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

### AGRICULTURE AND IRRIGATION

Stringham, Anderson, Dastrup, Gronning, Harward, Hatch, Hopkin.

### BUSINESS AND COMMERCE

Hunter, Barlow, Dastrup, Davis, Hatch, Jenkins, Larson.

### POLITICAL SUBDIVISIONS

Kerr, Clegg, Gronning, Jack, Stringham.

### EDUCATION

Clegg, Anderson, Harward, Hunter, Jack, Jenkins, Larson.

### APPROPRIATIONS

Thorn, Anderson, Bullen, Clegg, Davis, Gibson, Hopkin, Jenkins, Lloyd, Selvin, Stringham.

### FISH AND GAME

Bullen, Gibson, Harward, Larson, Thorn.

### PUBLIC HEALTH, WELFARE AND INSTITUTIONS

Barlow, Bullen, Hammond, Jack, Selvin.

### JUDICIARY

Davis, Adams, Bullen, Day, Fowles, Gibson, Lloyd.

### LABOR

Dastrup, Clegg, Hunter, Jack, Selvin.

INDUSTRY

Harward, Adams, Day, Gronning, Hammond, Thorn, Selvin.

MILITARY AFFAIRS AND CIVIL DEFENSE

Hammond, Fowles, Larson, Lloyd, Thorn.

HIGHWAYS AND AERONAUTICS

Anderson, Adams, Dastrup, Fowles, Hatch, Kerr, Stringham.

STATE AND FEDERAL AFFAIRS

Lloyd, Adams, Day, Gronning, Hammond, Hopkin, Kerr.

REVENUE AND TAXATION

Day, Barlow, Davis, Fowles, Gibson, Hopkin, Hunter.

RULES

Barlow, Hatch, Jenkins, Kerr.

## REPORTS OF SPECIAL COMMITTEES

January 16, 1957

Mr. President:

We, your Committee on Joint Rules, have carefully considered the joint rules of the Senate and the House of Representatives and recommend that the joint rules as adopted and printed in the Book of Rules of the 31st Legislature of the State of Utah be adopted as the joint rules for the 32nd Session of the Legislature with the following exceptions and amendments:

After *Joint Rule No. 25* on Page 38 of the joint rules as heretofore printed insert a new rule to be numbered 26. Then re-number all subsequent rules pusuant to the addition of the new rule 26.
SAME BILL IN BOTH HOUSES.

Many more changes in the joint rules have been suggested by members and former members of the Legislature. However, your committee feels that the foregoing is the only recommended change that should be made at this time.

"Introduction of the same bill in both Houses of the Legislature is discouraged."

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

Respectfully submitted,

SENATE JOINT COMMITTEE

SHERMAN P. LLOYD, Chairman

HOUSE JOINT COMMITTEE

RALPH A. SHEFFIELD, Chairman

Committee report read and adopted.

January 16, 1957

Mr. President:

We, your Committee on the 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 Thirty-first Session of the Legislature of the State of Utah be adopted as the rules of the Thirty-second Session of the Legislature, with the following exceptions and amendments:

Rule 75, amend as follows:

75-2 Business and Commerce, seven members

75-4 Education, Seven members

75-10 Industry, seven members

75-13 State and Federal Affairs, seven members

Rule 80, insert the following matter at the beginning of and in addition to the present Rule:

Every committee to which a bill is referred is expected to give said bill due consideration and to make a recommendation back to the Senate as to the desirability or undesirability of the proposed legislation.

The conduct of committee hearings is an integral part of good legislative process. Committee members shall, to the best of their ability, fully inform themselves regarding issues involved in bills coming before committees on which they serve. Hearings should be held upon request of interested parties, or when in the opinion of committee members additional facts are necessary for proper consideration of a bill. It shall be the responsibility of committee members, in the conduct of hearings, to request the presentation of testimony by any person who, in the opinion of the committee, is qualified to present testimony of importance in the determination of the issue. Hearings shall be public and proper decorum shall prevail.

Testimony shall be directed to the committee; the procedure adopted for the hearing shall be such that committee members shall properly and ap-

propriately receive testimony essential for proper consideration of the issues before them.

Under the general heading of BILLS, RESOLUTIONS, ETC.: PROCEDURE, add the following as Rule 105.

Introduction of Resolutions and Memorials on matters irrelevant to legislative matters is discouraged and such Resolutions and Memorials as are adopted shall not be printed except by majority vote.

Re-number all subsequent Rules pursuant to the addition of the new Rule 105.

Respectfully submitted,

SHERMAN P. LLOYD,
Chairman

Committee report read and adopted.

On motion of Senator Davis, *Senate Rule No. 70* was amended as follows:

After the word "Absence" delete the period, add "From The President."

The Secretary of the Senate was authorized to enter in the Journal that it is the intent of the Senate to clarify the last part of *Senate Rule No. 80* to read "The chairman of the Committee on Rules shall report to the Senate on the 30th and 60th legislative days all disbursements authorized by the Committee."

## INTRODUCTION OF BILLS

S. B. No. 1 By Messrs. Hafen and Gibson

AN ACT REPEALING THE DEFICIT APPROPRIATION MADE BY THE BOARD OF EXAMINERS TO THE UNIVERSITY OF UTAH ON DECEMBER 6, 1956, was read the first time.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to place *S. B. No. 1* at the head of the Second Reading Calendar and further that copies of said bill be furnished all members of the Senate.

S. B. No. 2 By Messrs Kerr, Clegg and Dastrup

AN ACT APPROPRIATING $20,000 FROM THE MOTOR FUELS TAX FUND TO THE STATE TAX COMMISSION: AND AMENDING SECTION 41-11-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953, RELATING TO EXEMPTION OF THE TAX ON SUCH FUEL, ESTABLISHING AN EXEMPTION AND REFUND PROCEDURE: VIOLATION A MISDEMEANOR; SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 3 By Messrs. Hunter and Gronning

AN ACT AMENDING SECTIONS 11-2-1, 11-2-2, AND 11-2-6, UTAH CODE ANNOTATED 1953, RELATING TO PLAYGROUNDS: PROVIDING FOR THE OPERATION AND MAINTENANCE OF TELEVISION TRANSMISSION AND RELAY FACILITIES, was read the first time and referred to the Committee on Rules.

S. B. No. 4 By Mr. W. G. Larson

AN ACT AMENDING 54-4-4, UTAH CODE ANNOTATED 1953, RELATING TO RATE MAKING POWER OF THE PUBLIC UTILITIES COMMISSION: PROVIDING THAT SAID COMMISSION IN FIXING RATES SHALL NOT CONSIDER THE EFFECT OF SUCH RATES AS BETWEEN MODES OF TRANSPORTATION, was read the first time and referred to the Committee on Rules.

On motion of Senator Clegg, the Senate adjourned until Thursday, January 17, 1957 at 2:00 P.M.

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## FOURTH DAY

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January 17, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

On motion of Senator Larson, the Senate recessed to meet with the House in Joint Convention and further moved that after the Joint Convention is dissolved the Senate re-assemble.

### JOINT CONVENTION

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

Prayer by the Chaplain.

On motion of Senator Gibson, the Senate and House resolved themselves into a Joint Committee of the Whole with the President of the Senate as Chairman to hear a report of the Local Government Survey Commission.

Representative G. Douglas Taylor, Mr. Ellsworth E. Weaver, Mr. Ralph Wright appeared before the Joint Committee of the Whole.

On motion of Representative Hopkins, the Joint Committee of the Whole was dissolved.

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

The Senate re-assembled.

President Hafen in the chair.

January 17, 1957

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,

GLEN M. HATCH,
Acting Chairman

Report adopted and filed.

## REPORTS OF STANDING COMMITTEES

January 17, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 2* (Revenue and Taxation)

*S. B. No. 3* (Political Subdivisions)

*S. B. No. 4* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

## INTRODUCTION OF BILLS

S. B. No. 5 By Messrs. Day and Fowles

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 fist time and referred to the Committee on Rules.

S. B. No. 6 By Messrs. Bullen and Stringham

AN ACT APPROPRIATING THE SUM OF $..... TO THE SECRETARY OF STATE, ADMINISTRATION ACCOUNT, FOR THE PURPOSE OF MICROFILMING FOR PERMANENT PRESERVATION PUBLIC RECORDS AND HISTORICAL DOCUMENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 7 By Messrs. Clegg, Davis and Fowles

AN ACT AMENDING SECTION 27-2-7, UTAH CODE ANNOTATED 1953, RELATING TO STATE HIGHWAYS AND THE ADDITIONAL POWERS AND DUTIES OF THE STATE ROAD COMMISSION, ADDING A NEW SUB-SECTION DESIGNATED AS (21) AND PROVIDING FOR THE PAYMENT TO PUBLICLY, PRIVATELY AND COOPERATIVELY OWNED UTILITIES OF THE COST OF RELOCATION OF ITS FACILITIES, was read the first time and referred to the Committee on Rules.

S. B. No. 8 By Messrs. Fowles and Day

AN ACT REPEALING SECTION 67-8-6, UTAH CODE ANNOTATED, 1953, RELATING TO MILEAGE AND EXPENSE OF DISTRICT ATTORNEYS; AND THUS PLACING THEM UNDER THE SECTION 67-8-7, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 9 By Messrs. Fowles and Barlow

AN ACT AMENDING SECTION 7-3-30, UTAH CODE ANNOTATED 1953, RELATING TO THE RIGHT OF BANKS TO HOLD AND CONVEY REAL ESTATE AND SPECIFYING THE AMOUNT OF ITS PAID-IN CAPITAL AND SURPLUS WHICH MAY BE INVESTED IN BANKING OFFICES AND OTHER PREMISES IN THE SAME BUILDINGS, was read the first time and referred to the Committee on Rules.

S. B. No. 10 By Messrs. Harward and Gronning

AN ACT AMENDING SECTIONS 59-9-2 AND 59-9-3, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE DETERMINATION BY THE STATE TAX COMMISSION OF THE RATE OF TAX LEVY IN EACH SCHOOL DISTRICT FOR PURPOSES OF TAXATION AND OF EQUALIZATION, was read the first time and referred to the Committee on Rules.

S. B. No. 11 By Messrs. Gronning and Harward

AN ACT AMENDING SECTION 53-7-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 27, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, SECTIONS 53-7-5a AND 53-7-5b, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 27, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, SECTION 53-7-5c, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 93, LAWS OF UTAH 1955, SECTION 53-7-7, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 27, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AND CHAPTER 94, LAWS OF UTAH 1955, AND SECTION 53-7-8, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 26, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, TO PROVIDE FOR DETERMINING COSTS OF THE STATE SUPPORTED MINIMUM SCHOOL PROGRAM, THE METHOD OF DISTRIBUTING STATE CONTRIBUTION TOWARDS SUCH PROGRAM AND PROVIDING SCHOOL PROGRAMS IN EXCESS OF THE STATE-SUPPORTED MINIMUM PROGRAM, was read the first time and referred to the Committee on Rules.

S. B. No. 12 By Messrs. Clegg, Jack and Davis

AN ACT APPROPRIATING $56,327.03 TO THE STATE BOARD FOR VOCATIONAL EDUCATION FOR THE CENTRAL UTAH VOCATIONAL SCHOOL FOR THE BIENNIUM ENDING JUNE 30, 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 13 By Messrs. Davis, Clegg and Jack

AN ACT APPROPRIATING TO THE STATE BOARD FOR VOCATIONAL EDUCATION THE SUM OF $100,000.00, FROM THE GENERAL FUND OF THE STATE TREASURY, FOR THE PURPOSE OF COSTS OF OPERATION OF THE SALT LAKE AREA VOCATIONAL SCHOOL DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

S. B. No. 14 By Messrs. Fowles, Barlow by request

AN ACT RELATING TO MAINTENANCE AND OPERATION OF HOSPITALS OF TWO HUNDRED BEDS OR MORE BY POLITICAL SUBDIVISIONS OF THE STATE OF UTAH OR ANY COMBINATIONS THEREOF FOR THE CARE AND TREATMENT OF PERSONS SUFFERING FROM MENTAL OR PHYSICAL DISEASE, ILLNESS OR INFIRMITY; PROVIDING FOR THE APPOINTMENT OF A BOARD OF TRUSTEES AND ADMINISTRATOR, PRESCRIBING THE DUTIES, POWERS AND ESTABLISHING THE QUALIFICATIONS THEREFOR AND FIXING THE TERMS THEREOF AND PROVIDING FOR THE ALLOCATION AND EXPENDITURE OF FUNDS, BUDGETING AND OTHER FINANCIAL MATTERS RELATING TO THE MAINTENANCE AND OPERATION OF SUCH HOSPITALS, PROVIDING FOR MAINTENANCE AND OPERATION OF HOSPITALS OF LESS THAN TWO HUNDRED BEDS IF SO ELECTED; EXEMPTING THE BOARD OF TRUSTEES IN THE PERFORMANCE OF ACCOUNTING AND FINANCIAL DUTIES FROM THE PROVISIONS OF TITLE 17, CHAPTERS 19 AND 24, UTAH CODE ANNOTATED 1953, AS AMENDED; REPEALING SECTION 17-26-1 OF THE UTAH CODE ANNOTATED 1953, AND AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 15 By Mrs. Jack

AN ACT REPEALING SECTION 1, CHAPTER 135, LAWS OF UTAH, 1955, RELATING TO THE USE OF THE GOVERNOR'S RESIDENCE BY THE UTAH STATE HISTORICAL SOCIETY, was read the first time and referred to the Committee on Rules.

S. B. No. 16 By Mr. Davis

AN ACT AMENDING SECTION 78-4-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY LAWS OF UTAH 1953, CHAPTER 57, RELATING TO COMPENSATION OF JUDGES OF THE CITY COURT AND PROVIDING FOR AN INCREASE IN SALARIES, was read the first time and referred to the Committee on Rules.

S. B. No. 17 By Messrs. Kerr and Hopkin

AN ACT TO AMEND SECTION 59-15-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 113, LAWS OF UTAH 1953, PERTAINING TO COLLECTION OF THE SALES TAX AND PROVIDING COMPENSATION TO VENDORS IN THE AMOUNT OF 5% ON THE FIRST $2000 OF SALES TAX COLLECTED IN ANY ONE CALENDAR YEAR AND 2% OF SALES TAX COLLECTED IN EXCESS OF $2000 IN ANY ONE CALENDAR YEAR FOR EXPENSE IN ACCOUNTING FOR AND REMITTING THE TAX: DELETING PERMISSION FOR TAX COMMISSION TO ISSUE TOKENS, was read the first time and referred to the Committee on Rules.

S. B. No. 18 By Messrs. Barlow and Hopkin

AN ACT REPEALING CHAPTER 3, TITLE 30, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1955: ENACTING A NEW CHAPTER 3 OF TITLE 30 RELATING TO DIVORCE, GROUNDS FOR DIVORCE, PLEADINGS, FINDINGS AND PROCEDURE IN HEARING DIVORCE MATTERS; PROVIDING FOR DISPOSITION OF PROPERTY AND CHILDREN, AND ENFORCEMENT OF THE COURT'S ORDERS IN RELATION THERETO; PROVIDING WHEN A DECREE OF DIVORCE SHALL BECOME ABSOLUTE, WHEN REMARRIAGE IS UNLAWFUL, THE FORFEITING OF MARITAL RIGHTS, THE CUSTODY OF CHILDREN IN CASE OF SEPARATION, AND ESTABLISHING A DIVISION OF DOMESTIC RELATIONS IN THE DISTRICT COURT, CONFERRING UPON IT CERTAIN JURISDICTION IN DIVORCE, SEPARATE MAINTENANCE, ANNULMENT PROCEEDINGS, AND MARITAL CONTROVERSIES THREATENING DISSOLUTION OF THE MARRIAGE; PRESCRIBING PROCEDURES; ALSO PROVIDING FOR APPOINTMENT OF DOMESTIC RELATIONS COUNSELORS AS ATTACHES OF THE COURT AND APPOINTMENT OF THEIR ASSISTANTS; AND DECLARING THE RELATION OF THE STATE DEPARTMENT OF PUBLIC WELFARE TO SAID COURT AND AUTHORIZING EXPENDITURE OF WELFARE FUNDS, was read the first time and referred to the Committee on Rules.

S. B. No. 19 By Messrs. Kerr and Dastrup

AN ACT PROVIDING FOR REGULATION OF COMMERCIAL FEED, PENALTIES; AND REPEALING TITLE 4, CHAPTER 18, UTAH CODE ANNOTATED 1953, RELATING TO THE SALE AND DISTRIBUTION OF COMMERCIAL FEEDS IN THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 20 By Messrs. Day, Fowles and Thorn

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.

## CONSIDERATION OF BILLS ON SECOND READING

The chair announced that the follcwing resolution was passed by the State Board of Examiners on January 17, 1957:

BE IT RESOLVED that the $500,000 allocation to the University of Utah deposited with the Utah State Building Board shall not be released unless authorized by the Legislature and upon the condition that matching funds heretofore promised be deposited with said Board.

On motion of Senator Gibson, *S. B. No. 1* was tabled.

On motion of Senator Clegg, the Senate adjourned until Friday, January 18, 1957 at 2:00 P.M.

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## FIFTH DAY

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January 18, 1957

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

Roll Call – All Senators present, except Senators Fowles and Larson, excused, Senator Kerr absent.

Prayer by the Chaplain.

January 18, 1957

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,

D. E. HAMMOND,
Chairman

Report adopted and filed.

### COMMUNICATIONS FROM THE GOVERNOR

January 9, 1957

The Honorable Orval Hafen
President of the Utah Senate
And Members of the Senate

Dear Mr. President and Members of the Senate:

Under Utah statutory provisions, the Governor is normally required to deliver his budget message to the Legislature within ten days of the beginning of the Legislative session. In the present instance, this would require my budget message to be presented on or before the 24th of January.

I am planning to go to Washington to attend the inauguration ceremonies for President Dwight D. Eisenhower and to leave Salt Lake on the morning of January 18th, returning the evening of January 23d. I fear that delivery of the budget message on or before January 17th, prior to my departure for Washington, would be too soon after the convening of the Legislature. While my scheduled return to Utah on the evening of January 23d would permit me to deliver the budget to the Legislature on January 24th within the ten-day limitation, the slightest delay, such as might be caused by unfavorable flying weather, would prevent my keeping the appointment.

I, therefore, request your approval to deliver my budget to the Thirty-second Legislature on Monday, January 28th.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

Governor notified his request granted by members of the Senate.

## COMMUNICATIONS FROM THE HOUSE

January 18, 1957

Dear Mr. President and Members of the Senate:

The House has approved the date of January 28th, 1957, at 11:00 a.m. to hear the Governor's Budget Message. Will you kindly reserve this date for a Joint Session and we will transmit the letter to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate voted to accept the invitation of the House to meet in Joint Convention, January 28, 1957 at 11:00 A.M. to hear the Governor's Budget Message.

## INTRODUCTION OF BILLS

S. B. No. 21 By Mr. Fowles

AN ACT AMENDING SECTION 59-2-4, UTAH CODE ANNOTATED 1953, PROVIDING FOR EXEMPTION OF TAX ON TANGIBLE PROPERTY MOVING IN INTERSTATE COMMERCE, WHETHER OR NOT MOVING ON THROUGH RATES, was read the first time and referred to the Committee on Rules.

S. B. No. 22 By Mr. Lloyd

AN ACT RELATING TO LARCENY OF GOODS HELD FOR SALE AND DISPLAY; PROVIDING THAT DETAINING A PERSON UNDER PROBABLE CAUSE BY A PEACE OFFICER, MERCHANT, MERCHANT'S EMPLOYEE, SERVANT OR AGENT SHALL NOT RENDER MERCHANT, MERCHANT'S EMPLOYEE, SERVANT OR AGENT, OR PEACE OFFICER CRIMINALLY OR CIVILLY LIABLE; PROVIDING FOR ARREST WITHOUT A WARRANT BY A PEACE OFFICER UPON PROBABLE CAUSE, AND PROVIDING THAT MERCHANTS, MERCHANTS' EMPLOYEES, SERVANTS OR AGENTS SHALL NOT BE CIVILLY OR CRIMINALLY LIABLE WHERE PROBABLE CAUSE EXISTS TO BELIEVE A PERSON COMMITTED LARCENY OF GOODS HELD FOR SALE OR DISPLAY, was read the first time and referred to the Committee on Rules.

S. B. No. 23 By Messrs. Fowles and Day

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

S. B. No. 24 By Messrs. Day, Hafen and Hopkin

AN ACT AMENDING CHAPTER 4, TITLE 36, UTAH CODE ANNOTATED 1953, BY ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 36-4-13, 36-4-14, 36-4-15 AND 36-4-16, RELATING TO THE ESTABLISHMENT OF A LEGISLATIVE AUDITOR, DEFINING HIS DUTIES, PROVIDING FOR HIS APPOINTMENT AND THE FINANCING OF HIS OFFICE, was read the first time and referred to the Committee on Rules.

S. B. No. 25 By Messrs. Day and Fowles

AN ACT AMENDING SECTION 67-8-5, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 139, LAWS OF UTAH, 1955, 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. 26 By Mr. Barlow

AN ACT AMENDING SECTION 7-3-32, UTAH CODE ANNOTATED 1953, RELATING TO THE RIGHT OF BANKS TO PURCHASE, OWN, SELL AND DISPOSE OF STOCK IN OTHER BANKS AND CORPORATIONS AND AUTHORIZING INVESTMENT IN THE STOCK OF THE FEDERAL NATIONAL MORTGAGE ASSOCIATION, was read the first time and referred to the Committee on Rules.

S. B. No. 27 By Mr. Larson

AN ACT AMENDING SECTIONS 17-6-3.1 AND 17-6-3.9 AS ENACTED BY CHAPTER 29 LAWS OF UTAH 1953 RELATING TO POLLING PLACES FOR ELECTION OF TRUSTEE MEMBERS AND ACQUIRING WATER RIGHTS, AND ENACTING TWO NEW SECTIONS TO BE KNOWN AS SECTIONS 17-6-3.15 AND 17-6-3.16 UTAH CODE ANNOTATED 1953 PROVIDING FOR THE ACQUISITION BY IMPROVEMENT DISTRICTS OF FACILITIES OTHER THAN THOSE CONTEMPLATED BY SUCH DISTRICTS AT THE TIME OF THEIR CREATION AND ANNEXING TERRITORY TO SUCH DISTRICTS, was read the first time and referred to the Committee on Rules.

S. B. No. 28 By Mr. Hunter

AN ACT APPROPRIATING TO THE COLLEGE OF SOUTHERN UTAH THE SUM OF $75,000, FROM THE GENERAL FUND OF THE STATE TREASURY, FOR THE PURPOSE OF COSTS OF OPERATION OF THE COLLEGE OF SOUTHERN UTAH DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 1 By Messrs. Davis, Stringham and Kerr

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

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

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

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barow, Clegg, Dastrup, Davis, Day, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Lloyd, Selvin, Stringham, Thorn, and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Gronning, Jenkins, Kerr, and Larson.

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

On motion of Senator Hunter, the Senate adjourned until Monday, January 21, 1957 at 2:00 P.M.

# EIGHTH DAY

January 21, 1957

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

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

Prayer by the Chaplain.

January 21, 1957

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,

LAMAR A. DASTRUP,
Acting Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

January 18, 1957

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

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

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

## REPORTS OF STANDING COMMITTEES

January 21, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 6* (Appropriations)

*S. B. No. 7* (Highways)

*S. B. No. 8* (Judiciary)

*S. B. No. 9* (Business and Commerce)

*S. B. No. 10* (Revenue and Taxation)

*S. B. No. 11* (Education)

*S. B. No. 12* (Appropriations)

*S. B. No. 13* (Appropriations)

*S. B. No. 15* (State and Federal Affairs)

*S. B. No. 16* (Judiciary)

*S. B. No. 19* (Agriculture and Irrigation)

*S. B. No. 20* (Judiciary)

*S. B. No. 21* (Revenue and Taxation)

*S. B. No. 22* (Judiciary)

*S. B. No. 24* (State and Federal Affairs)

*S. B. No. 25* (Judiciary)

*S. B. No. 26* (Business and Commerce)

*S. B. No. 27* (Political Subdivisions)

*S. B. No. 28* (Appropriations)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 21, 1957

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 1*, by Messrs. Davis, Stringham and Kerr, entitled, FIXING COMPENSATION OF LEGISLATIVE EMPLOYEES, 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,

HAVEN J. BARLOW,
Chairman

Report filed.

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

## INTRODUCTION OF BILLS

S. B. No. 29 By Messrs. Hopkin, Kerr and Jenkins

AN ACT PROVIDING FOR REFUND OF MOTOR FUEL TAX COLLECTED ON MOTOR FUEL PURCHASED AND USED IN THE STATE OF UTAH FOR OPERATING STATIONARY ENGINES, TRACTORS, CRAFT AND SELF PROPELLED MACHINERY USED TO PRODUCE AGRICULTURE PRODUCTS AND NOT OPERATED ON HIGHWAYS OR STREETS; AND PROVIDING FOR METHODS OF ADMINISTRATION AND FOR PENALTIES AND COLLECTION OF PENALTIES FOR MAKING A FALSE CLAIM OR VIOLATING ANY PROVISION OF THIS ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 30 By Mr. Gibson

AN ACT PROVIDING FOR CONSOLIDATION OF SCHOOL DISTRICTS IN COUNTIES HAVING LESS THAN 4,000 CHILDREN OF SCHOOL AGE; PROVIDING FOR NOMINATION AND ELECTION OF SCHOOL BOARD MEMBERS; ASSIGNING RESPONSIBILITY FOR ORGANIZING BOARDS OF EDUCATION IN SUCH SCHOOL DISTRICTS; REQUIRING CONVEYING OF PROPERTY AND LIABILITES OF EXSTING SCHOOL DISTRICTS TO NEW SCHOOL DISTRICTS, AND DESIGNATING AUTHORITY OF NEW SCHOOL DISTRICTS CREATED UNDER TERMS OF THIS ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 31 By Messrs. Day, Selvin and Hammond

AN ACT AMENDING SECTIONS 63-5-2 AND 63-5-4, UTAH CODE ANNOTATED 1953, AND AMENDING SECTION 63-5-19, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 129, LAWS OF UTAH 1955, RELATING TO THE STATE COUNCIL OF DEFENSE; PROVIDING THAT NO MORE THAN TWO MEMBERS OF THE COUNCIL APPOINTED BY THE GOVERNOR SHALL BELONG TO THE SAME POLITICAL PARTY; PERMITTING THE COUNCIL TO BUY, SELL AND LEASE REAL AND PERSONAL PROPERTY AND TO ACCEPT GIFTS OF SERVICE, REAL AND PERSONAL PROPERTY, OR FUNDS FROM THE FEDERAL GOVERNMENT; EXTENDING THE EXPIRATION DATE OF THE STATE COUNCIL OF DEFENSE ACT TO JULY 1, 1959; EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 32 By Messrs. Day, Anderson and Hafen

AN ACT APPROPRIATING $35,000 FROM THE GENERAL FUND TO CREATE A HIGHWAYS, STREETS AND BRIDGES SURVEY COMMISSION; CREATING THE COMMISSION, ITS MEMBERSHIP, POWERS AND DUTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 33 By Messrs. Day, Jenkins and Hafen

AN ACT AMENDING SECTION 59-15-6, UTAH CODE ANNOTATED 1953, RELATING TO SALES EXEMPT FROM TAXATION UNDER THE EMERGENCY REVENUE ACT OF 1933 BY EXCLUDING FROM EXEMPTION ALL PERSONS BUT THOSE NAMED, was read the first time and referred to the Committee on Rules.

S. B. No. 34 By Messrs. Lloyd and Kerr

AN ACT TO PROVIDE FOR VOCATIONAL REHABILITATION OF HANDICAPPED INDIVIDUALS; DECLARING THE PURPOSE; DEFINING TERMS; CREATING IN THE STATE BOARD OF EDUCATION A DIVISION OF VOCATIONAL REHABILITATION; TO PROVIDE FOR A DIRECTOR OF THE DIVISION; TO PROVIDE FOR THE ADMINISTRATION; COOPERATION WITH THE FEDERAL GOVERNMENT; RECEIPT AND DISBURSEMENT OF FUNDS; RECEIPT OF GIFTS; FIXING ELIGIBILITY FOR VOCATIONAL REHABILITATION SERVICES; MAINTENANCE NOT ASSIGNABLE; HEARING; MISUSE OF LISTS AND RECORDS; LIMITATION OF POLITICAL ACTIVITY; AND REPEALING SECTIONS 53-17-1 AS AMENDED BY CHAPTER 97, LAWS OF UTAH 1955, AND SECTIONS 53-17-2, 53-17-3, 53-17-4, 53-17-5, 53-17-6, UTAH CODE ANNOTATED 1953 RELATING TO VOCATIONAL REHABILITATION, was read the first time and referred to the Committee on Rules.

S. B. No. 35 By Mr. Hafen

AN ACT DEFINING A LEGISLATIVE POLICY FOR THE STATE OF UTAH IN DETERMINING THE NEED FOR REGULATORY LEGISLATION RELATING TO PROFESSIONS, TRADES AND OCCUPATIONS, TO BE KNOWN AS SECTION 58-1-1.1, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 36 By Messrs. Adams, Selvin and Barlow

AN ACT AMENDING SECTION 64-7-16, UTAH CODE ANNOTATED, 1953, INCREASING FEES OF EXAMINING PHYSICIANS FOR EXAMINATION IN MENTALLY ILL CASES, was read the first time and referred to the Committee on Rules.

S. B. No. 37 By Messrs. Selvin and Hunter

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, 55-10-49.4, AND 55-10-9.5, UTAH CODE ANNOTATED, 1953 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 BORN BY THE COUNTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 38 By Mrs. Jack

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. 39 By Messrs. Selvin and Hunter

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

S. B. No. 40 By Messrs. Adams, Barlow and Selvin

AN ACT AMENDNG SECTION 55-2-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 90 OF LAWS OF UTAH, 1953, RELATING TO ELIGIBILITY FOR PUBLIC ASSISTANCE; PROVIDING THE DEPARTMENT OF PUBLIC WELFARE WITH DESCRETIONARY POWERS, was read the first time and referred to the Committee on Rules.

S. B. No. 41 By Messrs. Selvin and Hunter

AN ACT AMENDING SECTION 55-10-16, UTAH CODE ANNOTATED, 1953, RELATING TO MANNER OF SERVING SUMMONS IN JUVENILE COURTS, PROVIDING FOR PROOF OF SERVICE AND CONFERRING JURISDICTION IN CASES OF SERVICE BY REGISTERED MAIL OR BY PUBLICATION; AND AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 42 By Messrs. Adams, Selvin and Barlow

AN ACT AMENDING SECTION 55-10-3, UTAH CODE ANNOTATED 1953, AND PROVIDING A NEW SECTION TO BE KNOWN AS SECTION 55-10-3.1, UTAH CODE ANNOTATED 1953, TO FIX THE TERMS OF JUDGES OF JUVENILE COURTS AT SIX YEARS; TO PROVIDE FOR MERIT SYSTEM EVALUATION FOR JUDGES APPOINTED; TO ESTABLISH PRIORITY RATINGS FOR INCUMBENT JUDGES AND TO PROVIDE FOR NON-PARTISAN SELECTION OF JUDGES, was read the first time and referred to the Committee on Rules.

S. B. No. 43 By Messrs. Lloyd and Gibson

AN ACT AMENDING SECTION 10-3-1, UTAH CODE ANNOTATED, 1953, RELATING TO THE EXTENSION OF THE CORPORATE LIMITS OF CITIES AND TOWNS AND PROVIDING THAT THE PETITION FOR THE EXTENSION OF THE LIMITS OF A CITY OR TOWN SHALL BE SIGNED BY A MAJORITY OF THE REAL PROPERTY OWNERS AND BY THE OWNERS OF NOT LESS THAN ONE-THIRD IN VALUE OF THE REAL PROPERTY IN THE TERRITORY SOUGHT TO BE ANNEXED, was read the first time and referred to the Committee on Rules.

S. B. No. 44 By Mrs. Jack and Mr. Davis

AN ACT AMENDING SECTION 54-2-1 UTAH CODE ANNOTATED 1953, RELATING TO SEWERAGE COMPANIES AND DEFINING THE TERM "PUBLIC UTILITY" TO INCLUDE THEM, was read the first time and referred to the Committee on Rules.

S. B. No. 45 By Messrs. Dastrup and Bullen

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 TWO-THIRDS OF THE PRODUCERS VOTING, 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. 46 By Mr. Lloyd

AN ACT RELATING TO THE APPLICATION OF TITLE 70, CHAPTER 3, UTAH CODE ANNOTATED 1953, SUPPLEMENT, TO CERTAIN GENERAL CLASSES OF SERVICES, was read the first time and referred to the Committee on Rules.

On motion of Senator Lloyd, the Senate adjourned until Tuesday, January 22, 1957 at 2:00 P.M.

## NINTH DAY

January 22, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

January 22, 1957

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,

GLEN M. HATCH,
Acting Chairman

Report adopted and filed.

### REPORTS OF STANDING COMMITTEES

January 22, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 5* (Judiciary)

*S. B. No. 14* (Public Health, Welfare and Institutions)

*S. B. No. 17* (Revenue and Taxation)

*S. B. No. 18* (Judiciary)

*S. B. No. 23* (Judiciary)

*S. B. No. 30* (Education)

*S. B. No. 32* (Highways and Aeronautics)

*S. B. No. 33* (Revenue and Taxation)

*S. B. No. 35* (Business and Commerce)

*S. B. No. 36* (Public Health, Welfare and Institutions)

*S. B. No. 38* (Judiciary)

*S. B. No. 41* (Judiciary)

*S. B. No. 42* (Judiciary)

*S. B. No. 43* (Political Subdivisions)

*S. B. No. 45* (Agriculture and Irrigation)

*S. B. No. 46* (Business and Commerce)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 22, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 8*, by Messrs. Fowles and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

M. K. DAVIS,
Chairman

Report filed.

*S. B. No. 8* was placed on the Second Reading Calendar.

January 22, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 9*, by Messrs. Fowles and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 9* was placed on the Second Reading Calendar.

January 22, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 16*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

M. K. DAVIS,
Chairman

Report filed.

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

January 22, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 20*, by Messrs. Day, Fowles and Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

M. K. DAVIS,
Chairman

Report filed.

*S. B. No. 20* was placed on the Second Reading Calendar.

January 22, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 25*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

M. K. DAVIS,
Chairman

Report filed.

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

January 22, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 26*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 26* was placed on the Second Reading Calendar.

## INTRODUCTION OF BILLS

S. B. No. 47 By Messrs. Adams, Selvin and Barlow

AN ACT AMENDING SECTION 64-6-3, UTAH CODE ANNOTATED, 1953, RELATING TO THE GENERAL POWERS AND DUTIES OF THE WELFARE COMMISSION IN ITS SUPERVISORY AUTHORITY OVER THE STATE INDUSTRIAL SCHOOL AND GRANTING AUTHORITY TO THE COMMISSION TO PLACE JUVENILE DELINQUENTS IN OTHER STATE OR FEDERAL INSTITUTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 48 By Messrs Thorn, Gibson and Davis

AN ACT PROVIDING A RETIREMENT SYSTEM FOR THE EMPLOYEES OF THE UTAH HIGHWAY PATROL; ESTABLISH A PENSION FUND; SOURCE OF MONIES FOR THE FUND; THE GRANTING OF SERVICE AND DISABILITY PENSIONS TO EMPLOYEES OF THE UTAH HIGHWAY PATROL; THE AMOUNTS AND PAYMENTS THEREOF; PROVISIONS FOR ACTUARIAL PLAN AND STUDIES; PROVISIONS FOR PAYMENT OF DEATH BENEFITS TO DEPENDENTS AND WIDOWS OF ACTIVE OR RETIRED EMPLOYEES; ALLOWING A PENSION TO EMPLOYEES DISABLED DURING PERFORMANCE OF DUTY; ESTABLISHING THE PROCEDURE AND REQUIREMENTS FOR REINSTATEMENT TO ACTIVE DUTY; ESTABLISHING EMPLOYEE'S CONTRIBUTIONS; REQUIRING APPROPRIATION TO HIGHWAY PATROL TO PAY BALANCE; ESTABLISHING MAXIMUM PAYMENTS BY EMPLOYEES, was read the first time and referred to the Committee on Rules.

S. B. No. 49 By Messrs. Stringham and Fowles

AN ACT AMENDING SECTIONS 73-9-14, 73-9-19, AND 79-9-29, UTAH CODE ANNOTATED 1953, AND SECTIONS 73-9-13, 73-9-17, AND 73-9-18, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAP-

TER 132, LAWS OF UTAH 1953, RELATING TO THE WATER CONSERVANCY ACT AND POWERS OF DIRECTORS OF SUBDISTRICTS TO LEVY AND COLLECT TAXES AND SPECIAL ASSESSMENTS, THE TYPE OF PROPERTY UPON WHICH CLASS B ASSESSMENTS MAY BE LEVIED, THE SALE OR LEASE OF WATER AND THE LEVY AND COLLECTION OF TAXES AND ASSESSMENTS UNDER CLASS B, CLASS C, AND CLASS D, AND THE PROCEDURE FOR THE CHANGE OF BOUNDARIES OF WATER CONSERVANCY DISTRICTS AND SUBDISTRICTS AND BY ENACTING A NEW SECTION TO BE KNOWN AS SECTION 73-9-43, UTAH CODE ANNOTATED 1953, RELATING TO SICKNESS, DISABILITY, AND DEATH BENEFITS TO OFFICERS AND EMPLOYEES OF WATER CONSERVANCY DISTRICTS; AND A SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 50 By Messrs. Day, Harward and Jack

AN ACT AMENDING SECTION 58-12-2, UTAH CODE ANNOTATED 1953, RELATING TO REQUIREMENTS FROM APPLICANTS TO TREAT HUMAN AILMENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 51 By Messrs. Day, Harward and Jack

AN ACT AMENDING SECTION 58-12-3, UTAH CODE ANNOTATED 1953, RELATING TO THE CLASSES OF LICENSES THAT MAY BE ISSUED FOR TREATING HUMAN AILMENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 52 By Messrs. Hunter, Selvin and Lloyd

AN ACT RELATING TO THE REGULATION OF THE MANUFACTURE, REPAIR, AND SALE OF BEDDING AND UPHOLSTERED FURNITURE AND THE FILLING MATERIALS THEREFOR; PROVIDING FOR THE REGISTRATION, PROPER LABELING AND INSPECTION THEREOF; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF BY THE STATE DEPARTMENT OF AGRICULTURE, AND AUTHORIZING AND EMPOWERING SAID DEPARTMENT TO ADOPT REGULATIONS NECESSARY TO CARRY OUT THE PROVISIONS THEREOF; PROVIDING FOR THE LICENSING OF MANUFACTURERS, WHOLESALERS, AND REPAIRERS; AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 53 By Messrs. Barlow and Kerr

AN ACT RELATING TO THE PENAL CODE: AND PROVIDING A PENALTY FOR LITTERING FROM HIGHWAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 54 By Messrs. Hafen and Hopkin

AN ACT CREATING A COORDINATING BOARD OF HIGHER EDUCATION FOR THE STATE OF UTAH; PROVIDING FOR THE MEMBERSHIP AND ORGANIZATION OF SUCH BOARD AND PRESCRIBING ITS DUTIES; APPROPRIATING $25,000 FROM THE GENERAL FUND FOR PAYMENT OF EXPENSES OF THE BOARD; PROVIDING AN EFFECTIVE AND TERMINATION DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 55 By Mr. Day

AN ACT AMENDING SECTION 53-7-4, UTAH CODE ANNOTATED 1953, RELATING TO THE USE OF UNIFORM SCHOOL FUND BY UNIVERSITY OF UTAH AND UTAH STATE AGRICULTURAL COLLEGE, was read the first time and referred to the Committee on Rules.

S. B. No. 56 By Messrs Bullen, Hopkin and Hunter

AN ACT AMENDING SECTIONS 53-32-2 AND 53-32-3, UTAH CODE ANNOTATED, 1953, FOR THE PURPOSE OF CHANGING THE NAME OF THE UTAH STATE AGRICULTURAL COLLEGE TO UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE, was read the first time and referred to the Committee on Rules.

S. B. No. 57 By Messrs. Hunter, Hopkin and Stringham

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. 58 By Messrs. Thorn and Hopkin

AN ACT APPROPRIATING $40,000 FROM THE MOTOR FUEL TAX FUND TO THE STATE TAX COMMISSION; AMENDING SECTION 41-11-44, UTAH CODE ANNOTATED 1953, SECTIONS 41-11-1 AND 41-11-11, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953, SECTION 41-11-6, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1955, AND CHAPTER 74, LAWS OF UTAH 1955, AND 41-11-22, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 68, LAWS OF

UTAH 1953; RE-ENACTING NEW SECTIONS 41-11-48, 41-11-49 AND 41-11-50, UTAH CODE ANNOTATED 1953; RELATING TO THE DEFINITION OF MOTOR FUELS AND EXEMPTION OF THE TAX ON SUCH FUEL; ESTABLISHING AN EXEMPTION AND REFUND PROCEDURE; PROVIDING FOR COLLECTION OF FUEL TAX FOR USE OF UTAH HIGHWAYS; 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, 1-11-60, 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 AND 41-11-76, UTAH CODE ANNOTATED 1953; PROVIDING AN EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider bills on the Second Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 9* was read the second time.

Committee report read and adopted.

*S. B. No. 9* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins and Thorn.

*S. B. No. 26* was read the second time.

Committee report read and adopted.

*S. B. No. 26* was placed on the Third Reading Calendar on the following roll call:

Yeas, 23, Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Davis and Thorn.

*S. B. No. 25* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the Senate voted to re-commit *S. B. Nos. 25-20* to the Judiciary Committee for further consideration.

*S. B. No. 16* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 16* was amended as follows:

Page 1, lines 5, 8 and 10, delete the figure $10,000 and insert in lieu thereof the figure $7,500.00.

*S. B. No. 16* was placed on the Third Reading Calendar on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

*S. B. No. 8* was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, the title of *S. B. No. 8* was amended as follows:

On line 3 of the title delete the semi-colon insert in lieu thereof a period, then delete the remainder of line 3 and all of line 4.

*S. B. No. 8* was placed on the Third Reading Calendar on the following roll call:

Yeas, 23, Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams and Barlow.

On motion of Senator Harward, the Senate adjourned until Wednesday, January 23, 1957 at 2:00 P.M.

# TENTH DAY

January 23, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

January 23, 1957

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,

D. E. HAMMOND,
Chairman

Report adopted and filed.

## REPORTS OF STANDING COMMITTEES

January 22, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 29* (Revenue and Taxation)

*S. B. No. 31* (Military Affairs and Civil Defense)

*S. B. No. 34* (Industry)

*S. B. No. 37* (Public Health, Welfare and Institutions)

*S. B. No. 40* (Public Health, Welfare and Institutions)

*S. B. No. 44* (State and Federal Affairs)

*S. B. No. 47* (Public Health, Welfare and Institutions)

*S. B. No. 48* (State and Federal Affairs)

*S. B. No. 50* (Public Healh, Welfare and Institutions)

*S. B. No. 51* (Public Health, Welfare and Institutions)

*S. B. No. 52* (Industry)

*S. B. No. 53* (Highways and Aeronautics)

*S. B. No. 54* (Education)

*S. B. No. 55* (Education)

*S. B. No. 56* (State and Federal Affairs)

*S. B. No. 57* (Fish and Game)

*S. B. No. 58* (Revenue and Taxation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 23, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 3*, by Messrs. Hunter and Gronning, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

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

January 23, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 7*, by Mr. Clegg, has carefully considered said bill and reports the same out favorably with the understanding that the necessary amendments be made to provide for situations of existing contracts.

Respectfully,

R. CLAIR ANDERSON,

Report filed.

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

## INTRODUCTION OF BILLS

S. B. No. 59 By Mr. Thorn

AN ACT APPROPRIATING TO THE STATE BOARD ON ALCOHOLISM THE SUM OF $15,900.00 FROM THE GENERAL FUND OF THE STATE TREASURY FOR THE PURPOSE OF DEFRAYING COSTS OF ADMINISTRATION DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

S. B. No. 60 By Messrs. Adams, Clegg and Gibson

AN ACT AMENDING SECTION 53-7-5c, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 93, LAWS OF UTAH 1955, PROVIDING FOR AN APPROPRIATION OF $15,000 FROM THE GENERAL FUND TO THE UTAH SCHOOL MERIT STUDY COMMITTEE AND SPECIFYING A TERMINATION DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 61 By Messrs. Day, Hafen and Jenkins

AN ACT AMENDING SECTION 59-15-4, UTAH CODE ANNOTATED 1953, RELATING TO THE RATE OF TAXATION UNDER THE EMERGENCY REVENUE ACT OF 1933; AND PROVIDING A TAX ON CERTAIN SERVICES, was read the first time and referred to the Committee on Rules.

S. B. No. 62 By Messrs. Hafen and Day

AN ACT AMENDING SECTIONS 63-11-2, 63-11-3, AND 63-11-8, UTAH CODE ANNOTATED 1953, 63-11-10.2, AND 63-11-10.3, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 122, LAWS OF UTAH 1953, RELATING TO PARK COMMISSIONERS; AND PROVIDING FOR A STATE PARK COMMISSION, ITS MEMBERSHIP, DUTIES, AND POWERS; AND REPEALING SECTIONS 63-11-4, 63-11-5, 63-11-6, 63-11-7, AND 63-11-9, UTAH CODE ANNOTATED 1953, RELATING TO THE ENGINEER COMMISSION AND HISTORICAL SOCIETY CONTROLLING CERTAIN PUBLIC AREAS; AND AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 63 By Messrs. Day, Fowles and Anderson

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 SIXTEEN NEW SECTIONS TO BE KNOWN AS SECTIONS 58-22-1, 58-22-2, 58-22-3, 58-22-4, 58-22-5, 58-22-6, 58-22-7, 58-22-8, 58-22-9, 58-22-10, 58-22-11, 58-22-12,

58-22-13, 58-22-14, 58-22-15 AND 58-22-16, UTAH CODE ANNOTATED 1953, RELATING TO THE LICENSING OF ELECTRICAL CONTRACTORS, ELECTRICAL WORKMEN, AND ELECTRICAL INSPECTORS AND PRESCRIBING ELECTRICAL STANDARDS FOR WORKMANSHIP AND MATERIALS was read the first time and referred to the Committee on Rules.

S. B. No. 64 By Messrs. Kerr, Davis and Jack

AN ACT AMENDING SECTIONS 73-8-18, 73-8-20, 73-8-26, 73-8-28, 73-8-31 AND 73-8-52, UTAH CODE ANNOTATED 1953, RELATING TO METROPOLITAN WATER DISTRICTS AND THE ORGANIZATION AND OPERATION THEREOF, INCLUDING THE ISSUANCE OF BONDS AND THE LEVY OF TAXES; PROVIDING FOR THE VALIDATION OF METROPOLITAN WATER DISTRICTS NOW IN EXISTENCE AND THE BONDS, CONTRACTS AND OBLIGATIONS THEREOF; AND REPEALING SECTION 73-8-19, UTAH CODE ANNOTATED 1953, RELATING TO MUNICIPAL ATTORNEYS AND ENGINEERS, was read the first time and referred to the Committee on Rules.

S. B. No. 65 By Messrs. Barlow, Hammond and Fowles

AN ACT RELATING TO DISAPPROVAL OF A LEASE OF 128,000 ACRES OF STATE LAND IN BOX ELDER COUNTY TO THE UNITED STATES OF AMERICA, DEPARTMENT OF NAVY, FOR USE AS A BOMBING RANGE AND SITE OF AIR TRAINING OPERATIONS, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 9* was read the third time and placed on its final passage.

*S. B. No. 9* then passed on the following roll call:

Yeas, 23, Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Gronning and Stringham.

*S. B. No. 9* was transmitted to the House.

*S. B. No. 26* was read the third time and placed on its final passage.

*S. B. No. 26* then passed on the following roll call:

Yeas, 23, Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Gronning and Stringham.

*S. B. No. 26* was transmitted to the House.

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*S. B. No. 16* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 16* was amended as follows:

Page 1, lines 5, 8 and 10, delete the figure $7,500.00 and insert in lieu thereof $8,000.00.

*S. B. No. 16* then passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

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

*S. B. No. 16* was transmitted to the House.

*S. B. No. 8* was read the third time and placed on its final passage.

*S. B. No. 8* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Anderson, Bullen and Selvin.

*S. B. No. 8* was transmitted to the House.

On motion of Senator Lloyd, the Senate adjourned until Thursday, January 24, 1957 at 2:00 P.M.

# ELEVENTH DAY

January 24, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

January 24, 1957

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,

LAMAR A. DASTRUP,
Acting Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

January 23, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 23*, RELATING TO RED CLOTHING WORN BY HUNTERS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 23* was read the first time and referred to the Committee on Fish and Game.

January 23, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 27*, AN ACT PROVIDING FOR THE ELIMINATION

OF MOURNING DOVE FROM LIST OF GAME BIRDS, and the same is transmitted herewith for your action.

Respectfully,
HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 27* was read the first time and referred to the Committee on Fish and Game.

January 24, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 29*, ELIMINATING MUSKRATS FROM THE CLASSIFICATION OF FUR-BEARING ANIMALS, and the same is transmitted herewith for your action.

Respectfully,
HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 29* was read the first time and referred to the Committee on Fish and Game.

## REPORTS OF STANDING COMMITTEES

January 24, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 59* (Appropriations)

*S. B. No. 60* (Appropriations)

*S. B. No. 61* (Revenue and Taxation)

*S. B. No. 62* (State and Federal Affairs)

*S. B. No. 63* (Business and Commerce)

*S. B. No. 65* (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,
HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 24, 1957

Mr. President:

Your Committee on Agriculture, to which was referred *S. B. No. 19*, by Messrs. Kerr and Dastrup, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

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

January 24, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 24*, by Messrs. Day, Hafen and Hopkin, has carefully considered said bill and reports the same out with the recommendation that it do pass.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 24* was placed on the Second Reading Calendar.

January 24, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 35*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 35* was placed on the Second Reading Calendar.

January 24, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 36*, by Messrs. Adams, Selvin and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

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

January 24, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 45*, by Messrs. Dastrup and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 45* was placed on the Second Reading Calendar.

January 24, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 46*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 46* was placed on the Second Reading Calendar.

January 24, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 5*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 24, 1957

Mr. President:

After re-committal your Committee on Judiciary, to which was referred *S. B. No. 20*, by Messrs. Day, Fowles and Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 20* was placed on the Second Reading Calendar.

January 24, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 22*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

January 24, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 23*, by Messrs. Fowles and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 2 By Messrs. Stringham and Hopkin

RESOLUTION PROPOSING TO AMEND UTAH CONSTITUTION ARTICLE 10, SECTION 3, PROVIDING FOR PROCEEDS OF SALE OF SCHOOL LANDS AND ROYALTIES FROM MINERAL LEASES OF SCHOOL LANDS TO BE A PART OF THE STATE SCHOOL FUND, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 66 By Messrs. Kerr, Dastrup and Jack

AN ACT AMENDING SECTION 59-14-2, UTAH CODE ANNOTATED 1953, RELATING TO THE RATES OF INDIVIDUAL INCOME TAX, was read the first time and referred to the Committee on Rules.

S. B. No. 67 By Mr. Gibson

AN ACT AMENDING SECTION 7-3-20, UTAH CODE ANNOTATED 1953, RELATING TO DIRECTORS' MEETINGS AND PRESCRIBING THE PROCEDURE TO BE FOLLOWED, was read the first time and referred to the Committee on Rules.

S. B. No. 68 By Messrs. Lloyd, Kerr and Larson

AN ACT RELATING TO A STUDY OF THE PROBLEMS OF HANDICAPPED CHILDREN IN THE STATE OF UTAH AND PROVIDING FOR THE ESTABLISHMENT OF A COMMISSION TO MAKE THE STUDY, was read the first time and referred to the Committee on Rules.

S. B. No. 69 By Messrs. Lloyd, Kerr and Larson

AN ACT APPROPRIATING TO THE STUDY COMMISSION FOR HANDICAPPED CHILDREN THE SUM OF $12,000 FROM THE GENERAL FUND FOR THE PURPOSE OF PAYING THE COST OF A COMPREHENSIVE STUDY OF THE PROBLEMS OF HANDICAPPED CHILDREN, was read the first time and referred to the Committee on Rules.

S. B. No. 70 By Messrs. Lloyd, Kerr and Larson

AN ACT AMENDING SECTION 64-8-5, UTAH CODE ANNOTATED 1953, AUTHORIZING THE PUBLIC WELFARE COMMISSION TO ESTABLISH DAY-CARE CENTERS, SHELTERED WORKSHOP, AND OTHER FACILITIES FOR MENTALLY RETARDED OR MULTIPLE-HANDICAPPED CHILDREN TO PROVIDE CARE AND TRAINING IN COOPERATION WITH PARENTS OR OTHER AGENCIES FOR SUCH CHILDREN, was read the first time and referred to the Committee on Rules.

S. B. No. 71 By Messrs. Lloyd, Kerr and Larson

AN ACT APPROPRIATING TO THE PUBLIC WELFARE COMMISSION THE SUM OF $50,000, FROM THE GENERAL FUND; TO DEFRAY COSTS OF ESTABLISHING DAY-CARE CENTERS, SHELTERED WORKSHOPS AND OTHER FACILITIES FOR MENTALLY RETARDED OR MULTIPLE HANDICAPPED CHILDREN AND TO PROVIDE CARE AND TRAINING IN COOPERATION WITH PARENTS OR OTHER AGENCIES FOR SUCH CHILDREN, was read the first time and referred to the Committee on Rules.

S. B. No. 72 By Messrs. Lloyd, Kerr and Larson

AN ACT AUTHORIZING THE STATE BOARD OF EDUCATION TO APPOINT A DIRECTOR OF SPECIAL EDUCATION AND DEFINING THE DUTIES OF SUCH DIRECTOR, was read the first time and referred to the Committee on Rules.

S. B. No. 73 By Messrs. Lloyd, Kerr and Larson

AN ACT APPROPRIATING TO THE STATE BOARD OF EDUCATION THE SUM OF $23,000.00 FROM THE GENERAL FUND FOR THE PURPOSE OF DEFRAYING THE COST OF COORDINATING PROGRAMS OF EDUCATION FOR HANDICAPPED CHILDREN OF PRESCHOOL, ELEMENTARY, AND HIGH SCHOOL GRADE AGES, was read the first time and referred to the Committee on Rules.

S. B. No. 74 By Messrs. Day, Davis and Fowles

AN ACT AMENDING SECTION 78-56-4, UTAH CODE ANNOTATED 1953, RELATING TO TRANSCRIPTS PREPARED BY COURT REPORTERS, was read the first time and referred to the Committee on Rules.

S. B. No. 75 By Mr. Lloyd

AN ACT APPROPRIATING TO THE STATE DEPARTMENT OF FINANCE THE SUM OF $35,000.00 FROM THE GENERAL FUND FOR THE PURPOSE OF OPERATION OF THE DISTRICT COURTS TO JUNE 30, 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 76 By Messrs. Hafen and Adams

AN ACT AMENDING SECTIONS 58-1-2, 58-1-3, 58-1-6 AND 58-1-10, UTAH CODE ANNOTATED 1953, 58-1-5, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTERS 95, 96, 97 AND 105, LAWS OF UTAH 1953, AND 58-1-13, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 97, LAWS OF UTAH 1953, RELATING TO THE DEPARTMENT OF REGISTRATION; PROVIDING THE DUTIES, POWERS AND APPOINTMENT OF THE DEPARTMENT, DIRECTOR AND REPRESENTATIVE COMMITTEES; AND THE OCCUPATIONS REGULATED; REPEALING SECTIONS 58-6-1, 58-6-2, 58-6-3, 58-6-5, 58-6-6, 58-6-7, 58-6-8, 58-6-9 AND 58-6-10, UTAH CODE ANNOTATED 1953, AND 58-6-4, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 98, LAWS OF UTAH 1953, RELATING TO REGISTERING CONTRACTORS BY THE DEPARTMENT OF REGISTRATION; AND A SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 77 By Messrs. Hafen and Adams

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 GENERAL 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. 78 By Mr. Bullen

AN ACT APPROPRIATING TO THE UTAH STATE AGRICULTURAL COLLEGE THE SUM OF $120,000.00, FROM THE GENERAL FUND OF THE STATE TREASURY FOR THE PURPOSE OF PROVIDING FOR THE COSTS OF ADMINISTRATION DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

S. B. No. 79 By Mr. Anderson

AN ACT APPROPRIATING TO THE SNOW COLLEGE THE SUM OF $40,000.00, FROM THE GENERAL FUND OF THE STATE TREASURY FOR THE PURPOSE OF PROVIDING FOR THE COST OF ADMINISTRATION DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

S. B. No. 80 By Mr. Anderson

AN ACT APPROPRIATING TO THE STATE BUILDING BOARD THE SUM OF $28,200.00 FROM THE GENERAL FUND OF THE STATE TREASURY FOR EMERGENCY REPAIRS TO BUILDING AND FACILITIES AT SNOW COLLEGE, was read the first time and referred to the Committee on Rules.

S. B. No. 81 By Messrs. Hatch and Anderson

AN ACT AMENDING SECTION 41-2-18, UTAH CODE ANNOTATED 1953, AS AMENDED BY 69, LAWS OF UTAH, 1955, RELATING TO REVOCATION OF MOTOR VEHICLE DRIVER LICENSES; AND PROVIDING THAT A LIMITED DRIVING LICENSE SHALL NOT BE ISSUED TO PERSONS WHOSE LICENSE HAS BEEN REVOKED, was read the first time and referred to the Committee on Rules.

S. B. No. 82 By Messrs. Stringham and Hopkin

AN ACT AMENDING SECS. 65-1-3, 65-1-5, 65-1-9, 65-1-14, 65-1-18, 65-1-34, 65-1-44, & 65-1-45 UTAH CODE ANNOTATED 1953, RELATING TO THE STATE LAND BOARD AND TO STATE LANDS PROVIDING FOR ORGANIZATION OF THE BOARD, FEES, HEARINGS, MANAGEMENT AND CONTROL OF STATE LANDS, LEASES FOR MINING PURPOSES, ESTABLISHMENT OF SIMULTANEOUS FILING PERIODS, ESTABLISHMENT OF PREFERENCE RIGHTS TO LEASE FOR MINING PURPOSES, RECOGNITION OF LEASES UNDER PUBLIC LAW 340, 83RD CONGRESS, AUTHORITY TO WITHHOLD LANDS FROM MINERAL LEASE, PROVIDING FOR PUBLIC BID OF MINERAL LEASES, SALE OF TIMBER, SURFACE LEASING, ESTABLISHMENT OF PREF-

ERENCE RIGHTS TO LEASE FOR GRAZING PURPOSES, AUTHORITY TO WITHHOLD LANDS FROM SALE OR LEASE, AND PROVIDING FOR PRIORITY OF APPLICATIONS TO LEASE STATE LANDS; AND AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 83 By Messrs. Stringham and Hopkin

AN ACT RELATING TO MINING CLAIMS PROVIDING FOR A CONCLUSIVE PRESUMPTION OF ABANDONMENT IN CERTAIN CASES; AND REPEALING SEC. 40-1-13, UTAH CODE ANNOTATED 1953, PROVIDING FOR ISSUANCE OF PROSPECTING PERMITS, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 3* was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 3* was amended as follows:

Page 1, line 11, after the word "lands" insert a comma, strike the word "and," also after the word "buildings" insert a comma, then add "personal property and."

On motion of Senator Lloyd, *S. B. No. 3* was amended as follows:

Page 1, line 7, after the word "lands" insert a comma, delete the word "or", then after the word "buildings" insert the following words "or personal property."

On motion of Senator Hunter, *S. B. No. 3* was amended as follows:

Page 2, line 2, strike the word "non-commercial."

*S. B. No. 3* was placed on the Third Reading Calendar on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day (explained vote), Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

*S. B. No. 7* was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 7* was amended as follows:

Page 4, line 21, after the word "relocation" insert "in connection with the highway systems as defined in this paragraph,".

Page 4, line 22, after the word "commission" delete the period, add a comma, then insert "in all cases where proportionate reimbursement of such cost may be obtained by the State of Utah from the United States pursuant to the Federal-Aid Highway Act of 1956."

*S. B. No. 7* was placed on the Third Reading Calendar on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senator Hammond.

On motion of Senator Gibson, the Senate adjourned until Friday, January 25, 1957 at 2:00 P.M.

## TWELFTH DAY

January 25, 1957

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

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

Prayer by the Chaplain.

January 25, 1957

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,

GLEN M. HATCH,
Acting Chairman

Report adopted and filed.

The President appointed Senators Kerr, Larson and Harward to read and revise the Journal for the two weeks commencing Monday, January 28, 1957.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

## COMMUNICATIONS FROM THE GOVERNOR

January 23, 1957

Honorable Orval Hafen
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following interim appointments to your Honorable Body for advice and consent:

COMMISSIONER AND CHAIRMAN, DEPARTMENT OF ENGINEERING (STATE ROAD COMMISSION):

C. Taylor Burton, Salt Lake City, to fill unexpired term ending March 1, 1961.

COMMISSIONER AND CHAIRMAN, STATE TAX COMMISSION:

H. C. Shoemaker, Bountiful, to fill unexpired term ending March 1, 1957.

Sincerely yours,

GEORGE D. CLYDE,
Governor

On motion of Senator Lloyd, the Senate voted to appoint a Special Committee of five to act on appointments.

President Hafen appointed Senators Stringham, Fowles, Hammond, Hunter and Larson as a Special Committee on Appointments.

Communication referred to the Special Committee on Appointments.

## COMMUNICATIONS FROM THE HOUSE

January 24, 1957

Mr. President:

I am directed 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. 1*, FIXING COMPENSATION OF LEGISLATIVE EMPLOYEES, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 1* was transmitted to the Secretary of State.

January 25, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 4*, TO SIMPLIFY THE CONSOLIDATION OF CONTIGUOUS CITIES OR TOWNS INTO A SINGLE MUNICIPAL GOVERNMENT, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 4* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

January 25, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 64* (Political Subdivision)

*S. B. No. 65* (Revenue and Taxation)

*S. B. No. 66* (Revenue and Taxation)

*S. B. No. 67* (Business and Commerce)

*S. B. No. 69* (Appropriations)

*S. B. No. 71* (Appropriations)

*S. B. No. 72* (Education)

*S. B. No. 73* (Appropriations)

*S. B. No. 75* (Appropriations)

*S. B. No. 76* (Business and Commerce)

*S. B. No. 81* (State and Federal Affairs)

*S. B. No. 82* (Agriculture and Irrigation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

On motion of Senator Clegg, the Senate voted to appoint a committee of three to act with a like committee from the House as a Special Committee on Salaries.

President Hafen appointed Senators Lloyd, Gibson and Bullen to act as a Special Committee on Salaries.

## INTRODUCTION OF BILLS

S. B. No. 84 By Mr. Thorn

AN ACT APPROPRIATING TO THE BOARD OF CORRECTIONS THE SUM OF $210,000.00 FROM THE GENERAL FUND OF THE STATE TREASURY FOR THE PURPOSE OF DEFRAYING COSTS OF OPERATING THE STATE PRISON DURING THE REMAINDER OF THE PRESENT BIENNIUM, was read the first time and referred to the Committee on Rules.

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

AN ACT AMENDING SECTION 4-20-68, UTAH CODE ANNOTATED 1953, RELATING TO INSPECTION AND SLAUGHTERING OF ANIMALS AND PROVIDING CERTAIN EXCEPTIONS FROM THE TERMS OF THE ACT FOR SLAUGHTERING BY THE FARMER FOR HIS DOMESTIC USE AND SLAUGHTERING BY CUSTOM HOUSES FOR THE FARMER, was read the first time and referred to the Committee on Rules.

S. B. No. 86 By Messrs. Anderson, Harward and Jack

AN ACT PROVIDING FOR THE ESTABLISHMENT OF A STATE LIBRARY AND LIBRARY SERVICES UNDER THE DIRECTION OF A STATE LIBRARY COMMISSION; PROVIDING FOR THE APPOINT-

MENT, QUALIFICATIONS, POWERS, DUTIES, AND COMPENSATION OF A STATE DIRECTOR OF LIBRARIES; PROVIDING FOR REPORTS, VIOLATIONS, PENALTIES, AND AN APPROPRIATION, was read the first time and referred to the Committee on Rules.

S. B. No. 87 By Mr. Bullen

AN ACT AMENDING SECTION 5-6-27, UTAH CODE ANNOTATED 1953, RELATING TO THE SIZE OF CONTAINER USED IN THE STORAGE AND SALE OF FLOUR AND HOMINY; AND PROVIDING A NEW SIZED CONTAINER, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hunter, *S. B. No. 3* retained its position on the Third Reading Calendar.

*S. B. No. 7* was read the third time and placed on its final passage.

*S. B. No. 7* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin, Stringham, and Mr. President.

Absent and not voting: Senators Barlow, Lloyd and Thorn.

*S. B. No. 7* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 19* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the title of *S. B. No. 19* was amended as follows:

Line 1 of the title, add another "M" to the word "COMMERCIAL".

Line 1 of the title, after the word "FEED" strike the comma, also "PEN".

Line 2 of the title, strike "ALTIES".

On motion of Senator Kerr, *S. B. No. 19* was amended as follows:

Page 3, line 15, before the last parenthesis strike the 1, insert a small "l".

Page 9, lines 10-11, strike the word "he", insert the word "it".

On motion of Senator Gibson, the title of *S. B. No. 19* was amended as follows:

Line 5 of the title, strike the word "PENALTY", insert in lieu thereof the word "PENALTIES".

*S. B. No. 19* was placed on the Third Reading Calendar on the following roll call:

Yeas, 23, Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams and Thorn.

*S. B. No. 45* was read the second time.

Committee report read and adopted.

On motion of Sentor Bullen, *S. B. No. 45* was amended as follows:

Page 3, line 12, after the word "producers" add the word "voting".

Page 3, line 15, after the word "therein" strike the comma, add a period and delete the remainder of the paragraph to line 17, inclusive.

*S. B. No. 45* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Barlow, Hopkin and Thorn.

On motion of Senator Lloyd, the Senate recessed.

The Senate re-assembled.

*S. B. No. 35* was read the second time.

Committee report read and adopted.

*S. B. No. 35* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Davis, Hopkin and Thorn.

*S. B. No. 46* was read the second time.

Committee report read and adopted.

*S. B. No. 46* was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Fowles, Gronning, Hatch, Hammond, Harward, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senator Barlow, Davis, Hopkin, Hunter, Kerr and Thorn.

*S. B. No. 36* was read the second time.

Committee report read and adopted.

*S. B. No. 36* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Hunter, Stringham and Thorn.

On motion of Senator Clegg, the Senate adjourned until Monday, January 28, 1957 at 10:30 A.M.

# FIFTEENTH DAY

## MORNING SESSION

January 28, 1957

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

Roll Call – All Senators present except Senator Hopkin, excused, and Senator Kerr, absent.

Prayer by the Chaplain.

January 28, 1957

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,

W. G. LARSON,
Acting Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

January 25, 1957

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. 18*, PROVIDING FOR ERECTION OF GOVERNOR'S MANSION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 18* was read the first time and referred to the Committee on State and Federal Affairs.

## REPORTS OF STANDING COMMITTEES

January 28, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. J. R. No. 2* (Agriculture and Irrigation)

*S. B. No. 49* (Agriculture and Irrigation)

*S. B. No. 68* (Public Health, Welfare and Institutions)

*S. B. No. 70* (Public Health, Welfare and Institutions)

*S. B. No. 74* (Judiciary)

*S. B. No. 77* (Business and Commerce)

*S. B. No. 78* (Appropriations)

*S. B. No. 79* (Appropriations)

*S. B. No. 80* (Appropriations)

*S. B. No. 83* (Industry)

*S. B. No. 84* (Appropriations)

*S. B. No. 85* (Agriculture and Irrigation)

*S. B. No. 86* (State and Federal Affairs)

*S. B. No. 87* (Agriculture and Irrigation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 28, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 15*, by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

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

January 28, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 37*, by Messrs. Selvin and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 37* was placed on the Second Reading Calendar.

January 28, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 50*, by Messrs. Day, Harward and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 50* was placed on the Second Reading Calendar.

January 28, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 51*, by Messrs. Day, Harward and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 51* was placed on the Second Reading Calendar.

## INTRODUCTION OF BILLS

S. B. No. 88 By Messrs. Hatch and Stringham

AN ACT RELATING TO, THE PRACTICE OF THE HEALING ART: DEFINING THE TERM BASIC SCIENCES: PROVIDE FOR THE ADMINISTRATION OF THE ACT THROUGH THE DEPARTMENT OF REGISTRATION IN COLLABORATION WITH A COMMITTEE OF

EXAMINERS IN THE BASIC SCIENCES PROVIDNG FOR THE APPOINTMENT OF SUCH COMMITTEE AND DEFINING ITS POWERS AND DUTIES; PROVIDING CERTIFICATION BY DEPARTMENT OF REGISTRATION AS AN ELIGIBILITY PREREQUISITE AND FOR PENALTIES FOR VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 89 By Messrs. Davis and Day

AN ACT APPROPRIATING $90,000.00 FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH FOR EQUIPPING AND FURNISHING ORSON SPENCER HALL (THE CLASSROOM BUILDING BEING ERECTED PURSUANT TO A $700,000.00 APPROPRIATION BY THE 31ST SESSION) AND LAYING SIDEWALKS, GRADING AND LANDSCAPING IN THE AREA SURROUNDING THE SAME; AND AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 90 By Messrs. Day and Davis

AN ACT CORRECTING AN APPROPRIATION OF $250,000 FROM THE GENERAL FUND TO THE STATE BOARD OF EXAMINERS TO CONSTRUCT A BUILDING FOR THE UNIVERSITY OF UTAH TO HOUSE FACILITIES OF THE CHEMICAL ENGINEERING DEPARTMENT; AND AN EMERGENCY CLAUSE was read the first time and referred to the Committee on Rules.

S. B. No. 91 By Messrs. Davis, Bullen and Hunter

AN ACT AMENDING SECTIONS 53-38-2 AND 53-38-3, UTAH CODE ANNOTATED 1953, AS AMENDED, WITH RESPECT TO THE ISSUANCE OF REVENUE BONDS BY THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH, THE BOARD OF TRUSTEES OF UTAH STATE AGRICULTURAL COLLEGE, AND THE STATE BOARD OF EDUCATION, AND WITH RESPECT TO THE SECURITY AND PAYMENT OF SUCH BONDS, was read the first time and referred to the Committee on Rules.

S. B. No. 92 By Messrs. Davis, Bullen and Hunter

AN ACT AMENDING SECTION 53-34-6 OF UTAH CODE ANNOTATED, 1953, WITH RESPECT TO CREDITING ON THE STATE TREASURER'S BOOKS THE NET PROFITS FROM PROPRIETARY ACTIVITIES PAID IN BY THE UNIVERSITY OF UTAH OR THE UTAH STATE AGRICULTURAL COLLEGE AND AUTHORIZING PLACEMENT OF THE SAME TO THE BUILDING ACCOUNT OF THE INSTITUTION WHEN PLEDGED TO SECURE PAYMENT OF BUILDING BONDS PURSUANT TO CHAPTER 38, UTAH CODE ANNOTATED, 1953, AND AMENDMENTS THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 93 By Messrs. Davis and Larson

AN ACT AMENDING SECTIONS 77-62-39 AND 77-62-40, UTAH CODE ANNOTATED 1953, RELATING TO THE AUTHORITY OF THE GOVERNOR TO ENTER INTO COMPACTS WITH OTHER STATES CONCERNING PARDONS AND PAROLES PROVIDING FOR A DEFINITION OF "STATE," was read the first time and referred to the Committee on Rules.

S. B. No. 94 By Messrs. Clegg, Fowles and Barlow

AN ACT RELATING TO INSURANCE; NEW SECTIONS TO BE KNOWN AS SECTIONS 31-27-24, AND 31-27-25, UTAH CODE ANNOTATED 1953, PROHIBITING FORCING THE SELECTION OF AN INSURER OR INSURANCE AGENT UPON A PERSON CONTRACTING FOR A LOAN OR OTHER OBLIGATION; PENALTY PROVIDED, was read the first time and referred to the Committee on Rules.

S. B. No. 95 By Messrs. Barlow and Anderson

AN ACT AMENDING SECTION 7-1-6, UTAH CODE ANNOTATED 1953, RELATING TO THE QUALIFICATION AND APPOINTMENT OF BANK EXAMINERS, was read the first time and referred to the Committee on Rules.

S. B. No. 96 By Messrs. Barlow and Gronning

AN ACT AMENDING SECTION 53-35-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 108, LAWS OF UTAH 1955, 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, FOR THE PURPOSE OF PROVIDINC ASSISTANCE IN ACQUIRING ANNUITIES TO THE EMPLOYEES OF ALL OTHER INSTITUTIONS AND EMPLOYING UNITS OF THE UTAH STATE SCHOOL EMPLOYEES' RETIREMENT SYSTEM, was read the first time and referred to the Committee on Rules.

S. B. No. 97 By Messrs. Adams and Lloyd

AN ACT RELATING TO CONTRIBUTION BETWEEN TWO OR MORE PERSONS WHO BECOME JOINTLY OR SEVERALLY LIABLE IN TORT FOR THE SAME INJURY TO PERSON OR PROPERTY OR FOR THE SAME WRONGFUL DEATH, was read the first time and referred to the Committee on Rules.

S. B. No. 98 By Messrs. Adams and Lloyd

AN ACT RELATING TO ARBITRATION OF ANY EXISTING CONTROVERSY WHEN PROVIDED FOR IN A WRITTEN AGREEMENT; TO ARBITRATION AGREEMENTS BETWEEN EMPLOYERS AND EMPLOYEES OR THEIR RESPECTIVE REPRESENTATIVES, AND REPEALING SECTIONS 78-31-1 THROUGH 78-31-22 INCLUSIVE, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 99 By Messrs. Lloyd, Gibson and Davis

AN ACT AMENDING SECTION 67-8-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126, LAWS OF UTAH 1953 AND BY CHAPTER 138, LAWS OF UTAH 1955, INCREASING THE ANNUAL SALARIES OF JUDGES OF DISTRICT COURTS, was read the first time and referred to the Committee on Rules.

S. B. No. 100 By Messrs. Lloyd, Gibson and Davis

AN ACT AMENDNG SECTION 67-8-3, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126, LAWS OF UTAH 1953 AND BY CHAPTER 137, LAWS OF UTAH 1955, 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. 101 By Mr. Adams

AN ACT RELATING TO AN EXCLUSIVE REMEDY FOR CHALLENGING THE LEGALITY OF INCARCERATION UNDER JUDGMENT OF CONVICTION OF FELONY AND SENTENCE OF DEATH OR IMPRISONMENT THEREFOR, BUT NOT AFFECTING REMEDIES INCIDENT TO THE PROCEEDINGS IN THE TRIAL COURT AND REMEDIES OF DIRECT REVIEW OF THE JUDGMENT OF CONVICTION, was read the first time and referred to the Committee on Rules.

S. B. No. 102 By Messrs. Anderson, Adams and Barlow

AN ACT AMENDING SECTIONS 53-29-11, 53-29-17, 53-29-20, 53-29-23, 53-29-27, 53-29-29, AND 53-29-31, AS ENACTED BY SECTION 4, CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AND ENACTING SECTIONS 53-29-49, 53-29-50, 53-29-51, 53-29-52, 53-29-53, 53-29-54, 53-29-55, 53-29-56, 53-29-57, 53-29-58, 53-29-59, 53-29-60, 53-29-61, AND 53-29-62, RELATING TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, FOR THE PURPOSE OF MODIFYING THE MEMBERSHIP PROVISIONS OF SAID ACT; CLARIFYING THE RESPONSIBILITY OF EMPLOYERS IN THE REDUCTION AND PAYMENT OF MEMBERS' CONTRIBUTIONS; ASSESSING A WITHDRAWAL FEE; PROVIDING FOR THE REDUCTION OF DISABILITY AND SERVICE RETIREMENT BASIC ALLOWANCES BY 70 PER CENT

OF RETIRANT'S PRIMARY SOCIAL SECURITY BENEFIT AS COMPUTED ON THE 1953 SOCIAL SECURITY BENEFIT FORMULA, TOGETHER WITH A MINIMUM ALLOWANCE; MODIFYING THE OPTION 1 RETIREMENT ALLOWANCE COMPUTATION; ESTABLISHING UNIFORM ACCRUAL AND TERMINATION DATES FOR RETIREMENT ALLOWANCES; AND ESTABLISHING A VOLUNTARY ANNUITY PURCHASE PROGRAM TO RECEIVE CONTRIBUTIONS FOR THE PURCHASE OF OLD AGE ANNUITIES TO SUPPLEMENT RETIREMENT ALLOWANCES, was read the first time and referred to the Committee on Rules.

On motion of Senator Thorn, the Senate recessed to meet with the House in Joint Convention to receive the Governor's Budget Message, and further moved that the Senate re-assemble at 2:00 P.M.

## 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 Jack, President Hafen appointed a joint committee consisting of Senators Harward, Anderson and Adams, and Representatives J. D. Cannon, Leatham and Cazier 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 George D. Clyde, who was presented to the Joint Convention by President Hafen.

The Governor then delivered the following message.

## GOVERNOR'S BUDGET MESSAGE

Ladies and Gentlemen of the Legislature:

The budget that I am presenting to you today is designed to meet the current operational needs of the State, and in addition to alleviate the most pressing problems that result from the backlog of unfilled urgent needs that have been allowed to accumulate.

In studying the budget for the next biennium, we should look ahead and keep in mind the problems of future years. We expect to start the 1957-59 biennium with a surplus in the general fund estimated at more than eight million dollars. This is the result of two factors:

1. The prosperous and expanding economy of the State that has produced revenues especially from the sales tax, in excess of those estimated two years ago; and

2. The backlog of urgent needs, to which I have referred, and which have not been dealt with on a current basis over the past several years.

We can expect the general state of prosperity which we now enjoy to continue, and possibly even to expand still further, in the biennium ahead. This will mean that receipts for the biennium, added to the general fund surplus to which I have referred, should be substantially in excess of the sums required to operate state departments and institutions through the two-year period. However, all of the revenue which we estimate will be available in excess of that required to meet departmental budgets will be needed to meet the need for a building program and increased amounts that will be necessary for the Uniform School Fund.

So far as we can now tell, we shall end the forthcoming biennium with a balanced budget, but without a surplus comparable to that which will be on hand at the end of the current biennium. We must keep this fact in mind and hold expenses to a reasonable minimum in order not to place the State in an unduly difficult position in years ahead.

We must remember that the costs of many programs which we may begin at this time will continue, carrying beyond the biennium for which we are now planning. This applies particularly to the building program and to raising the classroom unit cost of the Uniform School Fund, both of which I shall discuss later in this message. The surplus to which I have just referred, and which will help us to finance these programs through the 1957-59 biennium may not be available to provide the same assistance in subsequent bienniums. It is therefore important that we plan any long-range programs with the understanding that they must be financed in future years without the help of the general fund surplus that will be on hand at the beginning of the 1957-59 biennium.

## THE GENERAL FUND

As is always the case, the state's major budgetary problem revolves around the general fund. I shall therefore begin my discussion with an examination of the monies available to, and the demands on, the general fund.

I have already noted that we anticipate a general fund surplus of more than eight million dollars with which to begin the next biennium. General fund collections for the biennium are estimated at $64,235,000. This makes a total of approximately 72 and a quarter million dollars available in "free revenue" for appropriation from the general fund.

Departmental requests for the 1957-59 biennium total $88,959,856.65, of which $60,782,621.53 would come from the general fund. If all of these requests were approved in full, there would still remain a surplus of more than 12 million dollars in the general fund. I have thought it best, however, to recommend sum less than those requested by many agencies of the state government, as you will find by studying the printed budget. The difference between my recommendations and the original departmental requests totals $5,472,325.65, of which $4,795,760.53 relates to the general fund. If my recommendations are followed, this sum of approximately 4.8 million dollars can be added to the anticipated surplus of some 12 and one-quarter

million to which I have referred, making a total of approximately 17 million dollars available for meeting special needs.

## DEPARTMENTAL REQUESTS

I shall have more to say of this money, and the use to which it may be put, very shortly. First, however, I should like to discuss the departmental requests and my own recommendations concerning them.

The over-all balance sheet is, at first sight, misleading. It shows a total of more than 87 million dollars in appropriations and deficits expended in the 1955-57 biennium, as compared to the total of slightly less than 83 and one-half million that I have recommended for approval for the 1957-59 biennium. It woud appear unrealistic to pretend that we can get along on less money in the next biennium than we spent in the last biennium, in view of the generally rising cost of living and the backlog of needs.

The 87 million dollar total of appropriations and deficits expended in 1955-57, however, included a number of items that do not appear in the departmental requests covered by the 83 million dollar total of my recommendations. These items which, so to speak, "pad" the 1955-57 total, amount to more than 15 million dollars. One of the largest single items in the list, for example, is the state building program, on which more than four and three-quarters million dollars was spent in the last biennium. There is no corresponding request for building funds in the 1957-59 column, although I shall recommend a substantial building program in this messsage. When the 1955-57 total is adjusted for these items which do not appear in the 1957-59 recommendations as listed on the main balance sheet, it will be seen that I have recommended reasonable increases in operating expenses for state agencies.

In making my budget recommendations, I considered it necessary in many cases to reduce the original departmental requests by varying sums, in order to make a more equitable distribution of available funds. In recommending reductions totalling more than five million dollars, the largest reductions generally were made in the largest requests. However, the budgets which I have most reduced in my recommendations will show very substantial increases over 1955-57 appropriations.

The University of Utah requested more than 10 million 600 thousand dollars for administrative expenses. This represents an increase of 56.8 per cent over the appropriation for the current biennium. To this sum would be added the institution's dedicated credits, which in the current biennium exceeded four million dollars. The amount requested by the University appears excessive in the light of the state's financial position and the comparable needs of other institutions and agencies.

Let me state at this time, and what I say here applies to the requests and to my budget recommendations for all state agencies and not exclusively to the University of Utah – let me say that when I have reduced requested amounts it is not necessarily because I do not believe the requested amounts could be put to good use. It does not mean that I am unsympathetic to the programs and needs of the various departments and institutions. I

recognize that the amounts I have recommended will not, in many cases, fully meet the needs of the requesting agencies. But the amounts I have recommended are all that I feel can be justifiably appropriated to the various agencies, in view of the pressing needs of other state agencies, of the money at our disposal and of the need to reserve some of the available money for a state building program and for an increase in the Uniform School Fund.

Returning to the administrative budget of the University of Utah, I have recommended eight million 800 thousand dollars. This represents a cut of approximately one million 800 thousand dollars or 17.5 per cent, in the institution's original request. However, the sum I have recommended is almost two million dollars more than the 1955-57 appropriation for the same purpose, an increase of 29.2 per cent. This, added to the institution's dedicated credits, should provide for a considerably expanded program in the coming biennium.

The University of Utah School of Medicine requested an appropriation of more than one and one-half million dollars for operating expenses, an increase of 75.7 per cent over the 900 thousand dollar appropriation of the current biennium. My recommendation for an appropriation of one million 200 thousand dollars represents a cut of 24.1 per cent in the original request, but an increase of 33-1/3 per cent over the 1955-57 appropriation.

My recommendation for the State Agricultural College is four million eight hundred thousand dollars, an increase of 16.3 per cent over the 1955-57 appropriation, but a cut of 11.5 per cent in the institution's request. Comparable recommendations have been made regarding appropriations for the College's Extension Division and Experiment Station.

My recommendations show roughly comparable percentage increases over current appropriations – and cuts from original departmental requests – for other educational authorities and institutions in the state.

The combined requests of the five Utah junior colleges totalled almost three and one-half million dollars, an increase of more than 30 per cent above the appropriations and deficits for the current biennium. My recommendations for these institutions total a little more than three million dollars, an increase of 18.0 per cent, and 9 percent less than the departmental requests.

One exception to the general pattern is found in the Salt Lake Area and Central Utah Vocational Schools, for both of which I have recommended larger percentage increases, although my recommendations still fall short of the requests of these institutions. I believe that the vocational schools have been seriously neglected in comparison with other educational institutions and that larger percentage increases are therefore justified.

While recognizing the special difficulties under which the vocational schools have been operating, I feel bound to call attention to highly objectionable practice that has been followed by the Salt Lake Area School. This has been to spend its admittedly inadequate appropriation at a rate to exhaust funds in approximately three-quarters of the scheduled time, thereby forcing the granting of a deficit appropriation in order to keep the institution in operation through the final quarter. I strongly feel that every state agency and institution should do its utmost to operate within the budget approved

by the Legislature and that deficit appropriations should be necessary only to meet unforseeable emergencies.

I have recommended major increases to a number of agencies and institutions including the State Highway Patrol, the State Prison, the Industrial School, the State Training School and the State Hospital. I consider these increases to be necessary, although in all instances I have set my recommendations somewhat below the agencies' own requests. The Highway Patrol is seriously under-manned and, particularly in view of the expanded highway construction program and the heavy increase in motor vehicle traffic, it is vital that we bring the patrol up to adequate standards to safeguard the lives of our citizens on the highways. The institutions I have named have all recently expanded and will require additional funds to carry out their larger responsibilities.

I have recommended an appropriation of $90,000 for the Utah Board of Alcoholism. This contemplates the construction and operation of a rehabilitation center for alcoholics, on a plan similar to that approved by the Thirty-first Legislature but later vetoed by the then-Governor. Construction and operation of the center would be financed by increasing the liquor license fee from 50 cents to one dollar. This would not impose any special hardship on those who purchase liquor, and would provide much-needed facilities for those who become casualties of the special hazards with which consumption of liquor is always connected.

## AVAILABLE SURPLUS

Let us now return to the surplus of approximately 17 million dollars which we estimate will be available in the general fund after the departmental needs for the biennium have been met.

Of this sum, approximately four million dollars must be left as an operating fund, to carry on the business of government in the early part of each year, before tax collections come into the Treasury in substantial amounts. This leaves us with approximately 13 million dollars for unrestricted appropriations.

## STATE BUILDING REQUIREMENTS

I have earlier referred to the need for building construction. In the message I delivered to you on January 15th, I discussed this problem in some detail. I pointed out at that time that current requests for construction funds total more than 72 million dollars and that 37 million dollars has been requested for the coming biennium. It would be impossible to meet these requests for funds without seriously disrupting the State's economy.

I recommended at that time that we establish a State Building Authority and that we plan a building program over a period of years and carry it out in an orderly manner, within our income. I suggested a construction program totalling 50 million dollars, to be carried out over a 10-year period. This would call for expenditure of five million dollars a year, or ten million dollars a biennium.

If my recommendation for a Building Authority is acted upon, I propose that 10 million dollars of the 13 million dollars surplus to which I have referred be used for this purpose.

Included in the long-range construction program which I recommend would be most of the buildings proposed by the various state agencies, including the Medical Center requested by the School of Medicine of the University of Utah.

The cost to the State of this Medical Center is estimated at five million dollars, and the full sum has been requested as an appropriation for the next biennium. While I am keenly aware of the advantages of constructing the Medical Center, and most sympathetic to the idea, I feel that we must not be carried away, but must face the fiscal realities of the situation. In other words, can Utah afford this Medical Center, desirable though it may be?

If we can plan and construct it over a period of years, integrating the program with the other building needs of the state and staying within reasonable limits of current expenditure, I think that we can. If, however, we had to make the full five million dollars available immediately, thereby pushing aside many other high-priority building needs of state agencies, including the University of Utah itself, then I feel we could not afford it. I have discussed this question with groups of medical men who could not but agree with this point of view.

If a Building Authority is established, so that a long-range construction program can be set up and put into operation, it is probable the promised matching funds for construction of the Medical Center could be obtained on the basis the Legislature's including the Medical Center in the approved construction program. Under these conditions it may be feasible to construct the Medical Center. If a five million dollar appropriation were required in one lump sum at this time, it would not be feasible to grant it in view of the many other pressing needs of the State.

One building that should be constructed outside the long-range program I have outlined is the proposed State Office Building. The need for this building is immediate and critical, and the State is wasting large sums of money in rent paid by agencies of state government that cannot be housed in the Capitol. The Capitol Building was not designed as an office building, and is wholly inadequate for that purpose. The Capitol has its own function to fulfill, while most of the state's business operations could be carried on more efficiently in a modern office building designed for the specific purpose.

I propose that the sum of three million dollars be borrowed from the State's own trust funds and that construction of the office building begin immediately. It would be necessary to pay interest on the borrowed money, of course, in order that the trust funds would not lose by the transaction.

As soon as the Office Building is put to use, I proposed that the agencies occupying it pay a proportionate rent for the space they occupy, out of their regular operating budgets. The sum total of these rents would be enough to amortize the full original loan.

While it is obvious that the State would pay these rental charges, through the regular appropriations to the various departments, it would make a businesslike and economic arrangement; and in the case of those agencies now paying rent for the quarters they occupy, the State would save substantially by applying the rental toward the cost of a permanent building instead of continuing to pay rent to private interests over a period of years.

## UNIFORM SCHOOL FUND

If 10 million of the 13 million dollar surplus to which I have referred is appropriated to the state building program, three million dollars will remain for other use. I recommend that it be placed in the State Uniform School Fund.

This will not, of course, solve the problems of the Uniform School Fund, but it will be of substantial assistance.

Because of our increasing school enrollment, more money would be required for the Uniform School Fund in the next biennium than in the current biennium, even if the classroom unit cost were left unchanged. I believe that the classroom unit figure must be raised from its present level of $4,050, although I do not think it would be wise to go all the way to the $5,100 figure requested by the school people.

I recommend that the classroom unit cost be raised to not less than $4,650 and not more than $4,800. I leave it to the discretion of the Legislature to select a final figure within this range, keeping in mind what will be necessary to meet the cost of whatever unit cost is finally decided upon.

It is estimated that the additional cost to the state of raising the classroom unit to $4,650 would be as much as 11 million dollars a year, or 22 million dollars for the biennium if local effort is left at the present 12-mill level. Application of the three million dollar surplus from the general fund would reduce this requirement to 19 million dollars for the biennium, or nine and one-half million dollars a year.

I believe the amount of money the state would have to raise would be somewhat less than this. Receipts from the individual income tax, which go into the School Fund, should be up in the next biennium, particularly in view of the greatly expanded construction programs in the state, including the highway program, reclamation construction and the large construction program being carried on by private industry.

It has been proposed that we enact an income tax withholding law. If this is done, receipts from the income tax should further increase materially. The revaluation and re-assessment program for real property in the State, now under way, and which will be expedited to the fullest possible extent, should produce substantially more revenue from the present property tax base.

I have recommended that the Utah escheat law be replaced with one more workable and efficient, and this should provide a source of non-tax revenue. Steps have already been taken to secure interest return on state funds deposited in private banks.

These are examples of opportunities to increase state income by tightening our present tax laws or their administration, without increasing tax rates or adding new taxes. I think that when the full effort in this field has been made, the return to the State will be substantial.

There are a number of revenue proposals that have been, or will be placed before this Legislature. I shall not comment on them at this time but shall do so in a later message on revenue and taxation. I shall at this time merely point out that the action taken on these various proposals will have a substantial bearing on the ultimate requirements for the Uniform School Fund.

The final balance needed, if any, to meet the requirements of the School Fund must by law be made up by a state levy on real property. I do not believe it will be necessary to impose a levy high enough to be a serious burden on property owners.

For the purpose of providing jobs for Utah's rapidly expanding population, it is incumbent upon all of us to move forward in our economic development program. Happily there are funds available for this purpose — the surplus monies collected under the Federal Unemployment Tax Act which are re-allocated back to the states. These funds are restricted; they are not a part of Utah's general fund, but by legislative appropriation can be made available to the Industrial Commission for the administration of the Employment Security program. A part of this program is to promote the full development of our mineral, water and other natural resources. From the same source are funds which may be used to acquire land and buildings for the administration of the Employment Security program. In accord with standard practice of providing Federal administrative grants for administrative costs of the Employment Security program we will, over a period of years be fully reimbursed by way of rental for such premises.

I, therefore, recommend that the Legislature appropriate the available funds for these purposes.

The budget I have submitted to you is a balanced budget as required by law and by sound economic principle. You are not bound by the same legal limitation, but I trust you will be guided by sound economic principles.

Let us start out with caution in scrutinizing proposals for new taxes or increased tax rates.

Only if the need is established beyond all doubt should we consider new sources of taxation.

In planning long-range programs we should be particularly careful. Within a year, we should be able to put into effect all of the non-tax proposals for increasing state revenue, to which I have referred. The sum which comes in as a result of better and more complete property assessment, increased income tax collections, interest on state bank deposits and all the rest, may substantially alter the fiscal picture.

When we see what sums are available from these non-tax sources, we can better gauge our true financial position. If, at the end of a year, it is found that all of these non-tax remedies fall short of our needs, a special

session of the Legislature can be summoned to consider the problem further. When all of the facts are in, we can expect to reach an intelligent decision. This is difficult, if not impossible, on a basis of partial information.

I leave you with the final recommendation that we concentrate on building the future of this State. To do so, we must spend within reason and invest wisely in our own growth and development. Refusal to invest our dollars now could be very false economy indeed and we should lose a hundredfold in potential returns over the years ahead. But by incautious overspending at this time we could defeat our own purpose by retarding the very economic growth we are trying to promote and on which our future hopes are so largely based.

President Hafen recognized Utah's First Lady, Mrs. George D. Clyde.

The Joint Committee then escorted Governor Clyde to his chambers.

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

## AFTERNOON SESSION

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

On motion of Senator Stringham, the Senate ordered the Governor's Budget Message printed in this day's journal.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hatch, *S. B. No. 3* retained its position on the Third Reading Calendar.

*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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Kerr and Thorn.

*S. B. No. 19* was transmitted to the House.

*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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Hopkin, Kerr, Stringham and Thorn.

*S. B. No. 45* was transmitted to the House.

On motion of Senator Gibson, *S. B. No. 35* retained its position on the Third Reading Calendar.

*S. B. No. 46* was read the third time and placed on its final passage.

*S. B. No. 46* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Hopkin, Kerr and Stringham.

*S. B. No. 46* was transmitted to the House.

*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, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Jenkins, Kerr and Stringham.

*S. B. No. 36* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 24* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 24* was amended as follows:

Page 1, line 5, after the word "by" insert the following words "and work under the supervision and direction of".

On motion of Senator Gronning, *S. B. No. 24* was amended as follows:

Page 1, line 9, strike the word "shall", insert in lieu thereof the word "may".

*S. B. No. 24* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow, Davis, Gronning and Jack.

Absent and not voting: Senators Hopkin and Kerr.

*S. B. No. 5* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the Senate resolved iself into a Committee of the Whole.

Mr. L. Roland Anderson, 2nd Judicial District and Mr. Aldon Anderson of the 3rd Judicial District appeared before the Committee of the Whole.

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

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

Yeas, 20, Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Gibson and Stringham.

Absent and not voting: Senators Adams, Hopkin and Kerr.

On motion of Senator Lloyd, the Senate recessed.

The Senate re-assembled.

*S. B. No. 20* was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, *S. B. No. 20* was amended as follows:

Page 1, line 10, delete the figure "$4,000." and insert in lieu thereof "$3,000."

On motion of Senator Lloyd, the Senate voted to refer *S. B. No. 20* to the Special Committee on Salaries.

*S. B. No. 22* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the Senate adjourned until Tuesday, January 29, 1957 at 2:00 P.M.

## SIXTEENTH DAY

January 29, 1957

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

Roll Call – All Senators present.

Prayer by Senator D. E. Hammond.

January 29, 1957

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,

KLEON KERR,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

January 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 48*, PROVIDING FOR EYE EXAMINATION EVERY 5 YEARS FOR HOLDERS OF VEHICLE OPERATORS LICENSES, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 48* was read the first time and referred to the Committee on Highways and Aeronautics.

January 28, 1957

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*, TO PROVIDE FOR TRAINING OF COUNTY ASSESSORS BY THE STATE TAX COMMISSION, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 17* was read the first time and referred to the Committee on Political Subdivisions.

January 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 5*, TO PLACE COUNTY JAILS IN FIRST AND SECOND CLASS COUNTIES UNDER THE COUNTY COMMISSION INSTEAD OF THE SHERIFF, AND TO PROVIDE FOR A COUNTY WARDEN, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 5* was read the first time and referred to the Committee on Political Subdivisions.

January 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 13*, AN ACT PROVIDING FOR THE STATE AUDITOR TO FURNISH BUDGET FORMS AT COST TO LOCAL GOVERNMENTS AND SCHOOL DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 13* was read the first time and referred to the Committee on Political Subdivisions.

January 28, 1957

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. 1*, TO ESTABLISH "COUNTY SERVICE AREAS" FOR EXTENDED CITY SERVICES TO UNINCORPORATED AREAS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 1* was read the first time and referred to the Committee on Political Subdivisions.

January 29, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 12*, TO AUTHORIZE STATE TAX COMMISSION ENFORCEMENT OF A UNIFORM ACCOUNTING SYSTEM FOR ALL TAXING UNITS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 12* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

January 29, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 88* (Public Health, Welfare and Institutions)

*S. B. No. 89* (Appropriations)

*S. B. No. 90* (Appropriations)

*S. B. No. 91* (Education)

*S. B. No. 92* (Education)

*S. B. No. 93* (Judiciary)

*S. B. No. 94* (Business and Commerce)

*S. B. No. 95* (Business and Commerce)

*S. B. No. 96* (Education)

*S. B. No. 97* (Judiciary)

*S. B. No. 98* (Judiciary)

*S. B. No. 99* (Special Committee on Salaries)

*S. B. No. 100* (Special Committee on Salaries)

*S. B. No. 102* (Education)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 29, 1957

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 34*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

ROYAL T. HARWARD,
Chairman

Report filed.

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

January 29, 1957

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 52*, by Messrs. Hunter, Selvin and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

ROYAL T. HARWARD,
Chairman

Report filed.

*S. B. No. 52* was placed on the Second Reading Calendar.

January 20, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 82*, 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. 82* was placed on the Second Reading Calendar.

## INTRODUCTION OF BILLS

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

AN ACT AMENDING SECTION 17-18-1, UTAH CODE ANNOTATED 1953, ESTABLISHING POWERS AND DUTIES OF COUNTY ATTORNEYS; AND PROHIBITING CERTAIN CONDUCT IN REGARDS THERETO, was read the first time and referred to the Committee on Rules.

S. B. No. 104 By Messrs. Hatch and Clegg

AN ACT REPEALING TITLE 67, CHAPTER 7, UTAH CODE ANNOTATED 1953, RELATING TO THE OFFICE OF DISTRICT ATTORNEY, was read the first time and referred to the Committee on Rules.

S. B. No. 105 By Messrs. Hatch and Clegg

AN ACT REPEALING SECTION 67-8-5, UTAH CODE ANNOTATED 1953, RELATING TO SALARIES, MILEAGE AND EXPENSES OF DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Rules.

S. B. No. 106 By Messrs. Hatch and Clegg

AN ACT REPEALING SECTION 17-18-3, UTAH CODE ANNOTATED 1953, AND ENACTING A NEW SECTION RELATING TO QUALIFICATIONS OF COUNTY ATTORNEYS, was read the first time and referred to the Committee on Rules.

S. B. No. 107 By Messrs. Hatch and Clegg

AN ACT AMENDING SECTION 17-16-1, UTAH CODE ANNOTATED 1953, RELATING TO THE ELIGIBILITY OF COUNTY OFFICERS GENERALLY, was read the first time and referred to the Committee on Rules.

S. B. No. 108 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 17, CHAPTER 5, SECTION 21, UTAH CODE ANNOTATED 1953, PROVIDING FOR FILLING OF VACANCIES BY COUNTY COMMISSIONERS, was read the first time and referred to the Committee on Rules.

S. B. No. 109 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 13, CHAPTER 2, SECTIONS 11 AND 17, UTAH CODE ANNOTATED, 1953, MAKING UNFAIR METHODS OF COMPETITION IN COMMERCE OR TRADE UNLAWFUL AND PROVIDING METHOD OF ENJOINING, was read the first time and referred to the Committee on Rules.

S. B. No. 110 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 59, CHAPTER 18, SECTION 11, UTAH CODE ANNOTATED, 1953, PROVIDING FOR COUNSEL IN THE ENFORCEMENT OF ANY TAX LAWS, was read the first time and referred to the Committee on Rules.

S. B. No. 111 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 55, CHAPTER 2, SECTION 34, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE ENFORCEMENT OF THE PUBLIC ASSISTANCE ACT OF 1947, PROCEDURE, DUTIES OF COUNTY ATTORNEYS, LEGAL PROCEEDINGS AND ACTION, AND EXTRADITION IN CONNECTION THEREWITH, was read the first time and referred to the Committee on Rules.

S. B. No. 112 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 27, CHAPTER 2, SECTION 13, UTAH CODE ANNOTATED 1953, PROVIDING FOR LEGAL ADVISERS OF THE STATE ROAD COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 113 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 35, CHAPTER 1, SECTION 32 AND 101, UTAH CODE ANNOTATED, 1953, PROVIDING FOR COUNSEL AND ENFORCEMENT OF WORKMEN'S COMPENSATION ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 114 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 77, CHAPTER 19, SECTION 9, UTAH CODE ANNOTATED, 1953, ESTABLISHING POWERS, DUTIES, AND PROCEDURES OF GRAND JURIES AND PROVIDING FOR ADVICE OF COURT AND COUNTY ATTORNEY IN RELATION THERETO: ENUMERATING PERSONS ENTITLED TO BE PRESENT BEFORE GRAND JURY AND PERSONS WHO MUST BE EXCLUDED FROM GRAND JURY ROOM; PROVIDING FOR STENOGRAPHIC REPORTERS, TRANSCRIPTION OF TESTIMONY BEFORE GRAND JURY, AND SECRECY OF TRANSCRIPT, was read the first time and referred to the Committee on Rules.

S. B. No. 115 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 20, CHAPTER 1, SECTION 7, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE FILLING OF VACANCIES IN STATE EXECUTIVE AND JUDICIAL OFFICES, was read the first time and referred to the Committee on Rules.

S. B. No. 116 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 73, CHAPTER 2, SECTION 13, UTAH CODE ANNOTATED, 1953, PROVIDING FOR LEGAL COUNSEL FOR THE STATE ENGINEER, was read the first time and referred to the Committee on Rules.

S. B. No. 117 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 77, CHAPTER 7, SECTION 2, UTAH CODE ANNOTATED, 1953, PROVIDING FOR METHOD OF PRESENTING ACCUSATION AGAINST ANY DISTRICT, COUNTY, PRECINCT OR MUNICIPAL OFFICER, OR AN OFFICER OF ANY BOARD OF EDUCATION, was read the first time and referred to the Committee on Rules.

S. B. No. 118 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 54, CHAPTER 7, SECTION 21, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE ENFORCEMENT OF LAWS AFFECTING PUBLIC UTILITIES, AND COUNSEL THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 119 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 77, CHAPTER 51, SECTION 4, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE DISMISSAL OF AN ACTION, INFORMATION OR INDICTMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 120 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 77, CHAPTER 17, SECTION 1, UTAH CODE ANNOTATED, 1953, PROVIDING FOR FILING OF AN INFORMATION AFTER EXAMINATION AND COMMITMENT OF ACCUSED AND PROVIDING PUNISHMENT FOR VIOLATION FOR FAILURE TO FILE, was read the first time and referred to the Committee on Rules.

S. B. No. 121 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 61, CHAPTER 1, SECTION 27, UTAH CODE ANNOTATED, 1953, PROVIDING FOR THE PROSECUTION FOR VIOLATIONS OF SECURITIES COMMISSION REGULATIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 122 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 77, CHAPTER 45, SECTION 1, UTAH CODE ANNOTATED, 1953, PROVIDING FOR SUBPOENAS, SIGNING, ISSUING AND SERVICE THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 123 By Messrs. Hatch and Clegg

AN ACT AMENDING TITLE 78, CHAPTER 2, SECTION 10, UTAH CODE ANNOTATED, 1953, PROVIDING DUTIES OF THE SUPREME COURT CLERK AND FOR DISTRIBUTION OF SUPREME COURT REPORTS, was read the first time and referred to the Committee on Rules.

S. B. No. 124 By Messrs. Day, Lloyd and Fowles

AN ACT AMENDING SECTIONS 59-15-4, UTAH CODE ANNOTATED 1953, AND 59-15-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 113, LAWS OF UTAH 1953, RELATING TO THE SALES TAX; INCREASING THE SALES TAX FROM TWO PER CENT TO THREE PER CENT ON SALES AND TRANSACTIONS SUBJECT TO THE EMERGENCY REVENUE ACT OF 1933, AS AMENDED, was read the first time and referred to the Committee on Rules.

S. B. No. 125 By Messrs. Day, Lloyd and Fowles

AN ACT ENABLING COUNTIES AND INCORPORATED CITIES AND TOWNS TO ADOPT A LOCAL SALES TAX OF ONE-HALF OF ONE PERCENT; PROVIDING THAT SAID LOCAL SALES TAX SHALL BE A CREDIT AGAINST THE STATE SALES TAX LEVIED PURSUANT TO THE EMERGENCY REVENUE ACT OF 1933, AS AMENDED, AND PROVIDING THAT THE ADMINISTRATION AND COLLECTION OF THE SAID LOCAL SALES TAX SHALL BE PERFORMED BY THE STATE TAX COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 126 By Messrs. Day, Lloyd and Fowles

AN ACT ENABLING COUNTIES AND INCORPORATED CITIES AND TOWNS TO ADOPT A LOCAL USE TAX OF ONE-HALF OF ONE PER CENT; PROVIDING THAT SAID LOCAL USE TAX SHALL BE A CREDIT AGAINST THE STATE USE TAX LEVIED PURSUANT TO THE USE TAX ACT OF 1937, AS AMENDED; AND PROVIDING THAT THE ADMINISTRATION AND COLLECTION OF SAID LOCAL USE TAX SHALL BE PERFORMED BY THE STATE TAX COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 127 By Messrs. Day, Hafen and Hatch

AN ACT AMENDING SECTIONS 41-11-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67 LAWS OF UTAH 1953 AND CHAPTER 74 LAWS OF UTAH 1955 AND 41-11-8, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 75, LAWS OF UTAH 1955 AND 41-11-11, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953 AND 41-11-50, UTAH CODE ANNOTATED 1953; PROVIDING FOR: A SIX CENTS PER GALLON TAX ON MOTOR FUELS, A ONE AND ONE-HALF PERCENT EVAPORATION ALLOWANCE ON MOTOR FUELS, A "STATE HIGHWAY RIGHTS-OF-WAY PURCHASE FUND" AND A SEVEN CENTS PER GALLON TAX ON SPECIAL FUELS, was read the first time and referred to the Committee on Rules.

S. B. No. 128 By Mr. Hunter

AN ACT AMENDING SECTION 78-4-1, UTAH CODE ANNOTATED 1953, RELATING TO CITY COURTS AND PROVIDING THAT CITIES OF THE THIRD CLASS HAVING A POPULATION OF MORE THAN 5,000 MAY ESTABLISH A CITY COURT, was read the first time and referred to the Committee on Rules.

S. B. No. 129 By Messrs. Hatch and Hunter

AN ACT AMENDING SECTION 53-6-8, UTAH CODE ANNOTATED 1953, RELATING TO COMPENSATION AND EXPENSES OF MEMBERS OF BOARDS OF EDUCATION, was read the first time and referred to the Committee on Rules.

S. B. No. 130 By Messrs. Day, Lloyd and Fowles

AN ACT AMENDING SECTIONS 59-16-3, UTAH CODE ANNOTATED 1953, AND 59-16-7, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 116, LAWS OF UTAH 1953, RELATING TO THE USE TAX; INCREASING THE USE TAX FROM TWO PER CENT TO THREE PER CENT FOR THE STORAGE, USE OR CONSUMPTION OF TANGIBLE PERSONAL PROPERTY SUBJECT TO THE USE TAX ACT OF 1937, was read the first time and referred to the Committee on Rules.

S. B. No. 131 By Messrs. Hafen and Gibson

AN ACT AMENDING SECTIONS 63-6-19 AND 63-6-20, UTAH CODE ANNOTATED 1953, RELATING TO THE BOARD OF EXAMINERS AND PROVIDING THAT EXPENDITURES APPROVED BY THE EXAMINERS IN EXCESS OF APPROPRIATIONS BE MADE FROM EXISTING LEGISLATIVE APPROPRIATIONS ONLY; AND REPEALING SECTION 63-6-21, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 132 By Messrs. Davis and Fowles

AN ACT AMENDING SECTION 49-6-2, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 83, LAWS OF UTAH 1955, RELATING TO FIREMEN'S PENSION FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 133 By Messrs. Day and Selvin

AN ACT REPEALING AND REENACTING SECTION 58-13a-44, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 114, LAWS OF UTAH, 1955, RELATING TO THE PENALTIES FOR VIOLATION OF THE UNIFORM NARCOTIC DRUG ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 134 By Messrs. Day and Bullen

AN ACT RELATING TO THE UNLAWFUL USE OF AND ADDICTION TO NARCOTICS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 135 By Messrs. Day, Thorn and Harward

AN ACT AMENDING SECTIONS 76-42-1, 76-42-2, 76-42-3, 76-42-4, 76-42-5, UTAH CODE ANNOTATED, 1953, RELATING TO NARCOTICS AND POISONS, was read the first time and referred to the Committee on Rules.

S. B. No. 136 By Messrs. Day and Hopkin

AN ACT APPROPRIATING $1,000,000 TO THE UTAH WATER AND POWER BOARD CONSTRUCTION FUND FROM THE GENERAL FUND FOR THE BI-ENNIUM BEGINNING JULY 1, 1957, AND ENDING JUNE 30, 1959, was read the first time and referred to the Committee on Rules.

S. B. No. 137 By Messrs. Day and Davis

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 GARAGES, 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. 138 By Messrs. Fowles and Stringham

AN ACT AMENDING THE IRRIGATION DISTRICTS ACT BY AMENDING SECTIONS 73-7-11, 73-7-18, 73-7-21, AND 73-7-25, UTAH CODE ANNOTATED, 1953, RELATING TO THE BASIS FOR ASSESSMENTS, TOLLS AND CHARGES; THE POWERS OF THE BOARD OF DIRECTORS AND DUTIES OF ASSESSORS WITH RESPECT TO ASSESSMENTS, TOLLS AND CHARGES; ELIMINATION OF REQUIREMENT FOR CERTIFICATES OF SALE; AND REVISION OF BASIS FOR COMPENSATION OF BOARD OF DIRECTORS, was read the first time and referred to the Committee on Rules.

On motion of Senator Day, the rules were suspended and the Senate voted to divert from *Senate Rule No. 105* and permit a special resolution to be printed in the journal.

On motion of Senator Day, the Senate voted to appoint a committee of three to draw up a special resolution.

President Hafen appointed Senators Day, Stringham and Hopkin to draft a special resolution concerning the late Mr. William R. Wallace.

## UNFINISHED BUSINESS

*S. B. No. 22*, being unfinished business, was before the Senate.

*S. B. No. 22* was placed on the Third Reading Calendar on the following roll call:

Yeas, 16, Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Adams (explained vote), Davis, Fowles, Gibson, Gronning, Jenkins, Kerr and Larson.

Absent and not voting: Senator Thorn.

On motion of Senator Gibson, *S. B. No. 3* was made a Special Order of Business for Wednesday, January 30, 1957 at 2:30 P.M.

*S. B. No. 35* was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 35* was amended as follows:

Page 1, line 8, after the period, insert "One or more laymen should be members of each examining board, in order that the interest of the public may be represented."

*S. B. No. 35* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Harward and Thorn.

*S. B. No. 35* was transmitted to the House.

On motion of Senator Day, *S. B. No. 24* retained its position on the Third Reading Calendar.

*S. B. No. 5* was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 5* retained its position on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 23* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 23* retained its position on the Second Reading Calendar.

On motion of Senator Day, the rules were suspended and the Senate voted to now consider presentation of a Resolution.

## PRESENTATION OF RESOLUTION

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

A CONCURRENT RESOLUTION EXTENDING CONDOLENCES TO THE FAMILY OF WILLIAM R. WALLACE, DECEASED, was read the first time.

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

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

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

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

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 15* was read the second time.

Committee report read and adopted.

On motion of Senator Jack, *S. B. No. 15* retained its position on the Second Reading Calendar.

*S. B. No. 37* was read the second time.

Committee report read and adopted.

On motion of Senator Selvin, *S. B. No. 37* was amended as follows:

Page 1, line 15, strike the word "and", insert in lieu thereof a comma, also after "55-10-49.4," strike the comma and insert "and 55-10-49.5".

On motion of Senator Hunter, *S. B. No. 37* was amended as follows:

Page 2, line 27, strike the word "month", insert in lieu thereof the word "quarter".

*S. B. No. 37* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Davis, Gibson, Gronning, Hatch, Hopkin and Kerr.

Absent and not voting: Senator Jenkins.

On motion of Senator Lloyd, the Senate adjourned until Wednesday, January 30, 1957 at 2:00 P.M.

# SEVENTEENTH DAY

January 30, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

January 30, 1957

Mr. President:

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

Respectfully,

KLEON KERR,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

January 29, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 2*, PROPOSING AN AMENDMENT TO UTAH STATE CONSTITUTION RELATING TO SYSTEMS AND BUDGETS OF PUBLIC ACCOUNTING, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 2* was read the first time and referred to the Committee on Political Subdivisions.

January 29, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 24,* AN ACT POSTING HIGHWAYS, BOTH STATE AND COUNTY, WITH SIGNS GIVING NOTICE OF A REDUCED SPEED ZONE AHEAD, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 24* was read the first time and referred to the Committee on Highways and Aeronautics.

January 29, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 10,* TO WITHHOLD STATE FUNDS FROM COUNTIES, MUNICIPALTIES OR SCHOOL DISTRICTS WHICH DO NOT COMPLY WITH AUDIT REQUIREMENTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 10* was read the first time and referred to the Committee on Political Subdivisions.

January 29, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 15,* TO PERMIT COUNTIES OR INCORPORATED AREAS TO CONTRACT FOR FIRE PROTECTION SERVICE, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 15* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

January 30, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 105* (Judiciary)

*S. B. No. 107* (Judiciary)

*S. B. No. 108* (Judiciary)

*S. B. No. 110* (Judiciary)

*S. B. No. 112* (Judiciary)

*S. B. No. 115* (Judiciary)

*S. B. No. 116* (Judiciary)

*S. B. No. 117* (Judiciary)

*S. B. No. 119* (Judiciary)

*S. B. No. 121* (Judiciary)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 30, 1957

Mr. President:

Your Rules Committee, to which was referred *S. B. No. 39*, reports the same back and recommends the same not be printed because it is the same as *House Bill No. 52*.

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

January 30, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 69*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill,

recorded the amount of the appropriation and further recommend that it be referred back to the appropriate standing committee.

Respectfully,

GRANT S. THORN,
Chairman

Report adopted and filed.

*S. B. No. 69* was referred to the Committee on Public Health, Welfare and Institutions.

January 30, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 71*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill, recorded the amount of the appropriation and further recommend that it be referred back to the appropriate standing committee.

Respectfully,

GRANT S. THORN,
Chairman

Report adopted and filed.

*S. B. No. 71* was referred to the Committee on Public Health, Welfare and Institutions.

January 30, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 73*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill, recorded the amount of the appropriation and further recommend that it be referred back to the appropriate standing committee.

Respectfully,

GRANT S. THORN,
Chairman

Report adopted and filed.

*S. B. No. 73* was referred to the Committee on Public Health, Welfare and Institutions.

January 30, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 40*, by Messrs. Adams, Barlow and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 40* was placed on the Second Reading Calendar.

January 30, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 47*, by Messrs. Adams, Selvin and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

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

January 30, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 17*, by Messrs. Kerr and Hopkin, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

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

January 30, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 21*, by Mr. Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 21* was placed on the Second Reading Calendar.

January 30, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 54*, by Messrs. Hafen and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 54* was placed on the Second Reading Calendar.

January 30, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 56*, by Messrs. Bullen, Hopkin and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 56* was placed on the Second Reading Calendar.

## INTRODUCTION OF BILLS

S. B. No. 139 By Messrs. Thorn and Clegg

AN ACT RELATING TO PAYMENT OF SUPPLEMENTAL COMPENSATION TO POLICE OFFICERS OF MUNICIPALITIES BY THE STATE OF UTAH; CREATING A SPECIAL FUND FOR THE PAYMENT OF SUCH COMPENSATION AND AUTHORIZING MUNICIPALITIES TO DRAW WARRANTS AGAINST THE SPECIAL FUND IN ORDER TO PROVIDE THE SUPPLEMENTAL COMPENSATION; AND PROVIDING FOR THE APPROPRIATION FROM THE GENERAL FUND DURING EACH BIENNIUM OF SUFFICIENT MONEY TO PAY ALL SUPPLEMENTAL COMPENSATION PROVIDED UNDER THE ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 140 By Messrs. Day, Davis and Fowles

AN ACT AMENDING SECTIONS 49-5-1, 49-5-2, AND 49-5-3, UTAH CODE ANNOTATED 1953, RELATING TO THE POLICE PENSION FUND; INCREASING THE AMOUNTS AND PAYMENTS THEREOF; PLAN AND STUDIES; PROVISION FOR INCREASED PAYMENT OF

DEATH BENEFITS TO DEPENDENTS AND WIDOWS OF ACTIVE OR RETIRED EMPLOYEES; ADMINISTRATION AND MANDATORY RETIREMENT; AND CHANGING PAYMENT FORMULA, was read the first time and referred to the Committee on Rules.

S. B. No. 141 By Messrs. Hatch and Day

AN ACT AMENDING SECTION 78-7-8, UTAH CODE ANNOTATED, 1953, RELATING TO THE DAYS ON WHICH NO COURT CAN BE OPEN, NOR JUDICIAL BUSINESS TRANSACTED, WITH CERTAIN EXCEPTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 142 By Messrs. Hatch and Day

AN ACT AMENDING RULE 6 (a), RULES OF CIVIL PROCEDURE, UTAH CODE ANNOTATED, 1953, RELATING TO TIME COMPUTATION, was read the first time and referred to the Committee on Rules.

S. B. No. 143 By Messrs. Hatch and Day

AN ACT AMENDING SECTION 17-16-9, UTAH CODE ANNOTATED, 1953, RELATING TO THE LOCATION AND OFFICE HOURS OF COUNTY OFFICES, was read the first time and referred to the Committee on Rules.

S. B. No. 144 By Messrs. Hatch and Day

AN ACT AMENDING TITLE 20, CHAPTER 7, SECTION 12, UTAH CODE ANNOTATED 1953, PROVIDING FOR PROCEDURE IN COUNTING OF BALLOTS WHEN THERE ARE TWO SETS OF JUDGES, was read the first time and referred to the Committee on Rules.

S. B. No. 145 By Mr. Davis

AN ACT RELATING TO WILLS; PROVIDING FOR THE VALIDATION OF CERTAIN INTER VIVOS TRUSTS, was read the first time and referred to the Committee on Rules.

S. B. No. 146 By Mr. Davis

AN ACT RELATING TO RETIREMENT TRUSTS; PROVIDING FOR THE VALIDATING OF SUCH A TRUST, was read the first time and referred to the Committee on Rules.

S. B. No. 147 By Mr. Barlow

AN ACT RELATING TO LEASES OF STATE LANDS AND PROVIDING THAT THE UTAH STATE AERONAUTICS COMMISSION MUST APPROVE THE SAME, was read the first time and referred to the Committee on Rules.

S. B. No. 148 By Mr. Barlow

AN ACT MAKING A SPECIAL APPROPRIATION OF $7,386.95 FROM THE GENERAL FUND TO PORTER WALTON COMPANY, A UTAH CORPORATION, TO COMPENSATE FOR DEER DAMAGE AND DEER HERDING EXPENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 149 By Messrs. Kerr, Hopkin and Dastrup

AN ACT AMENDING SECTION 41-11-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 67, LAWS OF UTAH 1953 AND CHAPTER 74 LAWS OF UTAH 1955, RELATING TO EXEMPTION OF THE TAX ON SUCH FUEL, ESTABLISHING AN EXEMPTION; ENACTING SECTIONS 46-11-6.1, 46-11-6.2, 46-11-6.3, 46-11-6.4 AND 46-11-6.5, UTAH CODE ANNOTATED 1953 PROVIDING PROCEDURE AND VIOLATION A MISDEMEANOR; SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

## SPECIAL ORDER

*S. B. No. 3*, being a Special Order of Business, was before the Senate.

*S. B. No. 3* was read the third time and placed on its final passage.

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

Mr. Ben Browning and Mr. J. Wright appeared before the Committee of the Whole.

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

On motion of Senator Hunter, *S. B. No. 3* was amended as follows:

Page 1, line 21, after the word "equipment" delete the comma, then insert "and adequate, economical and proper television is not available to the public by private sources".

Page 2, line 1, after the word "facility" and following the comma, insert "that operates by means of translator station,".

Page 2, line 9, insert a comma after the word "facilities", then add "of the type referred to in Section 11-2-2".

*S. B. No. 3* then passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Clegg, Dastrup, Davis, Day (explained vote), Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin, Stringham (explained vote), Thorn and Mr. President (explained vote).

Those voting in the negative were: Senators Adams (explained vote), Anderson, Bullen, Fowles, Gibson and Lloyd (explained vote).

*S. B. No. 3* was transmitted to the House.

On motion of Senator Clegg, the Senate adjourned until Thursday, January 31, 1957 at 2:00 P.M.

## EIGHTEENTH DAY

January 31, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

January 31, 1957

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,

KLEON KERR,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

January 30, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State Laws, I am submitting the following interim appointment to your Honorable Body for advice and consent:

COMMISSIONER AND CHAIRMAN, DEPARTMENT OF PUBLIC WELFARE:

Clyde C. Edmonds, Salt Lake City, Utah, to fill unexpired term ending March 1, 1961.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

## COMMUNICATIONS FROM THE HOUSE

January 30, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 22*, TO PERMIT THE STATE INDUSTRIAL COMMISSION TO TAKE ASSIGNMENTS ON WAGE CLAIMS UP TO $400 INSTEAD OF UP TO $200, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 22* was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

January 30, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 31*, TO AMEND A STATUTE WHICH PROHIBITS PERSONS LIVING ON INDIAN OR MILI-

TARY RESERVATIONS FROM VOTING, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 31* was read the first time and referred to the Committee on State and Federal Affairs.

January 30, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 26*, PERMITTING BANKS TO INVEST IN FEDERAL NATIONAL MORTGAGE ASSOCIATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

*S. B. No. 26* was referred to the Committee on Rules to be enrolled and engrossed.

January 30, 1957

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. 1*, A CONCURRENT RESOLUTION EXTENDING CONDOLENCE TO THE FAMILY OF WILLIAM R. WALLACE, DECEASED, and the same is forwarded herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

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

January 30, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *Senate Bill No. 8*, RELATING TO MILEAGE AND EXPENSE

OF DISTRICT ATTORNEYS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

*S. B. No. 8* was referred to the Committee on Rules to be enrolled and engrossed.

January 30, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 47*, APPROPRIATING $16,000 FOR AND CREATING THE POSITION OF CONSULTANT OF SIGHT CONSERVATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 47* was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

## REPORTS OF STANDING COMMITTEES

January 30, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 101* (Judiciary)

*S. B. No. 104* (Judiciary)

*S. B. No. 106* (Judiciary)

*S. B. No. 118* (Judiciary)

*S. B. No. 111* (Judiciary)

*S. B. No. 113* (Judiciary)

*S. B. No. 120* (Judiciary)

*S. B. No. 123* (Judiciary)

*S. B. No. 128* (Judiciary)

*S. B. No. 133* (State and Federal Affairs)

*S. B. No. 134* (State and Federal Affairs)

*S. B. No. 135* (State and Federal Affairs)

*S. B. No. 136* (Appropriations)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 30, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 43*, by Messrs. Lloyd and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 43* was placed on the Second Reading Calendar.

January 30, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 64*, by Messrs. Kerr, Davis and Mrs. Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 64* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 96*, by Messrs. Barlow and Gronning has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 96* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 18*, by Messrs. Hopkin, Gunther, Howe, Burck and Rowberry, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 18* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 4*, by Mr. W. G. Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

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

January 31, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 49*, by Messrs. Stringham and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 49* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 85*, by Messrs. Jenkins and Kerr, has carefully considered said bill

and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 85* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 87*, by Mr. Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 87* was placed on the Second Reading Calendar.

January 31, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. J. R. No. 2*, by Messrs. Stringham and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

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

On motion of Senator Hopkin, the rules were suspended and the Senate voted to re-commit *S. B. No. 17* to Revenue and Taxation.

## INTRODUCTION OF BILLS

S. B. No. 150 By Mr. Lloyd

AN ACT TO AMEND SECTIONS 76-59-6 AND 76-59-7, UTAH CODE ANNOTATED 1953, RELATING TO THE UNAUTHORIZED USE OF CONTAINERS AND TO PROVIDE THAT ANY ARTICLE, BEARING

A REGISTERED TRADE-MARK MAY BE USED ONLY BY THE OWNER THEREOF AND PROVIDING ENFORCEMENT PROCEDURES, was read the first time and referred to the Committee on Rules.

S. B. No. 151 By Messrs. Hatch and Hafen

AN ACT AMENDING SECTION 30-1-9, UTAH CODE ANNOTATED 1953 RELATING TO MARRIAGE LICENSES FOR MINORS; AND PROVIDING FOR AN ACKNOWLEDGMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 152 By Mr. Adams

AN ACT REPEALING CHAPTER 4 OF TITLE 68, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 141, LAWS OF UTAH, 1955, RELATING TO UNIFORMITY OF LEGISLATION AND PROVIDING FOR THE CREATION OF A COMMISSION ON UNIFORM STATE LAWS, APPOINTMENT, TERMS AND DUTIES OF THE COMMISSIONERS, AND AUTHORIZING APPROPRIATIONS; SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 153 By Mr. Gibson

AN ACT AMENDING SECTION 78-51-30, UTAH CODE ANNOTATED, 1953, RELATING TO PUBLIC PROSECUTORS AND ASSOCIATES AND LIMITING THE POWERS OF SUCH, was read the first time and referred to the Committee on Rules.

S. B. No. 154 By Messrs. Hopkin and Harward

AN ACT AMENDING SECTION 27-1-29, UTAH CODE ANNOTATED 1953, RELATING TO MAXIMUM WEIGHTS OF MOTOR VEHICLES AND COMBINATIONS OF VEHICLES DRIVEN OR MOVED ON ANY HIGHWAY, was read the first time and referred to the Committee on Rules.

S. B. No. 155 By Mr. Gibson

AN ACT AUTHORIZING THE COMMISSIONER OF PUBLIC SAFETY TO ESTABLISH AND CONDUCT A TRAINING SCHOOL TO BE KNOWN AS UTAH STATE POLICE ACADEMY FOR THE INSTRUCTION OF MEMBERS OF THE UTAH HIGHWAY PATROL AND OTHER LAW ENFORCEMENT OFFICERS OF THIS STATE, was read the first time and referred to the Committee on Rules.

On motion of Senator Lloyd, the Senate voted that if they take action on bills on Second Reading today, that the rules be suspended and *H. B. No. 18* be considered immediately following *S. B. No. 15.*

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 24* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 24* was amended as follows:

Page 2, line 2, after the word "authorized" delete the period, insert a comma and add "if not otherwise provided for by law."

Page 2, beginning with "In" on line 13, delete said word and all of lines 14, 15, 16 and 17.

Page 1, line 5, delete all of the words after "by", the first word on line 5 to the end of the sentence ending with the word "council." Insert in lieu thereof, the following: "and serve at the pleasure of the legislative council. The legislative council shall fix the salary of the legislative auditor and he shall work under its supervision and direction."

Following section 7, line 6, insert a new section to read "8. To work under the immediate supervision of the Director of the Legislative Council and to assist him with the assignments of the Legislative Council included but not limited to the functions enumerated above."

On motion of Senator Gibson, *S. B. No. 24* was amended as follows:

Page 2, line 8, after the word "the" and before the word "legislature" insert "members of the next succeeding", also after the word "legislature", page 2, line 8, insert "at least 30 days".

*S. B. No. 24* then passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Voting in the negative was Senator Jack.

Absent and not voting: Mr. President.

*S. B. No. 24* was transmitted to the House.

*S. B. No. 5*, having previously been read, was before the Senate.
On motion of Senator Day, *S. B. No. 5* was amended as follows:

Delete bracket in line 3 page 1; delete bracket in line 3 page 2; line 3 page 2 beginning with the word "or" delete to and including the period after the word "count" on line 17 page 2; line 3 page 2 [.]; provided further, however, that in addition to the foregoing, an indictment, information, or complaint may charge two or more different offenses that are related or connected together in their commission.

*S. B. No. 5* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senator Hopkin and Mr. President.

*S. B. No. 5* was transmitted to the House.

*S. B. No. 22* was read the third time and placed on its final passage.

On motion of Senator Gibson, *S. B. No. 22* was amended as follows:

Page 1, line 9, after the word "goods" delete "by such person."

On motion of Senator Gibson, the title of *S. B. No. 22* was amended as follows:

Line 5 of the title before the word "MERCHANT" insert the word "SAID."

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

Mr. Dominick Strada, National Commander Amvets from West New York, New Jersey appeared before the Committee of the Whole.

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

*S. B. No. 22* then passed on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Davis, Fowles, Gibson, Gronning, Jack and Larson.

Absent and not voting: Senator Jenkins.

*S. B. No. 22* was transmitted to the House.

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

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

On motion of Senator Lloyd, the Senate adjourned until Friday, February 1, 1957 at 2:00 P.M.

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## NINETEENTH DAY

. February 1, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

February 1, 1957

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,

ROYAL T. HARWARD,
Acting Chairman

Report adopted and filed.

### COMMUNICATIONS FROM THE HOUSE

January 31, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. 28*, PROVIDING FOR PRIVATE TRAPPING OF DESTRUCTIVE BEAVERS, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 28* was read the first time and referred to the Committee on Fish and Game.

January 31, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 73*, INCREASING THE PENALTY AND PROBATION ON DESERTION AND NON-SUPPORT, and the same is transmitted herewith for your action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 73* was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

## REPORTS OF STANDING COMMITTEES

January 31, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 103* (Judiciary)
*S. B. No. 114* (Judiciary)
*S. B. No. 122* (Judiciary)
*S. B. No. 129* (Special Committee on Salaries)
*S. B. No. 132* (State and Federal Affairs)
*S. B. No. 138* (Agriculture and Irrigation)
*S. B. No. 139* (Special Committee on Salaries)
*S. B. No. 141* (Judiciary)
*S. B. No. 143* (Political Subdivisions)
*S. B. No. 144* (State and Federal Affairs)
*S. B. No. 145* (Judiciary)
*S. B. No. 146* (Judiciary)
*S. B. No. 147* (Highways and Aeronautics)
*S. B. No. 148* (Appropriations)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

January 31, 1957

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 142* by Messrs. Hatch and Day, entitled, "AMENDING RULES OF CIVIL PROCEDURE NO. 6 (a)" reports the same back with the recommendation, assented to by the authors, that the same not be printed for the reason that the subject matter of the bill is beyond the purview of the Legislature.

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

February 1, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 1*, by Messrs. Day, Stringham and Hopkin, entitled, RESOLUTION OF CONDOLENCES TO FAMILY OF WILLIAM R. WALLACE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*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.

February 1, 1957

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 8*, by Messrs. Fowles and Day, entitled, DISTRICT ATTORNEY'S EXPENSE INCREASE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 8* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 1, 1957

Mr. President:

Your Committee on Rules to which was referred S. *B. No. 26*, by Mr. Barlow, entitled, PERMITTING BANKS TO INVEST IN FEDERAL NATIONAL MORTGAGE ASSOCIATIONS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

S. *B. No. 26* 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 1, 1957

Mr. President:

Your Committee on Appropriations, to which was referred S. *B. No. 90*, by Messrs. Day and Davis, has carefully considered said bill and reports the same out favorably with the following amendment – Section 3, line 14, after word "the" add the words, "uncommitted portion of the".

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

S. *B. No. 90* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred S. *B. No. 62*, by Messrs. Hafen and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. *B. No. 62* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 38*, by Mrs. Jack, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

February 1, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 18*, by Messrs. Barlow and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

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

February 1, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 93*, by Messrs. Davis and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 93* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 41*, by Messrs. Selvin and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 41* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 42*, by Messrs. Adams, Selvin and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 42* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 48*, by Messrs. Gunther, Gordon, Hodgson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 48* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 53*, by Messrs. Barlow and Kerr, has carefully considered said bill and reports the same out favorably, with amendments to be made.

Respectfully,

R. CLAIR ANDERSON,

Report filed. Chairman

*S. B. No. 53* was placed on the Second Reading Calendar.

February 1, 1957

Mr. President:

Your Committee on Military Affairs, to which was referred *S. B. No. 31*, by Messrs. Day, Selvin and Hammond, has carefully considered said bill and reports the same out favorably.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

*S. B. No. 31* was placed on the Second Reading Calendar.

## PRESENTATION OF RESOLUTION

S. J. R. No. 3 By Messrs. Davis and Thorn

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE VII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE ELIGIBILITY OF THE STATE AUDITOR AND THE STATE TREASURER TO BE REELECTED AS THEIR OWN SUCCESSORS, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 156 By Messrs. Hopkin and Thorn

AN ACT APPROPRIATING $500,000 TO THE BOARD OF EXAMINERS FOR THE CONSTRUCTION OF THE SALT LAKE MEMORIAL THEATRE ON THE CAMPUS OF THE UNIVERSITY OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 157 By Messrs. Hafen and Adams

AN ACT AMENDING SECTIONS 58-22-3, 58-22-4, 58-22-7 AND 58-22-9, UTAH CODE ANNOTATED 1953 AS ENACTED BY CHAPTER 118, LAWS OF UTAH 1955, PROVIDING THAT A LAY MEMBER SIT ON THE ENGINEERS' AND LAND SURVEYORS' EXAMINING COMMITTEE AND THAT ALL FEES COLLECTED BE DEPOSITED WITH THE STATE TREASURER TO THE CREDIT OF THE GENERAL FUND AND THAT FIVE MEMBERS CONSTITUTE A QUORUM, was read the first time and referred to the Committee on Rules.

S. B. No. 158 By Messrs. Kerr, Davis and Hammond

AN ACT AMENDING SECTION 10-10-12, UTAH CODE ANNOTATED 1953, RELATING TO THE QUALIFICATIONS OF COMMISSIONERS, THEIR SALARIES, THE PROCEDURE FOR REMOVAL OF CIVIL SERVICE COMMISSIONERS, CHANGING THE AMOUNT OF THEIR SALARIES FOR EACH MEETING AND THE MAXIMUM AMOUNT WHICH THEY MAY RECEIVE IN ANY ONE MONTH, was read the first time and referred to the Committee on Rules.

S. B. No. 159 By Messrs. Lloyd, Stringham and Anderson

AN ACT AMENDING SECTION 27-2-2, UTAH CODE ANNOTATED 1953, SECTIONS 27-2-1 AND 27-2-3, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1955, RELATING TO THE STATE ROAD COMMISSION; CREATING A STATE ROAD COMMISSION, ITS APPOINTMENT, MEMBERSHIP, DUTIES, AND

PROVIDING FOR A DIRECTOR; AMENDING SECTION 2-1-2, UTAH CODE ANNOTATED 1953, RELATING TO THE UTAH STATE AERONAUTICS COMMISSION AND PROVIDING THAT THE STATE ROAD COMMISSION MEMBERS SHALL SERVE; AMENDING SECTIONS 63-10-1 AND 63-10-3, UTAH CODE ANNOTATED 1953, RELATING TO THE UTAH STATE BUILDING BOARD, CREATING A UTAH STATE BUILDING BOARD, PROVIDING ITS APPOINTMENT, MEMBERSHIP AND DUTIES; REPEALING SECTIONS 63-1-1, 63-1-2, 63-1-3, 63-1-4, 63-1-5, 63-1-6, 63-1-7, 63-1-8, 63-1-9, 63-1-10, 63-1-11, 63-1-12, 63-1-13, 63-1-14, 63-1-15, 63-1-16, 63-1-17, 63-1-18 AND 63-1-19, UTAH CODE ANNOTATED 1953, RELATING TO THE DEPARTMENT OF ENGINEERING, was read the first time and referred to the Committee on Rules.

S. B. No. 160 By Messrs. Kerr, Davis and Hammond

AN ACT AMENDING SECTION 10-10-20, UTAH CODE ANNOTATED 1953, RELATING TO THE TEMPORARY EMPLOYMENT OF PERSONS, WITH THE ADVICE AND CONSENT OF THE BOARD OF CITY COMMISSIONERS, PROVIDING THAT SUCH TEMPORARY EMPLOYEE SHALL NOT BE APPOINTED TO A PERMANENT POSITION UNTIL DULY CERTIFIED BY THE CIVIL SERVICE COMMISSION, BY AMENDING THE SECTION TO PERMIT THE HEAD OF THE DEPARTMENT TO EMPLOY PERSONS TEMPORARILY, ONCE ONLY, FOR A PERIOD NOT LONGER THAN 90 CONSECUTIVE DAYS, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 37* was read the third time and placed on its final passage.

*S. B. No. 37* then passed on the following roll call:

Yeas, 17; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Clegg, Davis, Day, Fowles, Hatch (explained vote), Hammond, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Dastrup, Gronning, and Harward.

Absent and not voting: Senators Gibson and Hopkin.

*S. B. No. 37* was transmitted to the House.

On motion of Senator Hammond, the rules were suspended and the Senate voted to accept for introduction and consideration at this time *S. J. R. No. 4.*

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 4 By Messrs. Hammond and Fowles

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ESTABLISH A REALISTIC PROGRAM OF ACTIVE DUTY BASIC TRAINING FOR THE ARMY NATIONAL GUARD, was read the first time.

On motion of Senator Hammond, 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, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Hatch.

Absent and not voting: Senators Gibson, Hopkin and Kerr.

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

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 23* having been previously read was before the Senate.

*S. B. No. 23* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Gronning.

Absent and not voting: Senators Adams and Gibson.

*S. B. No. 15*, having been previously read, was before the Senate.

*S. B. No. 15* failed to pass on Second Reading on the following roll call:

Yeas, 5; Nays, 18; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Gibson, Hatch, Jack and Kerr (explained vote).

Those voting in the negative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams and Hunter.

On motion of Senator Lloyd, the Senate adjourned until Monday, February 4, 1957 at 2:00 P.M.

## TWENTY-SECOND DAY

February 4, 1957

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

Roll Call – All Senators present except Senators Selvin, Gibson and Hammond, excused, Senator Dastrup, absent.

Prayer by the Chaplain.

February 4, 1957

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,

W. G. LARSON,
Acting Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 41*, PROVIDING IDLE STATE FUNDS MAY BE USED TO PURCHASE UTAH MUNICIPAL TAX ANTICIPATION NOTES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 41* was read the first time and referred to the Committee on State and Federal Affairs.

February 1, 1957

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*, MEMORIALIZING CONGRESS TO ESTABLISH A PROGRAM OF ACTIVE DUTY BASIC TRAINING FOR THE ARMY NATIONAL GUARD, and the same is transmitted herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

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

February 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 85*, AN ACT PROVIDING A NEW STANDARD OF CLASSIFICATION FOR CITIES OF THE THIRD CLASS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 85* was read the first time and referred to the Committee on Political Subdivisions.

February 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 11*, PROVIDING CITIES, TOWNS AND COUNTIES WITH ONE FISCAL YEAR, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 11* was read the first time and referred to the Committee on Political Subdivisions.

January 31, 1957

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*, TO PERMIT ARTICLES OF CORPORATION, NOW LIMITED TO 100 YEARS' DURATION, TO BE ISSUED IN PERPETUITY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 33* was read the first time and referred to the Committee on Judiciary.

January 31, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 34*, TO PERMIT INCREASING CAPITAL STOCK OF BANKS BY TRANSFERRING FROM SURPLUS TO CAPITAL ACCOUNT, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 34* was read the first time and referred to the Committee on Judiciary.

January 31, 1957

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,* AN ACT DEFINING "ELECTORS IN MILITARY SERVICE," and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 76* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

February 4, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 127* (Revenue and Taxation)

*S. B. No. 154* (Highways and Aeronautics)

*S. B. No. 156* (Appropriations)

*S. B. No. 157* (Business and Commerce)

*S. B. No. 158* (Special Committee on Salaries)

*S. B. No. 159* (Highways and Aeronautics)

*S. B. No. 160* (Political Subdivisions)

*S. J. R. No. 3* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 4, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 4*, by Messrs. Hammond and Fowles, entitled, MEMORIALIZING CONGRESS RELATIVE TO ARMY NATIONAL GUARD, to be engrossed, has been examined by this Committee who has carefully compared the joint 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,

HAVEN J. BARLOW,
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.

February 4, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 13*, by Messrs. Clegg, Davis and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 13* was referred to the Committee on Education.

On motion of Senator Lloyd, the Senate voted to appoint a committee of three to act with a like committee from the House to investigate an appropriate site for a Security Building for the State Industrial Commission, and report back to the Legislature.

President Hafen appointed Senators Jenkins, Fowles and Kerr as a Special Committee with regards to the Security Building for the State Industrial Commission.

## INTRODUCTION OF BILLS

S. B. No. 161 By Messrs. Day and Hatch

AN ACT AMENDING SECTION 10-6-41, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 13, LAWS OF UTAH 1953, RELATING TO AND FIXING SALARIES OF OFFICERS OF CITIES OF THE FIRST AND SECOND CLASS AND MAKING SUCH SALARIES EFFECTIVE TO INCUMBENTS FOR REMAINING PERIOD OF OFFICE, was read the first time and referred to the Committee on Rules.

S. B. No. 162 By Mr. Larson

AN ACT AMENDING SECTIONS 26-14-7, 26-14-8, AND 26-14-14, UTAH CODE ANNOTATED 1953 RELATING TO MOSQUITO ABATEMENT DISTRICTS, AND PROVIDING FOR NUMBERS OF MEETINGS OF BOARDS OF TRUSTEES, TIME FOR NOTICE OF MEETINGS, APPOINTMENT AND POWERS OF EXECUTIVE COMMITTEE; POWER OF BOARD OF TRUSTEES TO ABATE NUISANCES, HEARINGS, LIENS; CHANGING REQUIREMENT FOR FILING PETITIONS FOR ANNEXATION; NOTICE, EXCEPTION; AND ENACTING A NEW SECTION, UTAH CODE ANNOTATED 1953, PROVIDING FOR CONSOLIDATION OF DISTRICTS, was read the first time and referred to the Committee on Rules.

S. B. No. 163 By Mr. Anderson

AN ACT APPROPRIATING $500.00 TO THE DEPARTMENT OF PUBLIC SAFETY TO COVER OPERATING COSTS OF THE DIVISION OF SAFETY EDUCATION AND PROMOTION, was read the first time and referred to the Committee on Rules.

S. B. No. 164 By Messrs. Hunter and Harward

AN ACT AMENDING SECTION 59-15-6, UTAH CODE ANNOTATED 1953, RELATING TO SALES EXEMPT FROM THE SALES TAX AND PROVIDING THAT SALES TO NATIONAL BANKS ARE NOT EXEMPT, was read the first time and referred to the Committee on Rules.

S. B. No. 165 By Messrs. Davis, Harward and Hopkin

AN ACT AMENDING SECTION 53-2-8, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 80, LAWS OF UTAH 1953, PROVIDING FOR ORGANIZATION OF A STATE BOARD OF EDUCATION AND APPOINTMENT OF STATE SUPERINDENT OF PUBLIC INSTRUCTION; COMPENSATION, was read the first time and referred to the Committee on Rules.

S. B. No. 166 By Mr. Hopkin

AN ACT PROVIDING FOR PRODUCERS OF LIVESTOCK TO MAKE DEDUCTIONS FOR A SELF-HELP MEAT PROMOTION PROGRAM; REQUIRING MARKETING AGENCIES THAT HANDLE THE SALE OF ANY LIVESTOCK TO MAKE COLLECTIONS FROM THE PRODUCERS FOR THE PURPOSE OF PROMOTION BY THE VARIOUS LIVESTOCK PRODUCERS ORGANIZATIONS; AND PROVIDING FOR THE COMMISSIONER OF AGRICULTURE TO DESIGNATE PRODUCER ORGANIZATIONS TO HANDLE THESE FUNDS AND MAKE PERIODICAL CHECKS ON AMOUNTS COLLECTED AND SPENT, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 23* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 23* was amended as follows:

Page 1, line 6, after the word "aircraft" insert "with the intent to damage property or to injure a person or annoy the peace and quiet of any occupant therein."

*S. B. No. 23* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hatch, Harward, Hopkin, Jack, Kerr, Larson, Lloyd, Stringham and Mr. President.

Absent and not voting: Senators Dastrup, Gibson, Hammond, Hunter, Jenkins, Selvin and Thorn.

*S. B. No. 23* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Lloyd, *H. B. No. 18* retained its position on the Second Reading Calendar with the understanding that it be considered on regular House days.

On motion of Senator Day, *S. B. Nos. 50-51* retained their position on the Second Reading Calendar.

On motion of Senator Barlow, *S. B. Nos. 50-51* were made a Special Order of Business for Tuesday, February 5, 1957 at 2:30 P.M. with the understanding that the Senate be resolved into a Committee of the Whole.

*S. B. No. 34* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 34* was amended as follows:

Page 7, beginning with line 29, delete all of Section 17, lines 29, 30 and 31.

Page 7, line 32, re-number section 18 to read section 17.

*S. B. No. 34* was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Davis, Day, Fowles, Gronning, Hatch,, Harward, Hunter, Jack, Jenkins, Lloyd, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Hopkin.

Absent and not voting: Senators Dastrup, Gibson, Hammond, Kerr, Larson and Stringham.

*S. B. No. 52* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *S. B. No. 52* was amended as follows:

Page 3, line 33, after the word "monthly" insert a semi-colon, then delete "from the funds".

Page 4, line 1, delete "of the bedding and upholstery inspection fund;".

Page 8, line 6 after the word paid insert 'in", also on the same line after the word "the" insert "General Fund" and add a period, then delete the remainder of line 6, all of lines 7-8-9-10-11-12 down to and including line 13.

On motion of Senator Hunter, the Senate adjourned until Tuesday, February 5, 1957 at 2:00 P.M.

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## TWENTY-THIRD DAY

February 5, 1957

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

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

Prayer by the Chaplain.

February 5, 1957

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,

KLEON KERR,

Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 4, 1957

Mr. President:

I am directed 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. 26,* entiled PERMITTING BANKS TO INVEST IN FEDERAL NATIONAL MORTGAGE ASSOCIATIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 26* transmitted to the Governor.

February 4, 1957

Mr. President:

I am directed 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. 8,* DISTRICT ATTORNEY'S EXPENSE INCREASE, and the same is forwarded herewith for transmission to the Governor.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 8* transmitted to the Governor.

February 4, 1957

Mr. President:

I am directed 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,* RESOLUTION OF CONDOLENCES TO THE FAMILY OF WILLIAM R. WALLACE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

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

February 4, 1957

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* RELATING TO ACQUISITION AND USE OF UNITED STATES SURPLUS PROPERTY BY THE UTAH STATE AGENCY FOR SURPLUS PROPERTY, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 74* was read the first time and referred to the Committee on State and Federal Affairs.

February 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 81*, AN ACT CHANGING THE DATE UPON WHICH REPORTS FOR THE USE OF LEGISLATURE ARE DUE, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 81* was read the first time and referred to the Committee on State and Federal Affairs.

February 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. 4*, AMENDING THE CONSTITUTION OF UTAH TO PROVIDE FOR ANNUAL SESSIONS OF LEGISLATURE, and the same is transmitted herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 4* was read the first time and referred to the Committee on State and Federal Affairs.

## REPORTS OF STANDING COMMITTEES

February 5, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 109* (Judiciary)

*S. B. No. 125* (Revenue and Taxation)

*S. B. No. 124* (Revenue and Taxation)

*S. B. No. 126* (Revenue and Taxation)

*S. B. No. 130* (Revenue and Taxation)

*S. B. No. 131* (Judiciary)

*S. B. No. 137* (Judiciary)

*S. B. No. 140* (Political Subdivision)

*S. B. No. 149* (Revenue and Taxation)

*S. B. No. 150* (Judiciary)

*S. B. No. 151* (Public Health, Welfare and Institutions)

*S. B. No. 152* (Judiciary)

*S. B. No. 153* (Judiciary)

*S. B. No. 155* (Appropriations)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 5, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 102*, by Messrs. Anderson, Adams and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 102* was placed on the Second Reading Calendar.

February 5, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 72*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 72* was placed on the Second Reading Calendar.

February 5, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *H. B. No. 22*, by Messrs. Palmer and Mahoney, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*H. B. No. 22* was placed on the Second Reading Calendar.

February 5, 1957

Mr. President:

After re-committal your Committee on Judiciary, to which was referred *S. B. No. 25*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out with the recommendation that it be referred to the Special Committee on Salaries.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 25* was referred to the Special Committee on Salaries.

February 5, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 61*, by Messrs. Day, Hafen and Jenkins, has carefully considered said bill

and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 61* was placed on the Second Reading Calendar.

## INTRODUCTION OF BILLS

S. B. No. 167 By Messrs Jack, Day and Dastrup

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. 168 By Messrs. Davis and Fowles

AN ACT AMENDING SECTIONS 54-6-12 AND 54-6-17, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 87, LAWS OF UTAH 1953, RELATING TO EXCEPTIONS FROM THE PROVISION OF THE ACT AND 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 LICENSE FOR FAILURE TO COMPLY; AND RELATING TO POWER OF THE COMMISSION TO PRESCRIBE RULES AND REGULATIONS FOR ADMINISTRATION; SAVINGS CLAUSE; AND REPEALING SECTIONS 54-6-14 AND 54-6-15, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 169 By Messrs. Day, Thorn and Hopkin

AN ACT APPROPRIATING $5,000,000 TO THE UTAH STATE BUILDING BOARD FROM THE PUBLIC WELFARE RESERVE FUND, AS APPROPRIATED BY SECTION 19, CHAPTER 165, LAWS OF UTAH 1955, was read the first time and referred to the Committee on Rules.

S. B. No. 170 By Mr. Anderson

AN ACT AMENDING SECTION 59-9-2, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1953, RELAT-

ING TO LEVIES FOR DISTRICT SCHOOL AND EQUALIZATION PURPOSES; AND PROVIDING AN INCREASE IN THE MILL LEVY AND AMOUNT FOR EACH DISTRIBUTION UNIT, was read the first time and referred to the Committee on Rules.

S. B. No. 171 By Mr. Anderson

AN ACT AMENDING SECTIONS 53-7-5, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 27, LAWS OF UTAH 1953, AND 53-7-8, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 26, LAWS OF UTAH 1953, RELATING TO THE COST OF OPERATION OF THE STATE-SUPPORTED MINIMUM SCHOOL PROGRAM AND SCHOOL PROGRAMS; AND INCREASING THE MINIMUM AND MAXIMUM AMOUNTS AND PERCENTAGES OF THE FORMULA, was read the first time and referred to the Committee on Rules.

S. B. No. 172 By Messrs. Gibson and Lloyd

AN ACT APPROPRIATING $..... FROM THE GENERAL FUND TO THE UNIVERSITY OF UTAH TO INITIATE THE CONSTRUCTION OF AN INTEGRATED MULTI-PURPOSE BUILDING FOR A MEDICAL CENTER ON THE CAMPUS OF THE UNIVERSITY OF UTAH AND AUTHORIZING THE BOARD OF REGENTS OF THE UNIVERSITY TO SEEK, ACCEPT AND UTILIZE MATCHING FUNDS FROM THE FEDERAL GOVERNMENT AND PRIVATE SOURCES, was read the first time and referred to the Committee on Rules.

## UNFINISHED BUSINESS

*S. B. No. 52*, being Unfinished Business, was before the Senate.

On motion of Senator Lloyd, *S. B. No. 52* was amended as follows:

Page 1, line 10, after the word "manner" delete the period, insert a semi-colon, then add "but does not include any judicial, executors, administrators or guardians, sale or insolvency or bankruptcy sale, or any sale for charitable or benevolent purpose."

Page 2, delete all of lines 2-3, then re-number all sections accordingly.

Page 3, line 8, after the word "makes" insert "for the purpose of."

Page 3, line 17, delete the period following "bedding", insert a comma, then add "for a consideration".

Page 3, line 25, after the word "act" delete the remainder of lines 25-26 down to and including the the word "personnel", line 27.

Page 3, line 28, delete the word "division", insert "department."

Page 3, line 30 after the word "state" insert a period, then delete the remainder of the paragraph to and including lines 1-2, page 4.

Page 4, beginning with line 3, delete all of lines 3 to and including line 33.

Page 5, delete all of lines 1-2-3-4 and 5.

Page 5, line 22 after the word "bedding" delete the comma, then insert "for a consideration,".

Page 6, delete all of lines 2-3-4-5 and 6, then re-number sections accordingly throughout the remainder of the bill.

Page 7, delete all of lines 17-18 and 19.

*S. B. No. 52* failed to pass on the Second Reading on the following roll call:

Yeas, 10; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Dastrup, Fowles, Harward, Hunter, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow, Bullen, Clegg, Davis, Day, Gibson, Gronning, Hatch, Hopkin, Jack, Jenkins, Kerr and Larson.

Absent and not voting: Senators Hammond and Stringham.

## SPECIAL ORDER

*S. B. Nos. 50-51*, being a Special Order of Business, were before the Senate.

On motion of Senator Barlow, the Senate resolved itself into a Committee of the Whole and the Senate further voted that the proponents and opponents of *S. B. Nos. 50-51* be allowed 15 minutes each to explain said bills.

Attorney Grant Macfarlane, Dr. Marion Loftin, Dr. James Z. Davis, Dr. Phillip Price, Dr. Carl Darby and Dr. John Dixon appeared before the Committee of the Whole.

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

*S. B. No. 50* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole in order that some of the professional men who testified in the preceding Committee of the Whole may be further questioned with regards to *S. B. Nos. 50-51*.

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

*S. B. No. 50* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gronning, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin, Thorn and Mr. President (explained vote).

Those voting in the negative were: Senators Fowles, Gibson, Hatch, Lloyd and Stringham.

Absent and not voting: Senator Hammond.

*S. B. No. 51* was read the second time.

Committee report read and adopted.

*S. B. No. 51* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Selvin Thorn and Mr. President (explained vote).

Those voting in the negative were: Senators Gibson, Hatch, Lloyd and Stringham.

Absent and not voting: Senators Hammond and Hopkin.

On motion of Senator Clegg, the Senate adjourned until Wednesday, February 6, 1957 at 2:00 P.M.

## TWENTY-FOURTH DAY

February 6, 1957

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

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

Prayer by the Chaplain.

February 6, 1957

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,

KLEON KERR,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 5, 1957

Mr. President:

I am directed 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*, MEMORIALIZING CONGRESS RELATIVE TO ARMY NATIONAL GUARD, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

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

February 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 61*, RELATING TO CREATION, ORGANIZATION AND LEVY OF TAXES OF CEMETERY MAINTENANCE DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 61* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

February 6, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 161* (Special Committee on Salaries)

*S. B. No. 162* (Political Subdivisions)

*S. B. No. 165* (Special Committee on Salaries)

*S. B. No. 166* (Agriculture and Irrigation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 6, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 77*, by Messrs. Hafen and Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 77* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 67*, by Mr. Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

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

February 6, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 76*, by Messrs. Hafen and Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 76* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 94*, by Messrs. Clegg, Fowles and Barlow, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 94* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 11*, by Messrs. Gronning and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 11* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 27*, by Messrs. Cardon, Leatham and C. Wilford Larsen, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*H. B. No. 27* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 23*, by Messrs. Wineriter and Palmer, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*H. B. No. 23* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 57*, by Messrs. Hunter, Hopkin and Stringham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 57* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 28*, by Messrs. Albrecht, Smith and Stuart, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*H. B. No. 28* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 73*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out. The committee further asks that

the President assign the same to the Education Committee for further consideration.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 73* was referred to the Committee on Education.

February 6, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 68*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

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

February 6, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 69*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 69* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *H. B. No. 47*, by Messrs. Jesse Anderson, Edw. C. Larsen and G. Douglas Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*H. B. No. 47* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *H. B. No. 73*, by Messrs. Hurst, Edw. C. Larsen and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*H. B. No. 73* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 98*, by Messrs. Adams and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 98* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 97*, by Messrs. Adams and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 97* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 101*, by

Mr. Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 101* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 34*, by Messrs. Welch and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 34* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 33*, by Messrs. Welch and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 33* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. J. R. No. 2*, by Messrs. Taylor, Larsen and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

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

February 6, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 85*, by Messrs. C. Wilford Larsen, Wineriter, Conover, Bowen and Rees, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 85* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 41*, by Messrs. Palmer, Welch, Burck, Wineriter and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 41* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 144*, by Messrs. Hatch and Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 144* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 3*, by Messrs. Davis and Thorn, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

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

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 31*, by Messrs. Winterton, Hopkins, C. H. Taylor, Hurst and Rowberry, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 31* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. J. R. No. 4*, by Messrs. Brewster, D. J. Cannon, E. Q. Cannon, Jr., Bennion and Edward C. Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. J. R. No. 4* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 48*, by Messrs. Thorn, Gibson and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 48* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 44*, by Mr. Davis and Mrs. Jack, has carefully considered said bill

and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 44* was placed on the Second Reading Calendar.

February 6, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 81*, by Messrs. G. D. Taylor, Bennion, Rowberry, Froerer, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 81* was placed on the Second Reading Calendar.

## PRESENTATION OF RESOLUTIONS

S. C. R. No. 2 By Messrs. Hunter and Selvin

A CONCURRENT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION AUTHORIZING THE STATES TO SUBJECT NATIONAL BANKS TO SUCH NONDISCRIMINATORY TAXES AS ARE IMPOSED UPON OTHER BANKS, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 173 By Messrs. Stringham and Hopkin

AN ACT AMENDING SECTIONS 65-1-1 AND 65-1-3, UTAH CODE ANNOTATED 1953, AND 65-1-3.1 AS ENACTED BY CHAPTER 140, LAWS OF UTAH 1955, RELATING TO THE STATE LAND BOARD; PROVIDING THAT THE STATE LAND BOARD BE SEPARATED FROM THE DEPARTMENT OF FINANCE, was read read the first time and referred to the Committee on Rules.

S. B. No. 174 By Mr. Barlow

AN ACT AMENDING SECTION 10-8-2, UTAH CODE ANNOTATED 1953, RELATING TO THE POWERS OF CITIES TO ACQUIRE AND DISPOSE OF PROPERTY AND PROVIDING THAT CITIES SHALL HAVE THE POWER TO ACQUIRE AND DISPOSE OF PROPERTY OF THE FEDERAL GOVERNMENT FOR THE PURPOSE OF SELLING OR OTHERWISE DISPOSING OF IT, was read the first time and referred to the Committee on Rules.

S. B. No. 175 By Mr. Hatch

TITLE 41, CHAPTER 6, SECTION 43.10, UTAH CODE ANNOTATED, 1953, AS AMENDED BY THE LAWS OF THE STATE OF UTAH, 1955, TO PROVIDE FOR IMPRISONMENT IN THE COUNTY JAIL FOR NEGLIGENT HOMICIDE, was read the first time and referred to the Committee on Rules.

S. B. No. 176 By Mr. Hatch

AN ACT AMENDING TITLE 77, CHAPTER 60, SECTION 1, UTAH CODE ANNOTATED, 1953, ALLOWING ANY FEMALE TO INITIATE BASTARDY PROCEEDINGS, was read the first time and referred to the Committee on Rules.

S. B. No. 177 By Mr. Larson

AN ACT REQUIRING MOTORING SERVICE ORGANIZATIONS TO POST BOND FOR ASSURANCE OF PAYMENT AND RENDITION OF SERVICES OFFERED, was read the first time and referred to the Committee on Rules.

S. B. No. 178 By Messrs. Jenkins and Anderson

AN ACT ESTABLISHING A CAPITOL BUILDING MONUMENT COMMISSION FOR THE PURPOSE OF SECURING HEROIC SIZE FIGURE OR GROUP OF FIGURES OF EARLY UTAH PIONEERS TO BE PLACED IN THE ROTUNDA OF THE STATE CAPITOL BUILDING AND APPROPRIATING FROM THE GENERAL FUND THE SUM OF $20,000.00 FOR ABOVE PURPOSE, was read the first time and referred to the Committee on Rules.

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

Mrs. Marty Mann, Executive Director, National Committee on Alcoholism appeared before the Committee of the Whole.

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

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 34* was read the third time and placed on its final passage.

*S. B. No. 34* then passed on the following roll call:
Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Day, Fowles, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Davis, Gibson, Hammond and Kerr.

*S. B. No. 34* was transmitted to the House.

On motion of Senator Thorn, the rules were suspended and the Senate voted to consider *S. B. No. 51 prior* to *S. B. No. 50.*

*S. B. No. 51* was read the third time and placed on its final passage.

*S. B. No. 51* then passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Gronning, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow, Fowles, Hatch, Lloyd and Stringham.

Absent and not voting: Senators Davis, Gibson and Hammond.

*S. B. No. 51* was transmitted to the House.

*S. B. No. 50* was read the third time and placed on its final passage.

*S. B. No. 50* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Gronning, Harward, Hopkin, Hunter, Jack, Jenkins, Larson, Lloyd (explained vote), Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Hatch and Stringham.

Absent and not voting: Senators Davis, Fowles, Gibson, Hammond and Kerr.

*S. B. No. 50* was transmitted to the House.

Senator Jenkins served notice that he would renew a motion on Friday to suspend the rules and place *S. B. No. 85* at the head of the Second Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 18* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *H. B. No. 18* was amended as follows:

Page 1, line 2, after the word "examiners" insert the following "and a committee consisting of the president of the Utate state senate, the speaker of the house of representatives, the minority floor leader of the state senate, and the minority floor leader of the house of representatives".

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 18* was read the third time and placed on its final passage.

*H. B. No. 18* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gronning, Hatch (explained vote), Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Davis, Gibson, Hammond and Selvin.

*H. B. No. 18* was returned to the House.

On motion of Senator Clegg, the Senate adjourned until Thursday, February 7, 1957 at 2:00 P.M.

# TWENTY-FIFTH DAY

February 7, 1957

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

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

Prayer by the Chaplain.

February 7, 1957

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,

KLEON KERR,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

February 6, 1957

Honorable Orval Hafen, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law *S. C. R. No. 1* entitled RESOLUTION OF CONDOLENCES TO FAMILY OF WILLIAM R. WALLACE which has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 6, 1957

Honorable Orval Hafen, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law *S. B. No. 8*, entitled DISTRICT ATTORNEY'S EXPENSE INCREASE, which I have forwarded to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 6, 1957

Honorable Orval Hafen, President
Members of the Utah Senate
The Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law *S. B. No. 26*, entitled PERMITTING BANKS TO INVEST IN FEDERAL NATIONAL MORTGAGE ASSOCIATION, which has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

February 6, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 9*, PERMITTING BANKS TO INVEST IN BANKING OFFICE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 9* was referred to the Committee on Rules to be enrolled and engrossed.

February 6, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 45*, AGRICULTURAL COMMODITIES MARKETING ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 45* was referred to the Committee on Rules to be enrolled and engrossed.

February 6, 1957

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. 19*, REGULATING SALE OF COMMERCIAL FOODS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to concur with the House amendments of *S. B. No. 19* on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Hammond, Harward and Lloyd.

*S. B. No. 19* was referred to the Committee on Rules to be enrolled and engrossed.

February 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 20*, AN ACT PROVIDING THAT THE FEE FOR LIQUOR PERMITS BE INCREASED, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 20* was read the first time and referred to the Committee on Revenue and Taxation.

## REPORTS OF STANDING COMMITTEES

February 7, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 163* (Appropriations)

*S. B. No. 164* (Revenue and Taxation)

*S. B. No. 167* (Special Committee on Salaries)

*S. B. No. 168* (Highways and Aeronautics)

*S. B. No. 169* (Appropriations)

*S. B. No. 170* (Education)

*S. B. No. 171* (Education)

*S. B. No. 172* (Appropriations)

*S. B. No. 173* (State and Federal Affairs)

*S. B. No. 174* (Political Subdivisions)

*S. B. No. 175* (Judiciary)

*S. B. No. 176* (Judiciary)

*S. B. No. 177* (Highways and Aeronautics)

*S. B. No. 178* (Appropriations)

*S. C. R. No. 2* (Revenue and Taxation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

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. Hunter and Hatch

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY SECOND LEGISLATURE OF THE STATE OF UTAH TO THE CONGRESS OF THE UNITED STATES OF AMERICA MEMORIALIZING SAID CONGRESS TO REPEAL THE TAX ON INTRA-STATE TRANSPORTATION, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 179 By Messrs. Fowles and Jenkins

AN ACT RELATING TO COUNTIES, AMENDING SECTION 17-5-73, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE APPOINTMENT OF A COUNTY PURCHASING AGENT IN COUNTIES HAVING MORE THAN $75,000,000 ASSESSED VALUATION, was read the first time and referred to the Committee on Rules.

S. B. No. 180 By Messrs. Day and Barlow

AN ACT AMENDING THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT BY AMENDING SECTIONS 41-12-3, UTAH CODE ANNOTATED 1953, AND 41-12-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 70, LAWS OF UTAH 1953, RELATING TO THE CONFIDENTIAL NATURE OF ACCIDENT REPORTS AND SUPPLEMENTARY INFORMATION IN CONNECTION THEREWITH, AND TO THE REQUIRING OF SECURITY DEPOSITS, was read the first time and referred to the Committee on Rules.

S. B. No. 181 Mrs. Jack

AN ACT GRANTING AUTHORITY TO THE PUBLIC WELFARE COMMISSION TO TAKE NON-EXEMPT LIENS AGAINST THE LIEN EXEMPTION IN OLD-AGE ASSISTANCE CASES FOR THE BURIAL OF THE FIRST TO BE DECEASED OF COUPLES RECEIVING OLD-AGE ASSISTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 182 By Messrs. Day and Barlow

AN ACT AMENDING THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT BY AMENDING SECTIONS 41-12-1, UTAH CODE ANNOTATED 1953, 41-12-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 70, LAWS OF UTAH 1953, AND 41-12-25, UTAH CODE ANNOTATED 1953, RELATING TO LIMITS OF MOTOR VEHICLE LIABILITY SECURITY REQUIRED, was read the first time and referred to the Committee on Rules.

S. B. No. 183 By Messrs. Day and Barlow

AN ACT AMENDING THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT BY AMENDING SECTION 41-12-7, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 70, LAWS OF UTAH 1953, RELATING TO THE CONDITIONS ANNEXED TO RENEWAL OF SUSPENDED LICENSES AND REGISTRATIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 184 By Messrs. Day and Barlow

AN ACT AMENDING THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT, CHAPTER 12, OF TITLE 41, UTAH CODE ANNOTATED 1953, BY ENACTING A NEW SECTION THEREOF, SECTION 17.5, PROVIDING FOR THE REQUIRING OF PROOF OF FINANCIAL RESPONSIBILITY OF PERSONS WHO HAVE BEEN CONVICTED OF OR FORFEITED BAIL FOR CERTAIN OFFENSES UNDER MOTOR VEHICLE LAWS, was read the first time and referred to the Committee on Rules.

S. B. No. 185 By Messrs. Jenkins and Kerr

AN ACT AMENDING SECTION 41-6-48, UTAH CODE ANNOTATED 1953, RELATING TO MOTOR VEHICLE SPEED RESTRICTIONS AND THE POWERS OF LOCAL AUTHORITIES WITH RESPECT THERETO, AND AUTHORIZING CITIES OF THE SECOND CLASS TO DETERMINE AND DECLARE REASONABLE AND SAFE PRIMA FACIE SPEED LIMITS WITHIN THE BASIC RULES PRESCRIBED BY LAW, was read the first time and referred to the Committee on Rules.

S. B. No. 186 By Messrs. Clegg and Anderson

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. 187 By Mr. Kerr

AN ACT AMENDING SECTION 11-6-1, UTAH CODE ANNOTATED 1953, RELATING TO PAWNBROKERS AND SECOND-HAND DEALERS; REQUIRING BILL OF SALE FOR GOODS SOLD TO SECOND-HAND DEALERS; ENACTING A NEW SECTION TO BE KNOWN AS 11-6-1.1 REQUIRING SECOND-HAND DEALERS TO KEEP A RECORD OF LICENSE NUMBER OF MOTOR VEHICLES USED IN DELIVERY TO THEM OF SECOND-HAND GOODS, was read the first time and referred to the Committee on Rules.

S. B. No. 188 By Messrs. Day and Kerr

AN ACT AMENDING SECTION 41-1-70, UTAH CODE ANNOTATED 1953, RELATING TO THE TRANSFER OF TITLE TO NOT MORE THAN TWO MOTOR VEHICLES, TRAILERS OR SEMI-TRAILERS NOT EXCEEDING THE VALUE OF $2,500.00 FOR EACH VEHICLE IN THE EVENT OF THE DEATH OF AN OWNER OR LIEN HOLDER, WITHOUT LEAVING OTHER PROPERTY NECESSITATING THE PROCURING OF LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, was read the first time and referred to the Committee on Rules.

S. B. No. 189 By Mr. Hafen

AN ACT AMENDING SECTIONS 63-10-1, 63-10-3, 63-10-7 AND 63-10-10, UTAH CODE ANNOTATED 1953, RELATING TO THE UTAH STATE BUILDING BOARD; PROVIDING FOR A SEPARATE BUILDING BOARD, THE APPOINTMENT OF A DIRECTOR FOR THE UTAH STATE BUILDING BOARD, AND PROVIDING THAT THE BUILDING

BOARD SHALL PREPARE A TEN-YEAR STATE BUILDING PLAN FOR PRESENTATION TO THE GOVERNOR AND THE LEGISLATURE; APPROPRIATING FROM THE GENERAL FUND THE SUM OF $500,000 TO A FUND TO BE KNOWN AS THE BUILDING BOARD PLANNING FUND AND SPECIFYING ITS PURPOSE AND METHOD OF CONTROL; REPEALING SECTIONS 63-10-4, 63-10-5, 63-10-6 AND 63-10-11, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 190 By Messrs. Davis, Thorn and Fowles

AN ACT RELATING TO IMPROVEMENT DISTRICTS CREATED UNDER OR OPERATING UNDER PROVISIONS OF CHAPTER 6 OF TITLE 17, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 29, LAWS OF UTAH 1953, PROVIDING FOR ANNEXATION OF TERRITORY OUTSIDE OF SUCH AN IMPROVEMENT DISTRICT, was read the first time and referred to the Committee on Rules.

S. B. No. 191 By Messrs. Davis, Thorn and Mrs. Jack

AN ACT AUTHORIZING COUNTIES, INCORPORATED MUNICIPALITIES, IMPROVEMENT DISTRICTS, TAXING DISTRICTS AND POLITICAL SUBDIVISONS OWNING SANITARY SEWER FACILITIES TO CONTRACT WITH EACH OTHER FOR JOINT USE OF SEWER LINES, SEWAGE TREATMENT AND DISPOSAL FACILITIES, AUTHORIZING THE JOINT OWNERSHIP OF SUCH FACILITIES, AUTHORIZING THE SALE OF SUCH FACILITIES, AUTHORIZING THE ISSUANCE OF BONDS FOR THE ACQUISITION OF A JOINT INTEREST IN SUCH FACILITIES, AND AUTHORIZING THE JOINT OPERATION OF SUCH FACILITIES, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 48* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, the rules were suspended and *H. B. No. 48* was read the third time and placed on its final passage.

*H. B. No. 48* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Adams, Hammond and Stringham.

*H. B. No. 48* was returned to the House.

*H. B. No. 22* was read the second time.

Committee report read and adopted.

*H. B. No. 22* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Bullen, Davis and Day.

Absent and not voting: Senators Hammond and Stringham.

*H. B. No. 27* was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, the enacting clause of *H. B. No. 27* was struck.

*H. B. No. 23* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 23* was read the third time and placed on its final passage.

*H. B. No. 23* then passed on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Harward, Jack, Jenkins, Kerr, Larson, Selvin, Stringham and Thorn.

Those voting in the negative were: Senators Gibson, Hopkin, Hunter and Mr. President.

Absent and not voting: Senators Hammond and Lloyd.

*H. B. No. 23* was returned to the House.

*H. B. No. 28* was read the second time.

Committee report read and adopted.

On motion of Senator Harward, *H. B. No. 28* was amended as follows:

Page, 6, line 8 of the underlined material, following the word "may", delete the rest of the sentence to line 10 including the word "representative", and in its place, add the following: "request a permit from a representative of the Utah State Department of Fish and Game to kill or trap or cause to be killed or trapped the beaver so involved. Upon such request the representative of the Department shall issue said permit to the owner, tenant or employee. Beaver so taken may be destroyed or possessed and sold if properly tagged."

On motion of Senator Bullen, the rules were suspended and *H. B. No. 28* was read the third time and placed on its final passage.

*H. B. No. 28* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hammond and Kerr.

*H. B. No. 28* was returned to the House.

*H. B. No. 47* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *H. B. No. 47* was read the third time and placed on its final passage.

*H. B. No. 47* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Hammond, Jenkins and Stringham.

*H. B. No. 47* was returned to the House.

*H. B. No. 73* was read the second time.
Committee report read and adopted.

On motion of Senator Jack, the rules were suspended and *H. B. No. 73* was read the third time and placed on its final passage.

*H. B. No. 73* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Thorn and Mr. President.

Absent and not voting: Senators Adams, Gibson, Hammond, Hopkin, Selvin and Stringham.

*H. B. No. 73* was returned to the House.

President Hafen appointed a committee of two consisting of Senators Lloyd, majority floor leader, and Hopkin, minority floor leader, to act with a like committee from the House to confer with the Governor in regards to the recent prison riot.

On motion of Senator Jack, the Senate adjourned until Friday, February 8, 1957 at 2:00 P.M.

## TWENTY-SIXTH DAY

February 8, 1957

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

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

Prayer by the Chaplain.

February 8, 1957

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,

KLEON KERR,
Chairman

Report adopted and filed.

The President appointed Senators Hunter, Barlow and Gronning to read and revise the Journal for the two weeks commencing Monday, February 11, 1957.

## COMMUNICATIONS FROM THE HOUSE

February 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 18*, GOVERNOR'S MANSION APPROVAL.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day, on reconsideration, rejected *S. B. No. 36*, INCREASING PHYSICIAN'S FEES FOR MENTAL PATIENTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

*S. B. No. 36* filed.

February 7, 1957

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. 21*, TO EARMARK LIQUOR PERMIT FEES FOR THE USE OF A REVISED UTAH STATE BOARD ON ALCOHOLISM, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 21* was read the first time and referred to the Committee on Revenue and Taxtion.

## REPORTS OF STANDING COMMITTEES

February 8, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. J. R. No. 5* (Business and Commerce)

*S. B. No. 179* (Political Subdivisions)

*S. B. No. 180* (Highways and Aeronautics)

*S. B. No. 181* (Public Health, Welfare and Institutions)

*S. B. No. 182* (Highways and Aeronautics)

*S. B. No. 185* (Highways and Aeronautics)

*S. B. No. 186* (State and Federal Affairs)

*S. B. No. 187* (Business and Commerce)

*S. B. No. 191* (Political Subdivisions)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

February 8, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 19*, by Messrs. Kerr and Dastrup, entitled, REGULATING SALE OF COMMERCIAL FEEDS, 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,

HAVEN J. BARLOW,
Chairman

*S. B. No. 19* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 8, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 45*, by Messrs. Dastrup and Bullen, entitled, AGRICULTURAL COMMODITIES MARKETING 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,

HAVEN J. BARLOW,
Chairman

*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 8, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 9*, by Messrs. Fowles and Barlow, entitled, PERMITTING BANKS TO INVEST IN BANKING OFFICE, 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,

HAVEN J. BARLOW,
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 8, 1957

Mr. President:

Your Committee on Military Affairs, to which was referred *S. B. No. 65*, by Messrs. Barlow, Hammond and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Acting Chairman

Report filed.

*S. B. No. 65* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 59*, by Mr. Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 59* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 156*, by Messrs. Hopkin and Thorn, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 156* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 138*, by Messrs. Fowles and Stringham, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 138* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 92*, by Messrs. Davis, Bullen and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 92* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 91*, by Messrs. Davis, Bullen and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 91* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 13*, by Messrs. Clegg, Davis and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

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

February 8, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 70*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 70* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 71*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 71* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Health, Welfare and Institutions, to which was referred *S. B. No. 14*, by Messrs. Fowles and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 14* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 154*, by Messrs. Hopkin and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 154* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 27*, by Mr. Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

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

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 143*, by Messrs. Hatch and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 143* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 60*, by Messrs. Kerr, Davis and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 160* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 76*, by Mrs. Abbott and Mr. E. Q Cannon, Jr., has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 76* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 140*, by Messrs. Day, Davis and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 140* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 4*, by Messrs. G. Douglas Taylor, Edw. C. Larsen and Welch, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 4* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 15*, by Messrs. G. Douglas Taylor, Edw. G. Larsen, Burck and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,

Report filed. Chairman

*H. B. No. 15* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 17*, by Messrs. G. Douglas Taylor and Edw. C. Larsen, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,

Report filed. Chairman

*H. B. No. 17* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 132*, by Messrs. Davis and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,

Report filed. Chairman

*S. B. No. 132* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 128*, by Mr. Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,

Report filed. Chairman

*S. B. No. 128* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 74*, by Messrs. Day, Davis and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 74* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Judiciary to which were referred S. B. Nos. 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122 and 123 have carefully considered said bills and reports the same back with the recommendation that they be placed on the table and the subject matter be referred to the Legislative Council for complete study.

Respectfully,

MERRILL K. DAVIS,
Chairman

Committee report read and adopted.

On motion of Senator Clegg the above listed bills were tabled.

February 8, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 95*, by Messrs. Barlow and Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 95* was placed on the Second Reading Calendar.

February 8, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 63*, by Messrs. Day, Fowles and Anderson, has carefully considered

said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 63* was placed on the Second Reading Calendar.

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 6 By Mr. Davis

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY SECOND LEGISLATURE OF THE STATE OF UTAH PROPOSING TO AMEND ARTICLE V OF THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO MODES OF AMENDING SAID CONSTITUTION, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 192 By Messrs. Lloyd, Jenkins and Bullen

AN ACT RELATING TO INTERNATIONAL SCHOLARSHIPS FOR UTAH HIGH SCHOOL STUDENTS TO PARTICIPATE IN THE SUMMER PROGRAM OF THE AMERICAN FIELD SERVICE . . . AND APPROPRIATING $2700 PER YEAR FROM THE GENERAL FUND TO THE UTAH COMMITTEE OF THE AMERICAN FIELD SERVICE, was read the first time and referred to the Committee on Rules.

S. B. No. 193 By Messrs. Davis and Larson

AN ACT AMENDING SECTION 67-8-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126, LAWS OF UTAH, 1953, AS AMENDED BY CHAPTER 140, LAWS OF UTAH, 1955, RELATING TO SALARIES OF STATE OFFICERS, was read the first time and referred to the Committee on Rules.

S. B. No. 194 By Messrs. Day and Larson

AN ACT AMENDING SECTION 24-1-10, UTAH CODE ANNOTATED 1953, RELATING TO THE THROWING AWAY OF BURNING MATERIAL ON LAND WHICH WILL CARRY FIRE AND PROVIDING THAT IT SHALL BE UNLAWFUL TO THROW ANY LIGHTED MATERIAL FROM A MOVING VEHICLE, was read the first time and referred to the Committee on Rules.

S. B. No. 195 By Mr. Day

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; EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 196 By Messrs. Day, Hafen and Gibson

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. 197 By Mr. Day

AN ACT REPEALING SECTIONS 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. 198 By Mr. Day

AN ACT AMENDING SECTION 38-1-18, UTAH CODE ANNOTATED 1953, RELATING TO A $25.00 LIMIT AS A REASONABLE ATTORNEY'S FEE, was read the first time and referred to the Committee on Rules.

S. B. No. 199 By Messrs. Barlow and Harward

AN ACT AMENDING SECTION 53-29-41, CHAPTER 23, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 99, LAWS OF UTAH 1955, AND SECTION 53-29-43, CHAPTER 23, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE NEEDY RETIRED EDUCATIONAL EMPLOYEES' ASSISTANCE ACT, INCREASING THE MAXIMUM BENEFITS TEN DOLLARS PER MONTH; MAKING NEEDY DISABILITY RETIRANTS ELIGIBLE FOR ASSISTANCE; CLARIFYING THE PROVISIONS SETTING FORTH THE AMOUNT OF ASSISTANCE WHICH MAY BE GRANTED; AND ESTABLISHING A DATE FOR SAID AMENDMENTS TO BECOME EFFECTIVE, was read the first time and referred to the Committee on Rules.

S. B. No. 200 By Messrs. Barlow and Harward

AN ACT AMENDING SECTION 53-29-6, AS ENACTED BY SECTION 4, CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, 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.

On motion of Senator Lloyd, the Senate voted to begin meeting in 10:00 o'clock session beginning Wednesday, February 13, 1957.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 22* was read the third time and placed on its final passage.

*H. B. No. 22* then passed on the following roll call:

Yeas, 16; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Gibson, Gronning, Hatch, Harward, Hunter, Jack, Jenkins, Kerr, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davis and Day (explained vote).

Absent and not voting: Senators Adams, Bullen, Fowles, Hammond, Hopkin, Larson and Selvin.

*H. B. No. 22* was returned to the House.

On motion of Senator Harward, the Senate resolved itself into a Committee of the Whole in order to recognize and hear from ten exchange students representative of the American Field Service.

Mrs. Virginia Howard and Mrs. Floyd Hatch were also introduced to members of the Senate and appeared before the Committee of the Whole.

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

On motion of Senator Jenkins, the rules were suspended and the Senate voted to place *S. B. No. 85* at the head of the Second Reading Calendar for consideration at this time.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 85* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *S. B. No. 85* was amended as follows:

Page 1, line 11, after the word "thereof" delete the semi-colon, insert a period, then strike the remainder of line 11, all of lines 12-13.

On motion of Senator Jenkins, *S. B. No. 85* was amended as follows:

Page 1, line 7, delete the word "where", insert "provided that".

Page 1, line 8, delete the words "has been", insert "is".

Page 1, line 9, delete the semi-colon, insert the word "and".

Page 1, following line 13, add a new section to read "Section 2. This act shall take effect upon approval."

On motion of Senator Jenkins, the rules were suspended and *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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Anderson, Hammond, Hopkin and Selvin.

*S. B. No. 85* was transmitted to the House.

*S. B. No. 82* was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *S. B. No. 82* was amended as follows:

Page 4, line 19, after the word "board", insert a comma, then delete the bracket following "lessor", also the comma, then re-insert the bracket after the word "granted" line 20.

Page 5, line 6, after the word "issue" delete "either by drawing lots or".

Page 7, line 15, after the word "lease" delete "either by drawing lots or".

On motion of Senator Hatch, *S. B. No. 82* was amended as follows:

Page 5, line 7, delete the comma, insert a period.

Page 5, line 8, delete the words "as it may determine".

Page 7, line 16, after the word "bonus" insert a period, then delete remainder of line 16 and all of line 17.

On motion of Senator Day, *S. B. No. 82* was amended as follows:

Page 4, line 21, delete the word "shall", insert in lieu thereof "may".

On motion of Senator Fowles, *S. B. No. 82* was made a Special Order of Business for Monday, February 11, 1957 at 3:00 P.M.

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

Admiral Robert F. Hickey, United States Navy, appeared before the Committee of the Whole.

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

On motion of Senator Clegg, the Senate adjourned until Monday, February 11, 1957 at 2:00 P.M.

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## TWENTY-NINTH DAY

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February 11, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

February 11, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 28*, PROVIDING FOR PRIVATE TRAPPING OF DESTRUCTIVE BEAVERS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 18*, GOVERNOR'S MANSION APPROVAL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 18* was 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 11, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. J. R. No. 6* (State and Federal Affairs)

*S. B. No. 183* (Highways and Aeronautics)

*S. B. No. 184* (Highways and Aeronautics)

*S. B. No. 188* (Highways and Aeronautics)

*S. B. No. 189* (State and Federal Affairs)

*S. B. No. 190* (Political Subdivisions)

*S. B. No. 192* (Education)

*S. B. No. 193* (Special Committee on Salaries)

*S. B. No. 194* (Highways and Aeronautics)

*S. B. No. 195* (Judiciary)

*S. B. No. 196* (Judiciary)

*S. B. No. 197* (State and Federal Affairs)

*S. B. No. 198* (Judiciary)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

## INTRODUCTION OF BILLS

S. B. No. 201 By Messrs. Harward and Bullen

AN ACT AMENDING SECTION 73-3-1 UTAH CODE ANNOTATED 1953, RELATING TO THE NATURE OF USEFUL AND BENEFICIAL PURPOSES TO WHICH WATER CAN BE PUT, was read the first time and referred to the Committee on Rules.

S. B. No. 202 By Messrs. Bullen and Harward

AN ACT REPEALING SECTION 23-4-5 UTAH CODE ANNOTATED, 1953, RELATING TO SPECIAL DEER HUNTING PERMITS UNDER THE FISH AND GAME CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 203 By Mr. Bullen

AN ACT AMENDING SECTIONS 23-1-9 (15) AND 23-4-1 UTAH CODE ANNOTATED, 1953, RELATING TO THE CLASSIFICATION OF BIG GAME ANIMALS UNDER THE FISH AND GAME CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 204 By Mr. Adams

AN ACT APPROPRIATING THE SUM OF FOUR THOUSAND DOLLARS TO THE ATTORNEY GENERAL FOR THE 1957-59 BIENNIUM FOR EXPENSES OF THE COMMISSION ON UNIFORM STATE LAWS, was read the first time and referred to the Committee on Rules.

S. B. No. 205 By Mr. Larson

AN ACT RELATING TO THE STATE BOARD OF EXAMINERS; PROVIDING AUTHORITY FOR THE BOARD OF EXAMINERS TO GRANT EMPLOYEES OF THE STATE OF UTAH ANNUAL LEAVE, was read the first time and referred to the Committee on Rules.

S. B. No. 206 By Mr. Larson

AN ACT RELATING TO THE STATE BOARD OF EXAMINERS; PROVIDING AUTHORITY FOR THE BOARD OF EXAMINERS TO GRANT EMPLOYEES OF THE STATE OF UTAH ACCUMULATED SICK LEAVE, was read the first time and referred to the Committee on Rules.

S. B. No. 207 By Messrs. Larson and Davis

AN ACT AMENDING SECTIONS 20-3-8, 20-3-38, 20-41-1, 20-4-2, 20-4-3, 20-4-4, 20-4-6, 20-4-7, 20-4-8, 20-4-11 AND 20-4-12, UTAH CODE ANNOTATED 1953, RELATING TO DIRECT PRIMARIES PROVIDING FOR THE HOLDING OF MASS MEETINGS AND ORGANIZING CONVENTIONS IN ODD-NUMBERED YEARS AND FOR THE ELECTION OF ALL CANDIDATES FOR COUNTY, STATE, AND NATIONAL OFFICERS, EXCEPT OF THE SUPREME COURT AND JUDGES OF DISTRICT COURTS, BY PARTY NOMINATING CONVENTION IN LIEU OF PRIMARY CONVENTIONS AND ELECTIONS; REPEALING SECTIONS 20-3-2, 20-3-3, 20-3-4, 20-3-7, 20-3-9, 20-3-13, 20-3-17, 20-3-18, 20-3-20, 20-3-21, 20-3-22, 20-3-26, 20-3-33, 20-3-35, 20-3-37, 20-3-39, 20-3-42, 20-4-5, 20-4-9, AND 20-4-12, UTAH CODE ANNOTATED 1953, AND SECTION 20-3-29, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 32, LAWS OF UTAH 1953, RELATING TO DIRECT PRIMARY ELECTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 208 By Mr. Kerr

AN ACT AMENDING SECTION 32-1-24, UTAH CODE ANNOTATED 1953, RELATING TO THE DISPOSITION OF THE NET PROFITS OF THE LIQUOR CONTROL COMMISSION AND PROVIDING FOR THE DISPOSITION OF PORTIONS THEREOF TO THE CITY, INCORPORATED TOWN AND COUNTY LIQUOR CONTROL FUND AND TO THE STATE GENERAL FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 209 By Messrs. Day, Gronning and Anderson

AN ACT ENACTING FOUR NEW SECTIONS TO BE KNOWN AS SECTIONS 23-10-26, 23-10-27, 23-10-28 AND 23-10-29, LAWS OF UTAH 1953, PROVIDING FINES FOR VIOLATION OF FISH AND GAME CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 210 By Messrs. Lloyd and Davis

AN ACT RELATING TO GROUP LIFE INSURANCE, DEFINING GROUP LIFE INSURANCE POLICIES, ESTABLISHING STANDARDS FOR GROUP LIFE INSURANCE POLICIES, AND RELATING TO CONVERSION PRIVILEGES OF GROUP LIFE INSURANCE POLICIES AND REPEALING SECTIONS 31-23-1, 31-23-2, 31-23-3 AND 31-23-4, UTAH CODE ANNOTATED 1953, RELATING TO GROUP LIFE INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 211 By Mrs. Jack

AN ACT PROVIDING FOR EQUAL PAY FOR WOMEN EMPLOYEES, DEFINING THE TERMS "EMPLOYMENT" UNDER THE "EQUAL PAY LAW," PROHIBITING EMPLOYERS FROM DISCRIMINATING IN PAYMENT OF WAGES BETWEEN THE SEXES, PROVIDING CIVIL ACTIONS, LIQUIDATED DAMAGES, ATTORNEYS FEES AND COSTS FOR VIOLATIONS; AUTHORIZING THE INDUSTRIAL COMMISSION OF UTAH TO TAKE ASSIGNMENTS OF CLAIMS AND INSTITUTE LEGAL ACTONS THEREON; ESTABLISHING LIMITATIONS FOR SUCH LEGAL ACTIONS; AUTHORIZING THE INDUSTRIAL COMMISSION OF UTAH TO ENFORCE THE PROVISIONS OF THIS ACT; AND PROVIDING FOR A FINE OF $100.00 FOR VIOLATIONS OF THE PROVISIONS OF THIS ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 212 By Mr. Kerr

AN ACT AMENDING SECTIONS 55-3-3, 55-3-14, 55-3-16, UTAH CODE ANNOTATED 1953, RELATING TO THE ACQUISITION, IMPROVEMENT, ENLARGEMENT, EXTENSION AND REPAIR OF REVENUE PRODUCING PUBLIC WORKS PROJECTS AND SERVICES BY COUNTIES, CITIES AND INCORPORATED TOWNS, AND THE ISSUANCE OF REVENUE BONDS FOR THE FINANCING THEREOF, AND REPEALING SECTIONS 55-3-8, 55-3-12, 55-3-23, 55-3-24, UTAH CODE ANNOTATED 1953, RELATING TO THE ISSUANCE OF SUCH REVENUE BONDS AND THE PROCEDURE THEREFOR, THE ALLOCATION AND PLEDGE OF THE REVENUES OF SUCH PUBLIC WORKS, PROJECTS AND SERVICES, THE LACK OF NECESSITY FOR APPROVAL BY STATE BOARDS, DEPARTMENTS, BUREAUS AND AGENCIES, LIMITATIONS ON THE INSTITUTION OF LITIGATION AFFECTING SUCH PROCEEDINGS AND BONDS, THE TERMINATON OF CHAPTER 22, LAWS OF UTAH 1933, SECOND SPECIAL SESSION, AS AMENDED, AND THE DECLARATION OF THE EXISTENCE OF AN EMERGENCY, was read the first time and referred to the Committee on Rules.

S. B. No. 213 By Messrs. Barlow, Thorn and Hopkin

AN ACT AUTHORIZING THE STATE BUILDING BOARD TO PLAN AND CONSTRUCT A STATE OFFICE BUILDING AND AUTHORIZING THE STATE BOARD OF LOAN COMMISSIONERS TO NEGOTIATE LOANS FROM THE STATE LAND BOARD, THE STATE INSURANCE FUND, THE UTAH SCHOOL EMPLOYEES RETIREMENT FUND, THE STATE TREASURER OR ANY OTHER STATE AGENCY OR INSTITUTION HAVING CONTROL OF PUBLIC FUNDS, RESERVE ACCOUNTS, OR PERMANENT FUNDS TO THE AMOUNT OF $3,000,000 OR SO MUCH THEREOF AS IS NECESSARY FOR PLANNING AND CONSTRUCTING SAID STATE OFFICE BUILDING; PROVIDING FOR THE REPAYMENT OF SUCH LOANS FROM ASSESSMENTS MADE AGAINST EACH STATE DEPARTMENT OR AGENCY USING SAID BUILDING, was read the first time and referred to the Committee on Rules.

On motion of Senator Davis, the rules were suspended and the Senate voted to place *S. B. No. 13* at the head of the Second Reading Calendar for consideration at this time.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 13* was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senator Hopkin.

*S. B. No. 13* was transmitted to the House.

On motion of Senator Adams, *S. B. No. 82* was made a Special Order of Business for Tuesday, February 12, 1957 at 3:00 P.M.

*S. B. No. 40* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, the rules were suspended and *S. B. No. 40* was read the third time and placed on its final passage.

*S. B. No. 40* then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

*S. B. No. 40* was transmitted to the House.

*S. B. No. 47* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *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, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Jenkins and Stringham.

*S. B. No. 47* was transmitted to the House.

*S. B. No. 21* was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 21* was read the third time and placed on its final passage.

*S. B. No. 21* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Jenkins and Stringham.

*S. B. No. 21* was transmitted to the House.

*S. B. No. 54* was read the second time.

Committee report read and adopted.

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

Mr. Gene Fullmer, Middleweight Champion of the World, appeared before the Committee of the Whole.

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

On motion of Senator Hunter, *S. B. No. 54* was amended as follows:

Page 3, on line 1-2, delete the words "permanent coordinating", also delete the comma following the word "board", then following deletion of comma insert "or boards,".

On motion of Senator Anderson, *S. B. No. 54* was amended as follows:

Page 1, line 18, after the word "president" insert the words "or director".

On motion of Senator Gibson, *S. B. No. 54* was amended as follows:

Page 1, lines 13-14, delete the following words: "with the consent of the senate."

*S. B. No. 54* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 4; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Dastrup, Davis, Day (explained vote), Fowles, Gibson, Gronning (explained vote), Hatch, Hammond, Harward, Hopkin, Hunter, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow, Bullen, Jack and Kerr.

Absent and not voting: Senator Jenkins.

On motion of Senator Hammond, the Senate adjourned until Tuesday, February 12, 1957 at 2:00 P.M.

# THIRTIETH DAY

February 12, 1957

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

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

Prayer by the Chaplain.

February 12, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

February 11, 1957

President Orval Hafen and
Members of the Utah State Senate

Dear President Hafen and Members of the Senate:

I am planning to appear before the Legislature, in Joint Session, at 10:30 a.m. on Wednesday, February 13, 1957, to deliver a special message on the subject of education.

I further propose to appear before the Joint Session at 4:30 p.m. on Thursday, February 14, 1957, to deliver a special message on the subject of taxation.

Please let me know if these proposals meet your convenience.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

On motion of Senator Day, the Senate voted to meet in Joint Convention at 10:30 A.M. Wednesday, February 13, 1957 and Thursday, February 14, 1957 at 4:30 P.M.

## COMMUNICATIONS FROM THE HOUSE

February 11, 1957

Mr. President:

I am directed 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*, PERMITTING BANKS TO INVEST IN BANKING OFFICE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 9* was transmitted to the Governor.

February 11, 1957

Mr. President:

I am directed 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. 19*, REGULATING SALE OF COMMERCIAL FEEDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 19* was transmitted to the Governor.

February 11, 1957

Mr. President:

I am directed 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*, AGRICULTURAL COMMODITIES MARKETING ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 45* was transmited to the Governor.

February 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 50*, PROVIDING FOR USE AND ACCOUNTING OF FUNDS FOR DRIVER EDUCATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 50* was read the first time and referred to the Committee on Education.

February 8, 1957

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*, AN ACT PROVIDING THAT SALES OF SPRAYS AND INSECTICIDES FOR CONTROL OF INSECTS AND DISEASE SHALL BE DEEMED A WHOLESALE SALE AND EXEMPT FROM TAXATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 25* was read the first time and referred to the Committee on Revenue and Taxation.

February 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 49*, LEVYING A TAX TO PAY FOR DRIVER EDUCATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 49* was read the first time and referred to the Committee on Revenue and Taxation.

February 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 92*, AN ACT PROVIDING METHOD WHEREBY THIRD CLASS CITIES MAY INCREASE ANY BUDGET APPROPRIATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 92* was read the first time and referred to the Committee on Political Subdivisions.

## REPORTS OF STANDING COMMITTEES

February 12, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 199* (Education)

*S. B. No. 200* (Education)

*S. B. No. 202* (Fish and Game)

*S. B. No. 204* (Appropriations)

*S. B. No. 205* (State and Federal Affairs)

*S. B. No. 206* (State and Federal Affairs)

*S. B. No. 207* (Political Subdivisions)

*S. B. No. 210* (Business and Commerce)

*S. B. No. 211* (Labor)

*S. B. No. 213* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 12, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 187*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 187* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. J. R. No. 5*, by Messrs. Hunter and Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. J. R. No. 5* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 152*, by Mr. Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 152* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 153*, by Messrs. Day and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 153* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 176*, by Mr. Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 176* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 175*, by Mr. Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 175* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 131*, by Messrs. Hafen and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 131* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 145*, by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 145* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 1*, by Messrs. G. Douglas Taylor, Edw. C. Larsen, Welch and Howe, has carefully considered said bill and reports the same out favorably with recommended changes.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 1* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 5*, by Messrs. G. Doug. Taylor and Edw. C. Larsen, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 5* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 10*, by Messrs. G. Douglas Taylor, Edward C. Larsen and Howe, has carefully considered said bill and reports the same out favorably with recommended amendments.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 10* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 11*, by Messrs. G. Doug. Taylor, Edw. C. Larsen and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 11* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 141*, by Messrs. Hatch and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 141* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 146*, by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 146* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 12*, by Messrs. G. Douglas Taylor, Edw. C. Larsen and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 12* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 61*, by Messrs. Leatham, Wangsgaard and Rees, has carefully considered said bill and reports the same out favorably with recommended amendments.

Respectfully,
CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 61* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 13*, by Messrs. G. Doug. Taylor, Edw. C. Larsen and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 13* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 174*, by Mr. Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 174* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 179*, by Messrs. Fowles and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 179* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 86*, by Messrs. Anderson, Harward and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 86* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 55*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 55* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 30*, by Mr. Gibson, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

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

February 12, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 171*, by Mr. Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 171* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 170*, by Mr. Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 170* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 73*, by Messrs. Lloyd, Kerr and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 73* was placed on the Second Reading Calendar.

February 12, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 157*, by Messrs. Hafen and Adams, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 157* was placed on the Second Reading Calendar.

On motion of Senator Hatch, *S. B. Nos. 106-107* and *108* were lifted from the table and placed on the Second Reading Calendar.

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 7 By Messrs. Lloyd and Fowles

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH TO THE CONGRESS OF THE UNITED STATES REQUESTING THE REPEAL OF THE FEDERAL EXCISE TAX ON INTERSTATE TRANSPORTATION, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 214 By Messrs. Bullen and Harward

AN ACT AMENDING SECTION 23-2-11, UTAH CODE ANNOTATED 1953, SUPPLEMENT, AS ENACTED BY CHAPTER 39, SECTION 2, LAWS OF UTAH 1953, PROVIDING FOR THE ESTABLISHMENT OF A MERIT SYSTEM FOR PERSONNEL ADMINISTRATION IN THE STATE DEPARTMENT OF FISH AND GAME, was read the first time and referred to the Committee on Rules.

S. B. No. 215 By Mr. Lloyd

AN ACT AMENDING SECTION 67-8-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126, LAWS OF UTAH 1953 INCREASING THE ANNUAL SALARY OF CLERK OF THE SUPREME COURT, was read the first time and referred to the Committee on Rules.

S. B. No. 216 By Messrs. Gronning, Hopkin and Thorn

AN ACT AMENDING SECTIONS 34-12-2, 34-12-3; 34-12-5 AND 34-12-6, UTAH CODE ANNOTATED, 1953, RELATING TO EMPLOYMENT OF CITIZENS ON PUBLIC WORKS, was read the first time and referred to the Committee on Rules.

S. B. No. 217 By Messrs. Day, Kerr and Selvin

AN ACT RELATING TO REGISTRATION AS REGISTERED PHARMACISTS, ANY PERSONS MAKING APPLICATION WITH THE DEPARTMENT OF REGISTRATION BEFORE JANUARY 30, 1958, WHO HAVE BEEN RESIDENT OF THE STATE OF UTAH CONTINUOUSLY SINCE DECEMBER 31, 1929 AND HAVE BEEN SINCE JULY 31, 1946, REGISTERED AS A PHARMACIST OR AS AN ASSISTANT PHARMACIST IN A STATE BORDERING UTAH, UPON THE PASSING OF A SATISFACTORY EXAMINATION UNDER THE RULES AND REGULATIONS OF THE DEPARTMENT OF REGISTRATION, was read the first time and referred to the Committee on Rules.

S. B. No. 218 By Messrs. Barlow, Hunter and Selvin

AN ACT AMENDING SECTION 7-3-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 8, LAWS OF UTAH 1953, RELATING TO COMMERCIAL AND SAVINGS BANKS AND BANKING TO PROVIDE THAT THE BANK COMMISSIONER AND THE GOVERNOR MAY GRANT PERMISSION TO ESTABLISH BRANCH BANKS WITHOUT CONDUCTING A PUBLIC HEARING, was read the first time and referred to the Committee on Rules.

S. B. No. 219 By Mr. Bullen

AN ACT ENABLING COUNTIES AND INCORPORATED CITIES AND TOWNS TO ADOPT A LOCAL SALES TAX OF ONE PERCENT, was read the first time and referred to the Committee on Rules.

S. B. No. 220 By Mr. Hunter

AN ACT ENACTING SECTION 53-32-9.5 NAMING THE PRESIDENT OF THE UTAH STATE AGRICULTURAL COLLEGE AS AN EX-OFFICIO MEMBER OF THE BOARD OF TRUSTEES, was read the first time and referred to the Committee on Rules.

S. B. No. 221 By Mr. Hunter

AN ACT REPEALING SECTION 53-31-8, UTAH CODE ANNOTATED 1953, AND REMOVING THE PRESIDENT OF THE UNIVERSITY OF UTAH FROM ITS BOARD OF REGENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 222 By Messrs. Barlow and Clegg

AN ACT PROVIDING THAT FOREIGN CORPORATIONS MAY, WITHOUT BEING CONSIDERED TO BE DOING BUSINESS IN UTAH, ACQUIRE DEBTS SECURED BY MORTGAGES OR LIENS ON PROPERTY IN UTAH AND TAKE ACTION IN UTAH NECESSARY TO ENFORCE AND PROTECT THEIR RIGHTS AND INTERESTS IN SUCH DEBTS AND THE SECURITY THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 223 By Messrs. Day and Hafen

AN ACT CREATING A STATE COMPTROLLER'S OFFICE UNDER THE STATE BOARD OF EXAMINERS; PRESCRIBING HIS DUTIES, APPOINTMENT, AUTHORITY, AND FUNCTIONS; CREATING A DEPARTMENT OF PERSONNEL WITHIN THE STATE COMPTROLLER'S OFFICE AND PROVIDING FOR THE SELECTION, PLAN OF COMPENSATION, EXAMINATION AND RECOMMENDATIONS FOR STATE PERSONNEL ADMINISTRATION; AMENDING SECTIONS 35-3-1, 35-3-2, 35-3-3, 35-3-4, 35-3-5, 35-3-6, 35-3-7, 35-3-8, 35-3-9, 35-3-10, 35-3-11, 35-3-12, 35-3-13, 35-3-14, 35-3-15, 35-3-16, 35-3-17, 35-3-18, 35-3-19, 35-3-20, 35-3-21, 35-3-22 AND 35-3-23, UTAH CODE ANNOTATED 1953, RELATING TO THE STATE INSURANCE FUND, AND PROVIDING FOR THE STATE COMPTROLLER TO PERFORM CERTAIN DUTIES; AMENDING SECTIONS 65-1-1 AND 65-1-3, UTAH CODE ANNOTATED 1953, AND 65-1-3.1, UTAH CODE ANNOTATED 1953 AS ENACTED BY CHAPTER 140, LAWS OF UTAH 1955, RELATING TO THE STATE LAND BOARD, AND PROVIDING ITS MEMBERSHIP, ORGANIZATION AND FOR A DIRECTOR; AMENDING SECTIONS 4-6-10, 8-2-2, 27-2-2, 58-1-10, 63-2-16, 63-2-33, 63-2-34, 63-2-35, AND 63-10-7, UTAH CODE ANNOTATED 1953, AND 4-6-1, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1955, 27-2-1, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1955, 63-17-1 AND 63-17-2, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 40, LAWS OF UTAH 1953, RELATING TO DUTIES OF THE DEPARTMENT AND COMMISSION OF FINANCE AND DELEGATING SUCH DUTIES TO OTHER STATE AGENCIES; AND REPEALING SECTIONS 63-2-1, 63-2-2, 63-2-3, 63-2-4, 63-2-5, 63-2-6, 63-2-7, 63-2-8, 63-2-9, 63-2-10, 63-2-11, 63-2-12, 63-2-13, 63-2-14, 63-2-15, 63-2-17, 63-2-18, 63-2-19, 63-2-20, 63-2-21, 63-2-22, 63-2-23, 63-2-24, 63-2-25, 63-2-26, 63-2-27, 63-2-28, 63-2-29, 63-2-30, 63-2-31, 63-2-32, 63-2-36, 63-2-37, 63-2-38, 63-2-39, 63-2-40, 63-2-41, 63-2-42, 63-2-43, 63-2-44 AND 63-2-45, UTAH CODE ANNO-

TATED 1953; AND 63-17-6, UTAH CODE ANNOTATED 1953 AS ENACTED BY CHAPTER 40, LAWS OF UTAH 1953, RELATING TO THE DEPARTMENT OF FINANCE ARE REPEALED, was read the first time and referred to the Committee on Rules.

S. B. No. 224 By Messrs. Davis and Hatch

AN ACT RELATING TO PHYSICAL THERAPISTS; DEFINING AND REGULATING THE PRACTICE OF PHYSICAL THERAPY; PROVIDING FOR EXAMINATION, REGISTRATION AND LICENSING OF REGISTERED PHYSCAL THERAPISTS; PROHIBITING THE UNAUTHORIZED USE OF THE DESIGNATION "REGISTERED PHYSICAL THERAPIST," "M.P.T.", AND OTHER DESIGNATIONS OF SIMILAR IMPORT; PROVIDING FOR A CURRENT LIST OF REGISTERED PHYSICAL THERAPISTS; PROVIDING FOR THE ENFORCEMENT OF THIS ACT AND PENALTIES FOR ITS VIOLATION; AND AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTERS 95, 96 AND 97, LAWS OF UTAH, 1953, TO INCLUDE A REPRESENTATIVE COMMITTEE FOR PHYSICAL THERAPISTS, was read the first time and referred to the Committee on Rules.

On motion of Senator Day, the Senate voted to spread the following letter in the pages of the journal:

STATE TAX COMMISSION
118 State Capitol
Salt Lake City

February 7, 1957

Utah Legislative Council
BUILDING

Gentlemen:

We have noted that there is a desire on the part of some legislators to enact a statute setting a specific percentage of current value, such as twenty per cent, to apply to the assessment of all real and personal property. In view of many present inequities existing in the tax pattern of the state, this desire is certainly understandable. However, we wish to call your attention to certain dangers involved in the enactment of such a statute at the present moment.

In the first place, our political subdivisions, including the uniform school fund would be subjected immediately to serious loss of revenue in many areas of the state. This is due to the fact that there is a tendency to assess industrial, commercial and public utility properties at a higher rate than residential property. Abrupt reduction in taxation rates of business property might throw an unbearable burden on homes, and the immediate loss of revenue would be substantial.

Furthermore, as you know, there is a great need for the tax commission to accelerate the re-assessment program in the state. Until this is more nearly accomplished, an arbitrary percentage imposed would be largely meaningless and would fail to accomplish its purpose. After the re-assessment work has been more nearly completed, then the legislature will be in a better position to instruct the tax commission to take such action as in its collective opinion may be advisable.

We further direct your attention to the effect on the bonding capacity of the political subdivisions, including schools, resulting from any reduction in the present forty percent assessment level. Bonding limits would be increased in proportion to the reduction in the statutory percentage of assessment.

The tax commission now has sufficient statutory authority to solve many of the present difficulties administratively. The problem in the past has been to get the finances and the trained manpower necessary to do the work. We earnestly recommend that the commission be given time to apply administrative action rather than passing legislation at this time which would complicate the problem.

We refer you to the report of the Revenue, Taxation and Highway Subcommittee of the Legislative Council, issued in November, 1956. On page 47 of this report is enunciated a resolution outlining a policy on the assessment of tangible property. We believe this resolution to be sound. The tax commission may well use it as a guide pending the time when equalization has been improved to the point where it is advisable for the Legislature to act.

The tax commission is in accord with opinions held by many legislators that the 1940 base of valuations should be abandoned and that values should be placed on a more nearly current basis. We need no additional statutes to accomplish this. It can be done by administrative regulations.

The tax commission by law is empowered to determine reasonable fair cash value according to an opinion of the Attorney General. This commission will endeavor to equalize within the range indicated by the Legislative Council Committee the tangible property of the state until such time as legislative action may be taken, without disrupting our state revenues.

There is no over-night cure-all for methods and procedures which have grown up over many years, and which cannot be done away with too rapidly without bringing dislocation, which I am sure the legislators sincerely desire to avoid.

Very truly yours,

/s/ H. C. Shoemaker

H. C. Shoemaker, Chairman
Utah State Tax Commission

Communication filed.

On motion of Senator Clegg, the Senate recessed to meet with the House in Joint Convention and further moved that after the Joint Convention is dissolved the Senate adjourn until Wednesday, February 13, 1957 at 10:00 A.M.

# THIRTY-FIRST DAY

## MORNING SESSION

February 13, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

February 13, 1957

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,

CARLYLE F. GRONNING,
Acting Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 23*, RELATING TO RED CLOTHING WORN BY HUNTERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 23* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 48*, PROVIDING FOR EYE EXAMINATION EVERY 5 YEARS FOR HOLDERS OF VEHICLE OPERATORS LICENSE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 48* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 47*, APPROPRIATING $16,000 FOR AND CREATING THE POSITION OF CONSULTANT OF SIGHT CONSERVATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 47* was 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 13, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 166*, by Mr. Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 166* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 74*, by Messrs. Bennion, Gunther, Welch, Earl Taylor, and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 74* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 159*, by Messrs. Lloyd, Stringham and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 159* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 24*, by Messrs. Palmer and Wineriter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 24* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 185*, by Messrs. Jenkins and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 185* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 182*, by Messrs. Day and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 182* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 180*, by Messrs Day and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 180* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 150*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,
MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 150* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 17*, by Messrs. Kerr and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,
ELIAS L. DAY,
Chairman

Report filed.

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

February 13, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. C. R. No. 2*, by Messrs. Hunter and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

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

February 13, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 164*, by Messrs. Hunter and Harward, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*S. B. No. 164* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 21*, by Messrs. Evans, Burck and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 21* was placed on the Second Reading Calendar.

February 13, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 20*, by Messrs. Burck and Evans and Mrs. Vance, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 20* was placed on the Second Reading Calendar.

On motion of Senator Clegg, the Senate recessed to meet with the House in Joint Convention to receive a message from the Governor and re-assemble at 2:30 P.M.

## JOINT CONVENTION

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

Prayer by the Chaplain of the Senate.

On motion of Representative Hopkins, President Hafen appointed a joint committee consisting of Senators Dastrup, Stringham and Jack, and Representatives Burck, Cardon and Wineriter, to notify the Governor that the Legislature is in Joint Convention and ready to hear his message.

The Joint Committee returned escorting His Excellency, Governor George D. Clyde, who was presented to the Joint Convention by President Hafen.

The Governor then delivered the following message.

## GOVERNOR'S MESSAGE

Ladies and Gentlemen of the Utah Legislature:

I have come before you today to discuss with you in some detail Utah's problems in the field of education. I have indicated previously that I consider these problems to be of paramount importance, and there are numerous indications that the majority of Utah citizens share this point of view.

I have also stated previously that while I recognize the variety and the critical nature of the problems facing our educators, I also believe that there are many adjustments and corrections that must be made within the framework of our educational system. The time has come to take a closer look at all facets of this complex situation.

Perhaps we can best begin by defining our objectives.

There is the school of thought which holds that the final aim of education is not to fit the student for any particular profession or job, but to make of him a well rounded, thinking person. Such a person, it is held, can apply himself to any specific subject, to any profession, trade or career, and master it. There is still much to be said for this point of view, if it is not carried to the extreme.

At the other end of the scale, we have the school of thought that contends that the aim of education should be entirely practical: that we should primarily teach those things that have specific application. On emerging from school, the graduate should have learned a profession, or even a trade. The objective is to enable the graduate to earn a living successfully.

The third point of view is a middle course between the two extremes. It recognizes the great value of the humanities, of abstract scholarship, of pure scientific research above and beyond the considerations of applied science with an immediate remunerative end in view. But at the same time, it recognizes the necessity for, and the value of, the more practical things. The applied sciences that turn the fruits of pure scientific thought and research into the marvels of modern-day progress. The practical economics and business principles that guide our captains of industry and commerce. And it does not lose sight of the needs of—and the need of our society for—the vast army of young people who have neither the inclination nor the ability to achieve intellectual pre-emminence, but who are capable of mastering the practical skills that are so necessary to the maintenance of our complex society.

I believe our aim must be somewhere in this middle course. We must adequately provide for the exceptional minds, that are capable of the original thinking that leads the way to tomorrow. We must provide preparation for our business leaders, our engineers, our doctors and our other professional people, and we must offer proper training to those young men and women whose formal education comes to an end before reaching the level of a college degree.

Above all, we must aim at producing sound, thinking, progressive citizens at every level of our social and intellectual ladder. We cannot do this by concentrating on any one phase of our educational program at the expense of others.

## UTAH'S HERITAGE IN EDUCATION

Utah has a long and proud tradition in the field of education. Our pioneer forefathers devoutly believed in the acquiring of knowledge, and the establishment of schools was one of the first concerns of the pioneers, when this was but a tiny settlement in a vast wilderness. Over the 110 succeeding years, that tradition has been carefully nourished.

We have at all times sought to give our children the best education that our means could provide. We have been justifiably proud of having an extremely low rate of illiteracy, of having a higher percentage of our young people pursue their schoolroom studies through high school, and beyond high school, than do so in the nation at large. We have been especially proud of the products of our school system, the many outstanding men and women who have distinguished themselves in the leadership of our own state, or who have gone outside Utah's borders to win acclaim in many fields. Utah's schools, and the effort put forth by Utah people in the cause of education, has always ranked at or near the top by every standard of comparison.

In considering our educational heritage, and taking pride in its accomplishments, we should not lose sight of the fact that quality has not been directly proportionate to monetary expenditure. As a people and as a state, we have never been wealthy in comparison with many other states. We have had to get by on less money than wealthier communities. Our individual effort has been relatively high, for we have been—and still are—a people of

large families, providing a high ratio of school-age children to adult, income-producing population: but by the same token, our per-pupil expenditure has been comparatively low. Our achievements in education have been purchased with sacrifice and devotion to high ideals as well as with money.

In facing the educational problems of the present and future, we must keep in mind that these basic factors have not materially changed. We must still make an unusual individual effort, and we must still operate with less money than many of our sister states, supplementing our financial effort with the less material, more spiritual assets that have been our bulwark in the past.

## OUR SPECIFIC NEEDS

Now let us consider the specific and immediate needs of our schools and colleges today. They fall into a number of categories.

Perhaps the most-discussed of these needs is for higher salaries for the teaching profession. There is little argument that many of our teachers are underpaid and that some adjustments must be made. If we are to attract competent teachers to the profession, if we are to keep within the profession and within the state those persons who have the special qualities that make outstanding teachers, we must make teaching an acceptable career. A deep sense of dedication and a willingess to sacrifice are among the basic qualities a teacher must have, but they alone cannot and should not replace the need for earning an adequate livelihood. The profession of teaching is an important and honorable one, and its remuneration should be commensurate with its importance in our society.

There are some other factors in this problem of teacher salaries, however, which I shall ask you to consider very shortly.

Closely tied to the problem of teacher salaries is that of teacher shortages and the resultant ratio of teachers to pupils. When classes are too large, teachers are handicapped in their efforts and students inevitably fail to get the amount of individual attention they need. I do not think we can fix an exact figure for our teacher-pupil ratio, but we must provide an adequate number of teachers for our steadily-growing pupil load or the quality of our teaching will deteriorate. I do feel, however, that teacher-pupil ratios now being proposed may be too low to be realistic.

Another major need is for sufficient classroom space for our expanding school population. In many areas of the state, schools are acutely overcrowded. In some schools, it has been necessary to go on a half-day schedule in order to provide at least some schooling for all of the children in the district. These are obviously undesirable conditions that must be corrected as rapidly as possible, but I believe substantial progress has been made through the Emergency School Construction Program that has operated for the past several years, and which I recommend be continued at least through the next biennium. It is probable, too, that a program of federal aid to education will be launched within the year and this should further help us to catch up on our backlog of needed school construction. I urge that the enabling legislation to qualify Utah for participation in the federal aid program, now before

you, be approved. I think that a program of federal aid to schools is sound, so long as it does not entail any surrender of state control of our schools to the federal government. Specifically, I believe that federal aid can be provided and accepted without the danger of federal control if it is limited to building construction and equipment and if federal funds do not enter into the salaries of any of our school personnel.

Another aspect of the problem of crowded facilities is found in the fact that the sharply increased enrollments which have overtaxed our elementary and high schools since the end of World War II are now fast approaching our institution of higher learning. We must have adequate advance preparation to meet them.

We also have the problem of maintaining the physical plant of the schools we have and the new ones we build, and of furnishing adequate supplies for their operation. These problems of operation and maintenance have become acute in many areas, largely through lack of funds but partly because of poor management, of which I shall have more to say.

These, I believe, are the major practical problems we are now facing in the field of education. Solving them will require considerable money. I have already indicated my convictions in this regard by my budget recommendations, which called for a substantial increase in the distribution unit of our uniform school fund and for similar increases in the budgets of our institutions of higher learning.

I have said before, and I now repeat, that we must consider long-range as well as immediate objectives. I do not think the figures I have recommended, either for the elementary and secondary school system or for higher education, to be final goals. But they do represent real progress, and if we make a continuing, planning effort, I am certain we can keep abreast of our educational needs over the years ahead.

## IMPROVEMENTS FROM WITHIN

With the foregoing in mind, let us now examine our educational structure and see what improvements may be made from within.

The first and most obvious need, as I see it, is for better coordination between the various authorities and institutions that make up our educational system. As I have studied the situation, I have become alarmed at the lack of over-all cooperation and planning. The elementary school system and the institutions of higher learning at times appear to be rival camps, jealous and sometimes openly suspicious of each other, instead of companion parts of a well-integrated whole. Among the institutions of higher learning, there is a marked competition for available funds.

These things may be wholesome up to a point insofar as they illustrate the natural concern of each administrator for the particular job assigned to him. But beyond that point, it is indefensible and seriously wasteful

I am convinced that we must correct this situation if we hope to solve even a part of our pressing problems within the limitations of our financial resources.

We must insist on closer integration of the elementary-secondary system with the institutions of higher learning. As for the institutions beyond high school, I believe the time has come that we must give thoughtful consideration to the idea of a single board to direct the course of all post-high school education in the state.

In the past I have myself opposed this idea, but changed conditions have forced some revision in my thinking. With a tremendous increase in enrollment beyond high school to be faced in a few years time, we cannot afford unnecessary duplication or wasteful rivalry. These can only be eliminated by the establishment of an over-all policy-making authority that will consider the entire problem instead of attacking it piecemeal.

The Governing Board which I propose be considered would have supervision not only over the university and the agricultural college, but also over all of the junior colleges—in short, of all education beyond the high school level, including the technical institutes and vocational schools.

It may well be that by giving more attention to the technical institute, the vocational school and the junior colleges, pressure can be lessened on the four-year institutions so that further expansion of physical plants will not be necessary, or can be considerably reduced from present estimates. With such a coordinated program, more opportunity for all those interested in post-high school education can be obtained for less money.

In this state, I believe the major effort in higher education must be placed on the four-year college course. I recognize the need for post-graduate study, but we should not attempt to convert our institutions of higher learning into graduate schools without first taking care of the range of educational facility between high school and the normal sophomore year in college.

Let us now return to the problem of teacher salaries, at all levels of our educational system. I have indicated that I think some adjustments must be made, but these adjustments must be made in accordance with certain sound principles and not in the form of across-the-board increases.

## MERIT SYSTEM

First of all, we must have a system of merit rating. I know this has been a controversial issue, and that merit rating is opposed by many in the teaching profession, but I believe the arguments against it are entirely unsound. I am pleased that a study of merit rating is under way in Utah. I am considerably less pleased by the slow rate of progress that has been made to date, and I urge that this work be expedited as much as possible.

The argument that merit rating cannot be effectively applied to the teaching profession will not stand up to analysis. It is accepted and used in every other field of endeavor. It is peculiar that teachers themselves are constantly engaged in the application of the merit rating system, in the evaluation and grading of their pupils' work, yet they oppose having the same principles applied to evaluation of their own work. In the final analysis, it is a matter of confidence—confidence of the teachers in their supervisors to do a fair and competent job of judging their abilities and efforts. This con-

fidence is a normal and necessary thing, without which any organized operation breaks down. Just as the student must have confidence in his teacher, as the worker in private industry must have confidence in his supervisor and administrator.

There are criteria by which the good teacher can be fairly and accurately judged, and these criteria are not all based on the number of courses in educational theory that the teacher has successfully passed.

Let me say at this point that I believe we are placing too much emphasis on the theory of teaching, and too little emphasis on subject matter. There are certain qualities the good teacher must have: a thorough knowledge of the subject matter, and the ability to impart this knowledge, and an enthusiasm for it, to his pupils. Even more important, the good teacher teaches his pupils to think for themselves and to apply the principles of reasoned thought to each problem they face. Knowledge of the theory of teaching is extremely valuable, but only as a means of achieving the primary objectives which I have outlined, and not as an end in itself. We must have a proper balance between the theory of teaching, mastery of the subject, enthusiasm toward the objective and willingness to recognize the frailties of the human mind.

The present imbalance between teaching theory and proper emphasis on subject matter is too often evident in the shortcomings of our students. It is genuinely shocking to see how many of our high school graduates are deficient in such fundamentals as grammar, spelling and punctuation. At the high school and college level, our failings in mathematics and the basic sciences are subjects of national alarm. We need to restore the emphasis in our curricula to the fundamentals—the so-called "Three R's", mathematics and the basic sciences. "Frill" courses, and development of self-expression may be valuable to a point, but carried too far they can be definitely harmful by taking the emphasis from more important things.

Returning to the question of merit rating, let me add that many factors must be taken into account in judging a teacher's work, in addition to the obvious yardstick of pupil-results. Such things as teacher load, tools for working, extra-curricular school activities that work a hardship on particular classes, all should and can be taken into account in making a final evaluation.

## SALARY STANDARDS

In adjusting our teacher salaries, they must be considered in connection with salaries of the technical staff, the supervisory staff and the administrative staff of our educational system. Salary scales should be closely tied to the amount of preparation required, the amount of responsibility each person carries, the length of service, the cost to the individual of maintaining current effectiveness through taking refresher courses and otherwise keeping abreast of the times. And a final factor to be considered is the basic objective of the teacher—is he or she looking at teaching as a career or as a temporary stepping stone to some other line of activity?

I believe that some of our present starting salaries in the teaching profession are actually too high, particularly for those who look on teaching as a stepping stone rather than a career. I believe more of the money available

for teacher salaries should go toward making a more satisfactory career, and less to attracting beginning teachers who are looking for temporary employment.

We must be realistic in evaluating our teacher salary scales and consider them in the light of the state's financial ability. I am concerned that our salary levels have fallen below those of sister states in comparable geographic and economic locations. I am not impressed by comparisons of our salary scales with those of wealthier states. All of us who live in Utah recognize the many non-financial advantages the state offers as a place to live, and weigh these against the added financial inducements at every occupational level that may be found, for example, in California. It would be unrealistic and entirely wrong to expect the people of Utah, earning less money in virtually every comparable position than people in California, to pay our teachers at the California rate.

Our problems of teacher shortages are not entirely to be blamed on our salary scales. When we are told that it is impossible to obtain enough qualified teachers, it may be well to take a closer look at the criteria by which qualifications are judged. I have already referred to what I consider undue emphasis on educational theory as opposed to mastery of subject matter. School boards may also be putting unrealistic and unwise limitations on age. In Salt Lake City, where there is much talk of the shortage of 'qualified' teachers, a 'new' teacher—one that did not teach the previous year in the Salt Lake school district—will not be hired at the age of 40 unless he or she has had at least five years of teaching experience. And a 'new' teacher at the age of 45 is required to have a minimum of 10 years experience. It may be that some of our school administrators are maneuvering themselves out of the teacher market.

In the matter of maintaining our existing physical plant, I recognize serious problems in many of our school districts. Much of it is due to factors beyond the control of school boards and administrators, but there are certain aspects of management that must be considered. Each school board has full control over the budget of its district, within the limitation of available funds.

Each board decides whether to maintain its plant on a current basis, or to defer maintenance. There has been an unfortunate tendency through the recent lean years to sacrifice adequate operation and maintenance in order to take care of teachers. Such policies can be continued only so long, and a day of reckoning must eventually come. Schools should handle their maintenance problems in direct proportion to their staff, and not let serious backlogs pile up. As for the staff, a conscious effort should be made to provide small increment salary increases in line with the cost of living instead of attempting to make major salary increases at longer intervals.

## THE NEED FOR STATE AID

I have outlined the principal corrective measures that I feel must be taken within our educational system in order to meet our growing needs within our financial limitations. I believe these adjustments are absolutely necessary, but I am not suggesting that they alone can remedy the situa-

tion. Additional financial aid on the state level is required, and I have recommended it in my budget message.

In the area of primary-secondary education, I am sure that the $4,800 classroom unit figure that I have recommended as a maximum, with a local 12-mill effort, will provide the necessary funds to make major improvements on the current situation. I am convinced that this figure can be reached without a material increase in the property levy over the state.

As for the building program for the institutions of learning beyond the high school level, I believe the basis planning should be done without delay and the actual construction carried out over a period of at least 10 years. In that way we should meet our growing enrollment problems as they reach college level and at the end of 10 years we should have caught up with the existing backlog.

Let me say in conclusion that I am a firm believer in the principle of equalization in dealing with our educational problems at every level. It is the basic spirit of cooperation that has been the hallmark of Utah progress from the beginning of our history.

We have definite areas of "haves" and of "have nots" in this state—comparatively wealthy school districts and very poor ones. I have heard of one high school in Utah where there are no facilities for classes in the basic sciences or in mathematics: and yet the graduates of that high school are expected to go to college, or out to make a living, along with graduates of other high schools that offer a complete curriculum. Such inequities must and will be corrected, for every Utah child has the right to equality of educational opportunity, within reasonable practical limits.

I want to assure the educators of this state of my sympathy with their aims and their problems, and my full determination to do all that I can to carry out the former and solve the latter.

I urge the legislature and the education profession itself to have understanding and patience and to work with me toward the attainment of long-range as well as immediate objectives. If we do have patience, we can work steadily and surely toward our ultimate goal. If we should try to move too fast, we could over-reach our financial ability, and have to fall back—which would be a serious setback to our long-range program.

## LOOKING TO THE FUTURE

Let me once again remind you of the new era of resource development on which we have embarked, and in which I have profound confidence. We cannot look, as a state, to a "get rich quick" boom that will solve all our problems overnight, but we can expect steady development and an expanding economy?

In assessing our present situation in the field of educaion, we are forced to deal not only with pressing immediate needs, but also with a substantial backlog of needs in many fields, a backlog that has been allowed to acculate over a period of years. It would be unrealistic and unwise to try to wipe out that entire backlog in a single year, or a single biennium. But we can, as

I have indicated, cut away a good part of that backlog in the next biennium, and do it without harmfully straining our financial resources. By continuing a program of steady, planned progress, we should soon eliminate the backlog altogether and put our school operation on a current basis, at which time our problem will be much less difficult. From then on, we should exercise the utmost care, following the principles I have outlined, to prevent the accumulation of another similar backlog in the future.

At this time, let us adopt what the men of World War II call the "can do" attitude toward meeting our problems with the tools at our disposal. Instead of bemoaning the fact that we cannot have all that we want immediately, let us take the money that we can afford and make the best possible use of it.

If we work in harmonious cooperation, with patience and determination, we can move ahead a measured step at a time to reach the eventual goal that lies before us—a balanced and adequate educational system, paid for on a current basis and within our means.

The Joint Committee then escorted Governor Clyde to his chambers.

On motion of Senator Barlow, President Hafen appointed another joint committee consisting of Senators Hunter, Clegg and Selvin and Representatives Abbott, E. Q. Cannon, Jr. and Vance to wait upon Governor Goodwin J. Knight, Governor of California and George D. Clyde, Governor of Utah, to escort them to the House Chamber.

The Joint Committee returned escorting their Excellency Governors Goodwin J. Knight and George D. Clyde.

Governor Knight was presented to the Joint Convention by Governor George D. Clyde.

Governor Knight then addressed the Joint Convention.

Speaker Jones then presented the following guests to the Joint Convention: Mrs. Ora Clyde, first lady of the State of Utah, Mrs. Dolly Land, sister of the Governor of California, Major Verne Tolbin, Governor's aid and the first lady of the State California, Mrs. Virginia Knight.

The Joint Committee then escorted the Governors from the House Chamber.

On motion of Senator Hammond, the President of the Senate announced the Joint Convention dissolved and further that both houses would re-assemble in their regular sessions at 2:30 P.M.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

On motion of Senator Anderson, the Senate ordered the Governor's Message with regard to Education be printed in this day's journal.

## REPORTS OF STANDING COMMITTEES

February 13, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. J. R. No. 7* (Business and Commerce)

*S. B. No. 201* (Agriculture and Irrigation)

*S. B. No. 208* (State and Federal Affairs)

*S. B. No. 209* (Fish and Game)

*S. B. No. 214* (Fish and Game)

*S. B. No. 215* (Special Committee on Salaries)

*S. B. No. 219* (Political Subdivisions)

*S. B. No. 220* (Education)

*S. B. No. 221* (Education)

*S. B. No. 222* (Business and Commerce)

*S. B. No. 223* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 8 By Mrs. Jack

A JOINT RESOLUTION RECOGNIZING THE EASTERN ORTHODOX CHURCH AS A RELIGIOUS FAITH OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

## INTRODUCTION OF BILLS

S. B. No. 225 By Messrs. Hopkin and Lloyd

AN ACT AMENDING SECTIONS 76-7-11 AND 76-7-12, UTAH CODE ANNOTATED 1953, TO PROVIDE THAT ANY CONVICT SENTENCED TO IMPRISONMENT IN THE STATE PRISON WHO COMMITS AN ASSAULT SHALL BE PUNISHABLE AS THEREIN PROVIDED, was read the first time and referred to the Committee on Rules.

S. B. No. 226 By Messrs. Lloyd and Hopkin

AN ACT RELATING TO THE MANUFACTURE AND SALE OF PRISON MADE GOODS, FIXING THE PRICE THEREOF, AND AUTHORIZING CERTAIN PUBLIC SUPPORTED AGENCIES TO PURCHASE SAID GOODS, was read the first time and referred to the Committee on Rules.

S. B. No. 227 By Mr. Davis

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 11-2-9, UTAH CODE ANNOTATED 1953, AUTHORIZING A RECREATION BOARD CREATED PURSUANT TO AUTHORITY GRANTED IN SAID CHAPTER TO MAKE A SPECIAL LEVY OF ONE MILL EACH YEAR ON ALL PROPERTIES WITHIN THE AREA OF SAID BOARD FOR THE SOLE AND EXCLUSIVE PURPOSE OF ACQUIRING AND PURCHASING REAL PROPERTIES IN SAID AREA FOR FUTURE USE AND DEVELOPMENT AND PROVIDING THAT THE AUTHORITY GRANTED HEREIN SHALL EXPIRE TWO YEARS FROM EFFECTIVE DATE HEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 228 By Messrs. Day, Hammond and Gronning

AN ACT AMENDING SECTIONS 39-1-18 AND 39-1-21, UTAH CODE ANNOTATED AS AMENDED BY CHAPTER 64, LAWS OF UTAH 1955, RELATING TO THE DUTIES, QUALIFICATIONS AND SALARY OF THE ASSISTANT ADJUTANT GENERAL, THE DUTIES, QUALIFICATIONS AND SALARY OF THE PERSONNEL OFFICER, AND THE SALARY, BOND AND DUTIES OF THE ADJUTANT GENERAL: INCREASING THE SALARY OF THE ASSISTANT ADJUTANT GENERAL TO $8,000 PER YEAR, INCREASING THE SALARY OF THE PERSONNEL OFFICER TO $6,000 PER YEAR AND INCREASING THE SALARY OF THE ADJUTANT GENERAL TO $10,000 PER YEAR, was read the first time and referred to the Committee on Rules.

S. B. No. 229 By Messrs. Day and Selvin

AN ACT AMENDING SECTION 59-16-2, UTAH CODE ANNOTATED 1953, RELATING TO DEFINITIONS OF WORDS, TERMS AND PHRASES USED IN THE USE TAX ACT, AND PROVIDING FOR AS-

SESSMENT OF THE USE TAX WHERE THE RIGHT TO CONTINUOUS POSSESSION OR USE OF TANGIBLE PERSONAL PROPERTY IS GRANTED UNDER A LEASE OR CONTRACT, was read the first time and referred to the Committee on Rules.

S. B. No. 230 By Mrs. Jack

AN ACT AMENDING SECTION 4, CHAPTER 3, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 15, LAWS OF UTAH 1955, RELATING TO WATER PURIFICATION AND SEWAGE DISPOSAL BY MUNICIPALITIES AND ELIMINATING THE REQUIREMENT THAT CITIES OF THE FIRST CLASS MUST SUBMIT THE LEVY OF TAXES FOR SUCH PURPOSES TO A VOTE OF ITS ELECTORS, was read the first time and referred to the Committee on Rules.

S. B. No. 231 By Messrs. Gibson and Lloyd

AN ACT AMENDING SECTION 75-10-17, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 84, LAWS OF UTAH 1955, 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. 232 By Messrs. Barlow and Stringham

AN ACT AMENDING SECTION 53-8-5, UTAH CODE ANNOTATED 1953, RELATING TO THE SCHOOL LUNCH FUND; AND PROVIDING FOR AN INCREASE IN MAXIMUM ALLOWABLE EXPENDITURE, was read the first time and referred to the Committee on Rules.

S. B. No. 233 By Messrs. Davis and Barlow

AN ACT PROVIDING FOR A LIMITATION THE AMOUNT OF TERM LIFE INSURANCE ON ANY ONE PERSON UNDER GROUP LIFE INSURANCE POLICIES, was read the first time and referred to the Committee on Rules.

S. B. No. 234 By Messrs. Anderson, Day and Selvin

AN ACT RELATING TO HUMANE SLAUGHTER OF LIVESTOCK AND POULTRY; AND PROVIDING FOR THE CONTROL OF THE SAME BY THE DEPARTMENT OF AGRICULTURE AND A PENALTY, was read the first time and referred to the Committee on Rules.

S. B. No. 235 By Messrs. Davis and Bullen

AN ACT AMENDING SECTION 31-23-1, UTAH CODE ANNOTATED, 1953, RELATING TO GROUP LIFE INSURANCE BY DECREASING THE COVERAGE FROM 25 EMPLOYEES TO 10 EMPLOYEES, was read the first time and referred to the Committee on Rules.

S. B. No. 236 By Messrs. Hafen and Day

AN ACT AMENDING SECTIONS 67-10-1, 67-10-2, 67-10-3, 67-10-4 AND 64-1-7, UTAH CODE ANNOTATED 1953, RELATING TO THE PREPARATION AND PUBLISHING OF REPORTS BY THE SECRETARY OF STATE TO BE SUBMITTED TO THE LEGISLATURE, THE GOVERNOR AND FOR OTHER PURPOSES, was read the first time and referred to the Committee on Rules.

S. B. No. 237 By Messrs. Davis and Barlow

AN ACT AMENDING SECTIONS 31-17-48, UTAH CODE ANNOTATED 1953, RELATING TO TEMPORARY LICENSE OF INSURANCE AGENTS OR BROKERS; DISCONTINUING TEMPORARY LICENSING BEFORE EXAMINATION OF LIFE INSURANCE SALESMEN, was read the first time and referred to the Committee on Rules.

S. B. No. 238 By Mr. Day

AN ACT AMENDING SECTION 53-13-9, UTAH CODE ANNOTATED 1953 PERTAINING TO UNLAWFUL POSSESSION OF NARCOTIC DRUGS, was read the first time and referred to the Committee on Rules.

S. B. No. 239 By Mr. Day

AN ACT REPEALING SECTION 26-15-31, AS ENACTED BY CHAPTER 42, LAWS OF UTAH, 1953, PERTAINING TO VITAL STATISTICS, was read the first time and referred to the Committee on Rules.

S. B. No. 240 By Messrs. Day, Adams and Davis

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

S. B. No. 241 By Messrs. Anderson, Davis and Day

AN ACT AMENDING SECTIONS 37-1-1, 37-1-2, 37-1-3, 37-1-4, 37-1-5, 37-1-6, 37-1-7, 37-1-8, 37-1-9, 37-1-10, 37-1-11, 37-1-12 AND 78-2-10, UTAH CODE ANNOTATED 1953 RELATING TO THE STATE

LIBRARY; AND PROVIDING FOR THE NAME TO BE CHANGED TO THE STATE LAW LIBRARY, was read the first time and referred to the Committee on Rules.

S. B. No. 242 By Mr. Lloyd

AN ACT AMENDING SECTION 10-8-87, UTAH CODE ANNOTATED 1953, PROVIDING FOR A REVISION OF THE ANNUAL TAX LEVIES IN CITIES, was read the first time and referred to the Committee on Rules.

S. B. No. 243 By Mr. Gibson

AN ACT AMENDING SECTION 23-1-7, UTAH CODE ANNOTATED 1953, CHAPTER 39, SECTION 2, LAWS OF UTAH 1953, RELATING TO PENALTIES TO BE IMPOSED FOR THE VIOLATION OF THE FISH AND GAME CODE was read the first time and referred to the Committee on Rules.

S. B. No. 244 By Messrs. Davis and Barlow

AN ACT RELATING TO GROUP LIFE INSURANCE; PROVIDING FOR ISSUANCE OF GROUP LIFE INSURANCE POLICIES TO CREDITORS, INSURING LIVES OF DEBTORS OF CREDITORS, AND PROVIDING STANDARDS FOR THE TERMS AND CONDITIONS OF THE POLICIES, AND AMENDING SECTION 31-23-2, UTAH CODE ANNOTATED 1953, RELATING TO THE FORM OF THE POLICY OF SUCH GROUP INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 245 By Mr. Gibson

AN ACT APPROPRIATING $10,000 FROM THE GENERAL FUND TO THE SUPREME COURT FOR THE CURRENT BIENNIUM, was read the first time and referred to the Committee on Rules.

S. B. No. 246 By Messrs. Jenkins and Hatch

AN ACT AMENDING SECTION 17-12-1, UTAH CODE ANNOTATED 1953, WITH RESPECT TO THE CREATION OF BONDED INDEBTEDNESS BY COUNTIES; AND AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO CONSOLIDATE VOTING DISTRICTS IN ANY BOND ELECTION, was read the first time and referred to the Committee on Rules.

S. B. No. 247 By Messrs. Day and Bullen

AN ACT AMENDING SECTION 59-15-4, UTAH CODE ANNOTATED 1953, RELATING TO THE SALES TAX; PROVIDING THAT IT SHALL APPLY TO INTRA-STATE MOVEMENTS OF FREIGHT AND EXPRESS, was read the first time and referred to the Committee on Rules.

S. B. No. 248 By Mr. Lloyd

AN ACT AMENDING SECTION 73-2-3, UTAH CODE ANNOTATED 1953, RELATING TO THE STATE ENGINEER; PROVIDING FOR AN INCREASE IN SALARY, was read the first time and referred to the Committee on Rules.

S. B. No. 249 By Messrs. Stringham and Hopkin

AN ACT AUTHORIZING AND DIRECTING THE GOVERNOR OF THE STATE OF UTAH, FOR AND IN THE NAME OF UTAH, TO JOIN WITH THE OTHER STATES IN THE INTERSTATE OIL COMPACT TO CONSERVE OIL AND GAS, was read the first time and referred to the Committee on Rules.

S. B. No. 250 By Messrs. Hafen and Hopkin

AN ACT TO AMEND SECTION 78-34-1, UTAH CODE ANNOTATED 1953, BY ENACTING A NEW SUBSECTION TO BE KNOWN AS (14) PROVIDING THAT THE RIGHT OF EMINENT DOMAIN MAY BE EXERCISED BY EDUCATIONAL INSTITUTIONS OR COLLEGIATE GRADE WITHIN THE STATE OF UTAH WHEN THE INSTITUTION IS NOT CONDUCTED FOR PROFIT, was read the first time and referred to the Committee on Rules.

S. B. No. 251 By Mr. Hafen

AN ACT AMENDING SECTION 67-8-1, AS AMENDED BY CHAPTER 126, LAWS OF UTAH 1953, UTAH CODE ANNOTATED 1953, RELATING TO CHANGING AND FIXING THE ANNUAL SALARIES OF THE GOVERNOR; SECRETARY OF STATE; STATE TREASURER; STATE AUDITOR; ATTORNEY GENERAL, was read the first time and referred to the Committee on Rules.

S. B. No. 252 By Messrs. Davis and Fowles

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 31-27-23, UTAH CODE ANNOTATED 1953, PROHIBITING FORCING THE SELECTION OF AN INSURER OR INSURANCE AGENT UPON A PERSON CONTRACTING FOR A LOAN OR OTHER OBLIGATION, was read the first time and referred to the Committee on Rules.

S. B. No. 253 By Mr. Day

AN ACT APPROPRIATING TO THE GENERAL FUND ALL INCOME, BOTH PRINCIPAL AND INTEREST, RECEIVED FROM THAT CERTAIN FEDERAL GRANT FOR A MINERS' HOSPITAL FOR DISABLED MINERS CONTAINED IN SECTION 12 OF THE ENABLING ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 254 By Mr. Jenkins

AN ACT TO PROVIDE FOR THE REHABILITATION, CLEARANCE, AND REDEVELOPMENT OF SLUMS AND BLIGHTED AREAS IN CITIES, TOWNS AND COUNTIES IN THIS STATE IN ACCORDANCE WITH URBAN RENEWAL PLANS; TO DEFINE THE DUTIES AND POWERS OF SUCH CITIES, TOWNS AND COUNTIES IN UNDERTAKING SUCH ACTIVITIES, INCLUDING THE POWER TO ACQUIRE PROPERTY THROUGH THE EXERCISE OF THE POWER OF EMINENT DOMAIN OR OTHERWISE, TO DISPOSE OF PROPERTY TO PREVENT THE DEVELOPMENT OR SPREAD OF FUTURE SLUMS OR BLIGHTED AREAS; TO ENTER INTO AGREEMENTS TO SECURE FEDERAL AID AND COMPLY WITH CONDITIONS IMPOSED IN CONNECTION THEREWITH; TO PROVIDE FOR AN URBAN RENEWAL AGENCY TO EXERCISE POWERS HEREUNDER; TO AUTHORIZE PUBLIC BODIES TO FURNISH FUNDS, SERVICES, FACILITIES AND PROPERTY IN AID OF URBAN RENEWAL PROJECTS HEREUNDER; TO AUTHORIZE CITIES, TOWNS AND COUNTIES TO OBTAIN FUNDS THEREFOR BY THE ISSUANCE OF OBLIGATIONS, BY TAXATION OR OTHERWISE; TO PROVIDE THAT SECURITIES ISSUED, AND PROPERTIES WHILE HELD, BY A PUBLIC AGENCY HEREUNDER SHALL BE EXEMPT FROM TAXATION; AND TO AUTHORIZE CITIES, TOWNS AND COUNTIES TO CAUSE THE REPAIR, CLOSING AND DEMOLITION OF DWELLINGS UNFIT FOR HUMAN HABITATION, was read the first time and referred to the Committee on Rules.

S. B. No. 255 By Mr. Davis

ENACTING A NEW SECTION TO BE KNOWN AS 53-14-4.1, UTAH CODE ANNOTATED 1953 REQUIRING THE PUBLIC SCHOOLS TO TEACH A COURSE IN THE TENTH GRADES WHICH RELATES TO MARRIAGE AND ITS RESPONSIBILITIES, was read the first time and referred to the Committee on Rules.

S. B. No. 256 By Mr. Davis

AN ACT AUTHORIZING ANY COUNTY TO ACQUIRE, IMPROVE, EXTEND, OPERATE AND MAINTAIN SANITARY SEWAGE FACILITIES OR AN INTEREST THEREIN, AUTHORIZING INCORPORATED MUNICIPALITIES, IMPROVEMENT DISTRICTS, TAXING DISTRICTS, AND POLITICAL SUBDIVISIONS TO SELL CERTAIN SANITARY SEWAGE FACILITIES AND INTERESTS THEREIN TO COUNTIES,

AUTHORIZING THE EXECUTION OF CONTRACTS BY THE FOREGOING ENTITIES IN THAT CONNECTION AND WITH RESPECT TO SEWAGE SERVICES AND THE USE OF SEWAGE FACILITIES, AUTHORIZING COUNTIES TO ISSUE BONDS TO ACQUIRE, IMPROVE AND EXTEND SANITARY SEWAGE FACILITIES, PROVIDING FOR THE DETAILS THEREOF AND THE PROCEDURE THEREFOR, PROVIDING FOR THE SECURITY AND PAYMENT OF SUCH BONDS, PROVIDING FOR THE ENFORCEMENT OF SEWAGE CHARGES IMPOSED BY COUNTIES AND FOR THE MANNER IN WHICH SUCH CHARGES MAY BECOME LIENS, AUTHORIZING COUNTIES TO REQUIRE THE CONNECTION OF IMPROVED PREMISES TO AVAILABLE SEWER LINES, AUTHORIZING THE REFUNDING OF SUCH BONDS, AUTHORIZING COUNTIES TO CREATE UTILITY BOARDS TO OPERATE SUCH SEWAGE FACILITIES, MAKING CERTAIN PROVISIONS IN CONNECTION WITH THE FOREGOING, AND MAKING SUCH BONDS ELGIBLE FOR THE INVESTMENT OF AND SECURITY FOR CERTAIN FUNDS; AN EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 257 By Messrs. Larson, Davis and Day

AN ACT AMENDING SECTIONS 20-3-2, 20-3-4, 20-3-17, 20-3-19, 20-3-24, 20-3-31, 20-4-3, 20-4-9, 20-4-11 AND 20-4-12, UTAH CODE ANNOTATED 1953, RELATING TO DIRECT PRIMARIES; PROVIDING FOR THE ELECTION OF CANDIDATES FOR PUBLIC OFFICE BY DIRECT PRIMARY ELECTIONS IN LIEU OF BY BOTH PARTY CONVENTIONS AND PRIMARY ELECTIONS, CHANGING THE FILING PERODS OF CANDIDATES FOR ELECTION; AND REQUIRING SEPARATE BALLOTS FOR EACH POLITICAL PARTY; ENACTING NEW SECTIONS REQUIRING VOTERS TO DESIGNATE THEIR PARTY AFFILIATION AND TO VOTE IN CONFORMITY THERETO; REPEALING SECTIONS 20-3-20, 20-3-21, 20-3-25, 20-3-38, 20-4-4, 20-4-5, 20-4-6, 20-4-7, 20-4-8 AND 20-4-10, was read the first time and referred to the Committee on Rules.

S. B. No. 258 By Messrs. Larson and Clegg

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. 259 By Mrs. Jack

AN ACT APPROPRIATING $50,000 FROM THE GENERAL FUND TO THE STATE BOARD OF EXAMINERS FOR THE ERECTION ON THE UTAH STATE CAPITOL GROUNDS OF A PONY EXPRESS

MEMORIAL OF THE DESIGN USED IN THE 1947 UTAH CENTENNIAL CELEBRATION, was read the first time and referred to the Committee on Rules.

S. B. No. 260 By Mr. Stringham

AN ACT AMENDING THE BEAR RIVER COMPACT BY AMENDING ARTICLES II, III, IV, V AND XVI OF SECTION 73-16-2, CHAPTER 161, SECTION 2, LAWS OF UTAH 1955, PROVIDING FOR THE CORRECTION OF CERTAIN TYPOGRAPHICAL ERRORS, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 54* was read the third time and placed on its final passage.

*S. B. No. 54* then passed on the following roll call:

Yeas, 19, Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Larson, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen, Gibson, Jack and Kerr.

Absent and not voting: Senators Fowles and Lloyd.

*S. B. No. 54* was transmitted to the House.

## SPECIAL ORDER

*S. B. No. 82*, being a Special Order of Business, was before the Senate.

On motion of Senator Adams, *S. B. No. 82* was amended as follows:

Page 3, line 2, after the word "law." insert the following: "The board shall furnish to the parties copies of such recommended findings of fact and conclusions of law and the parties, or any of them, shall have the right, prior to action by the board, to be heard by the board in relation to such recommended findings of fact and conclusions of law upon notice to the board in writing within 15 days from the date of mailing to the parties copies of such recommended findings of fact and conclusions of law."

Page 4, line 19, after the word "board": The bill, as amended on the 26th day on lines 19, 20 and 21, shall be re-amended after the word "board" to read the same as the original draft.

Page 4, line 21, delete "may", re-insert in lieu thereof "shall."

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

Mr. Clair Senior appeared before the Committee of the Whole.

On motion of Senator Gibson, the Committe of the Whole was dissolved.

On motion of Senator Adams, S. *B. No. 82* was amended as follows:

Page 5, delete all of lines 1-24 inclusive.

On motion of Senator Hopkin, S. *B. No. 82* was tabled.

On motion of Senator Davis, the Senate voted to suspend the rules and, with unanimous consent, S. *B. No. 261* was introduced.

INTRODUCTION OF BILLS

S. B. No. 261 By Mr. Davis

AN ACT AMENDING SECTION 33-1-1, UTAH CODE ANNOTATED 1953, TO ENABLE STATE INSURANCE FUND MONIES TO BE INVESTED IN OBLIGATIONS OR LOANS INSURED THROUGH THE FEDERAL HOUSING ADMINISTRATION AND VETERANS ADMINISTRATION OF THE UNITED STATES GOVERNMENT, was read the first time and referred to the Committee on Rules.

On motion of Senator Gibson, the Senate adjourned until Thursday, February 14, 1957 at 10:00 A.M.

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## THIRTY-SECOND DAY

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February 14, 1957

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

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

Prayer by the Chaplain.

February 14, 1957

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,

CHARLES R. HUNTER,

Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 52*, PROVIDING FOR THE UNIFORM CIVIL LIABILITY FOR SUPPORT ACT, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 52* was read the first time and referred to the Committee on Judiciary.

February 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 3*, EMPOWER CITIES FOR TELEVISION TRANSMISSION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 3* was referred to the Committee on Rules to be enrolled and engrossed.

February 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 73*, INCREASING THE PENALTY AND PROBATION ON DESERTION AND NON-SUPPORT, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 73* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 13, 1957

Mr. President:

I am directed to inform your 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*, TO PERMIT THE STATE INDUSTRIAL COMMISSION TO TAKE ASSIGNMENTS ON WAGE CLAIMS UP TO $400 INSTEAD OF UP TO $200, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

February 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 28*, PROVIDING FOR PRIVATE TRAPPING OF DESTRUCTIVE BEAVERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 28* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

## REPORTS OF STANDING COMMITTEES

February 14, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. J. R. No. 8* (State and Federal Affairs)

*S. B. No. 203* (Fish and Game)

*S. B. No. 212* (Political Subdivision)

*S. B. No. 218* (Business and Commerce)

*S. B. No. 224* (Public Health, Welfare and Institutions)

*S. B. No. 225* (Judiciary)

*S. B. No. 226* (Industry)

*S. B. No. 227* (Political Subdivisions)

*S. B. No. 228* (Military Affairs and Civil Defense)

*S. B. No. 232* (Education)

*S. B. No. 233* (Business and Commerce)

*S. B. No. 234* (Agriculture and Irrigation)

*S. B. No. 241* (State and Federal Affairs)

*S. B. No. 242* (Political Subdivisions)

*S. B. No. 245* (Appropriations)

*S. B. No. 247* (Revenue and Taxation)

*S. B. No. 248* (Special Committee on Salaries)

*S. B. No. 249* (State and Federal Affairs)

*S. B. No. 250* (Education)

*S. B. No. 251* (Special Committee on Salaries)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 14, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 60*, by Messrs. Adams, Clegg and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 60* was referred to the Committee on Education.

On motion of Senator Thorn, the President was authorized to appoint a Sifting Committee, consisting of five Senators to begin its function at the end of the 36th Legislative day.

On motion of Senator Davis, the Senate voted that all bills on the Second Reading Calendar at the end of adjournment on the 36th Legislative day and all bills subsequently reported thereafter by the standing and/or special committees are to be referred to the Sifting Committee.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 34* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, the rules were suspended and *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, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Jack, Jenkins, Kerr, Lloyd and Thorn.

*H. B. No. 34* was returned to the House.

*H. B. No. 33* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 33* was read the third time and placed on its final passage.

*H. B. No. 33* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jenkins, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hopkin, Jack, Lloyd and Thorn.

*H. B. No. 33* was returned to the House.

*H. J. R. 2* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. J. R. No. 2* was read the third time and placed on its final passage.

*H. J. R. No. 2* failed to pass on the following roll call:

Yeas, 15; Nays, 4; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Gronning, Hatch, Hammond, Harward, Jenkins, Kerr, Larson, Selvin and Mr. President.

Those voting in the negative were: Senators Day, Fowles, Hunter and Stringham.

Absent and not voting: Senators Davis, Hopkin, Jack, Lloyd and Thorn.

Senator Day served notice that on the next Legislative day he would ask the Senate to re-consider its action on *H. J. R. No. 2.*

*H. B. No. 85* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, 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, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jenkins, Kerr, Larson, Selvin Stringham and Mr. President.

Absent and not voting: Senators Davis Hopkin, Jack, Lloyd and Thorn.

*H. B. No. 85* was returned to the House.

*H. B. No. 41* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 41* was read the third time and placed on its final passage.

On motion of Senator Gronning, *H. B. No. 41* was amended as follows:

Page 1, line 7, after the word "city", insert a comma, delete the word "or", then after the word "county" insert "or school district".

*H. B. No. 41* then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Gronning, Hatch, Harward, Hunter, Jenkins, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Barlow, Davis, Fowles, Gibson, Hammond, Hopkin, Jack, Lloyd and Thorn.

*H. B. No. 41* was returned to the House.

*H. B. No. 31* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, the rules were suspended and *H. B. No. 31* was read the third time and placed on its final passage.

On motion of Senator Hatch, *H. B. No. 31* was amended as follows:

Page 1, line 15, after the word 'soldier" insert "airman,". Also on the same line after the word "army' 'insert ", airforce".

Page 1, line 17, after the word "military" insert a comma, then add "air".

*H. B. No. 31* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Gronning, Hatch, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Barlow, Davis, Fowles, Gibson,, Hammond, Jack, Lloyd and Thorn.

*H. B. No. 31* was returned to the House.

On motion of Senator Day, *H. J. R. No. 4* retained its position on the Second Reading Calendar.

*H. B. No. 81* was read the second time.

Committee report read and adopted.

*H. B. No. 81* was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 1; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Day, Gronning, Hatch, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Stringham and Mr. President.

Voting in the negative was Senator Adams (explained vote).

Absent and not voting: Senators Barlow, Davis, Fowles, Gibson, Hammond, Jack, Lloyd, Selvin and Thorn.

*H. B. No. 76* was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Gronning, Hatch, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Stringham and Mr. President.

Absent and not voting: Senators Barlow, Davis, Fowles, Gibson,, Hammond, Jack, Lloyd, Selvin and Thorn.

*H. B. No. 76* was returned to the House.

On motion of Senator Larson, the Senate recessed.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

On motion of Senator Clegg, the Senate voted to suspend the rules and, with unanimous consent, *S. C. R. No. 3* was introduced.

## PRESENTATION OF RESOLUTIONS

S. C. R. No. 3 By Messrs. Clegg, Harward and Gronning

A JOINT RESOLUTION OF THE 32ND LEGISLATURE OF THE STATE OF UTAH MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION ASSISTING THE STATES AND THEIR POLITICAL SUB-DIVISIONS TO PROVIDE ADEQUATE EDUCATIONAL BUILDINGS, was read the first time and referred to the Committee on Rules.

President Hafen appointed Senators Lloyd, Davis, Hopkin, Hunter and Adams to serve as the Sifting Committee.

On motion of Senator Day, *H. J. R. No. 4* was made a Special Order of Business for 3:00 P.M., February 14, 1957.

On motion of Senator Larson, the Senate voted not to convene on Friday, February 22 or Saturday, February 23, 1957.

On motion of Senator Day, the rules were suspended and the Senate voted to place *H. B. No. 74* at the head of the Second Reading Calendar for consideration at this time.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 74* was read the second time.

Committee report read and adopted.

*H. B. No. 74* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Hammond, Jack and Selvin.

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

Secretary of State Lamont F. Toronto and Dr. Mortensen appeared before the Committee of the Whole.

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

*H. B. No. 4* was read the second time.

Committee report read and adopted.

*H. B. No. 4* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Jack, Lloyd and Thorn.

## SPECIAL ORDER

*H. J. R. No. 4*, being a Special Order of Business, was before the Senate.

*H. J. R. No. 4* was read the second time.

Committee report read and adopted.

*H. J. R. No. 4* failed to pass on Second Reading on the following roll call:

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

Those voting in the affirmative were: Senators Barlow and Stringham.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Jack and Thorn.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 15* was read the second time.

Committee report read and adopted.

*H. B. No. 15* was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Jack and Thorn.

*H. B. No. 17* was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, the rules were suspended and *H. B. No. 17* was read the third time and placed on its final passage.

*H. B. No. 17* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Jack, Stringham and Thorn.

*H. B. No. 17* was returned to the House.

On motion of Senator Gibson, the Senate recessed.

The Senate re-assembled.

*H. B. No. 1* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *H. B. No. 1* was amended as follows:

Page 1, line 19, after the word "libraries" insert the word "sewers,".

On page 1, line 22, after the semi-colon following the word "services" insert "hospital services;".

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

Yeas, 21; Nays 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Bullen, Jack and Thorn.

On motion of Senator Gronning, the rules were suspended and the Senate voted to place *H. B. No. 11* at the head of the Second Reading Calendar for consideration at this time.

*H. B. No. 11* was read the second time.

Committee report read and adopted.

*H. B. No. 11* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Clegg, Davis and Hunter.

Absent and not voting: Senators Jack and Thorn.

On motion of Senator Gronning, the Senate recessed to meet with the House in Joint Convention to receive the Governor's Message on Revenue and Taxation and further moved that after the Joint Convention is dissolved the Senate adjourn until Friday, February 15, 1957 at 10:00 A.M.

## 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 Larson, President Hafen appointed a joint committee consisting of Senators Kerr, Gronning and Barlow, and Representatives Urry, Esplin and Brussato 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 George D. Clyde, who was presented to the Joint Convention by President Hafen.

The Governor then delivered the following message:

## GOVERNOR'S MESSAGE

Ladies and Gentlemen of the Legislature:

I am appearing before you this afternoon in fulfillment of the promise I made in my original message to you, on January 15, to devote a special message to the subject of taxation.

Let me say at this time that I had hoped to present this discussion somewhat earlier in the legislative session. However, it has required time to assemble and analyze the facts, and my planned schedule was seriously disrupted by last week's disturbances at the State Prison. Such emergencies cannot be forseen, nor can they be ignored when they occur. I regret that

this message is being presented several days later than I had planned, and ask your indulgence in view of the very special circumstances.

In the January 15 message, and in my budget message, presented on January 28 I indicated belief that financial problems of the coming biennium can be met without imposing any new major taxes, or substantially raising the rates of those now in operation.

Since I discussed the budget with you, further information has been developed. I am happy to report that the general import of that information has been to make the outlook a little brighter, rather than the contrary. At this time, let me re-emphasize what I have said previously: I shall not recommend a major increase in tax rates or the imposition of new general taxes. I shall recommend some adjustments to certain taxes, but I do not believe that these adjustments will impose a hardship on any portion of our society or that they will find any strong resistance.

Let me begin this discussion of the tax situation by outlining some of the changes in the financial outlook that I have encountered since I presented my budget.

## THE OPERATING RESERVE

In my budget, I proposed that four million dollars of general fund revenues be left as an operating fund, to carry on the business of government in the early part of each year, before tax collections come into the treasury in substantial amounts. Since that time I have been advised by a number of qualified economists that it is not necessary to maintain this operating reserve. Furthermore, I am advised that in the past the legislature has regularly appropriated the full amount estimated to become available in the general fund.

If we appropriate the full amount in the general fund, eliminating this operating reserve which I believe is not necessary, it will have the effect of adding four million dollars to our free revenues. I think we are particularly safe in eliminating the operating reserve at this time, when we have before us a proposal for collecting individual income tax at source—the so-called withholding provision.

I recommend that this withholding provision be enacted into law. I am aware of the arguments against it in principle, but I believe there are special considerations at this particular time that more than outweigh them. I refer particularly to the large amount of heavy construction work that will be under way in Utah next year, and through the next two decades. This work will bring thousands of migrant workers into Utah for more or less brief periods, and it is probably—going on the experience of other states—that many of them would escape their Utah income tax obligations altogether if a withholding law is not put into effect. And if we do put it into effect, as I have noted earlier, it will bring tax revenues into the treasury at a more even rate and further reduce the need for an operating reserve.

I have also been informed that the five million dollar welfare reserve set up by the Thirty-first Legislature has been found to serve no useful purpose. The only transactions so far made that have affected this fund have been the

transfer of funds from the General Fund to the Special Reserve. The idea in establishing the reserve was as a guard against a sudden financial panic or depression. In our steadily expanding economy, no such depression is anticipated by economists: furthermore, in case an emergency were to occur, the Reserve Fund could not be used, even for Welfare purposes, without special authorization by the Legislature. If the Legislature were called into session, it could appropriate funds to the Welfare Department whether or not the Emergency Reserve was in existence. I believe the fund serves no useful purpose, and that Utah's Welfare program will in no way be endangerd if it is eliminated.

I therefore recommend that the five million dollar Welfare Reserve be returned to the General Fund and made available for appropriation as free revenue.

## NON-TAX REVENUE SOURCES

In my budget message, I referred to a number of sources of revenue of which the state might take advantage without increasing taxes in any way. There has now been an opportunity to study the picture and make some reasonable estimates of what these non-tax sources may produce.

The withholding provision on Utah income tax will pick up an extra one-quarter's receipts in the first year of its operation only: in addition it is estimated it will pick up four hundred thousand dollars a year, or eight hundred thousand dollars in the biennium in taxes owed but not now being paid. This, added to the extra quarter's receipts, estimated at one and one-half million dollars, will provide an extra two million three thousand dollars in the next biennium.

Let me point out that this estimate, like other estimates presented here, is decidedly conservative. It is based on last year's experience and does not anticipate the many millions of dollars in heavy construction that will be under way in Utah in the next biennium. Added income tax receipts should be higher than the figures I have given you.

I have recommended the enactment of a more effective escheat law, and a bill to this end has been introduced for your consideration. The most conservative estimate of its effect in the next biennium is that it will bring an additional half million dollars into the state treasury. Other estimates by people who have carefully studied the situation run as high as three million dollars.

Action has already been taken, as I have previously informed you, to secure reasonable interest on state funds deposited in private banks. It is estimated that this will bring in the course of the biennium, an additional quarter-million dollars above the amount now being realized on state investments.

The total of these non-tax revenue sources is, taking the most conservative estimates, 2.3 million from the withholding provision, half a million from the escheat law and a quarter million from interest on bank deposits, or a total of three million and fifty thousand dollars. I ask you to note that the most liberal 'expert" estimates total close to seven million dollars or more than double the figures I have used.

I have said that I am not recommending general tax increases. This applies to the sales tax, as well as to income and property taxes. However, I do feel that the sales tax can be extended to certain items not now covered, to make its application more equitable.

If the current 2 per cent sales tax is applied to sales of beer, oleomargarine and cigarettes, it would bring an estimated nine hundred thousand dollars into the treasury in the biennium. Extending the sales tax to services that are directly associated with materials to which the sales tax is already applicable, and to hotel and motel bills, would bring another two million, one hundred thousand dollars, for a total of three million dollars from the two extensions of the sales tax.

The application of the sales tax to a services would, I believe be a very simple operation. I do not propose a tax on professional services, which might be difficult to compute and collect. I do propose a tax on such things as repairs, where materials used are already subject to the tax. The problem of computation would actually be simplified if the sales tax where applied to the entire repair bill, instead of having to break the charges down into materials or parts, which are taxed, and labor or services, which are not.

When we add up the three major items I have just discussed–five million dollars from the transfer of the Welfare Reserve, 3.05 million from the non-tax sources and three million from the minor extensions of the sales tax–we reach a total of a little more than 11 million dollars. This is by the most conservative estimates. By some informed estimates, the total could reach as high as 15 million dollars.

## ESTIMATED REVENUES

It still appears there will be a surplus of eight million dollars in the General Fund at the end of the current biennium. This is somewhat below previous estimates, due to a number of deficit appropriations that had not previously been taken into account.

Estimated general fund collections for the next biennium is a little more than 64 and one-quarter million dollars. This, again, is by the most conservative estimates. Estimates by the Legislative Council and by private research organizations place this sum nearly four million dollars higher.

Taking the more conservative figure, however and adding to it the eight million dollar surplus at the beginning of the biennium we reach a total of a little more than 72 and one-quarter million dollars. Subtracting from this the sum of 55 million nine hundred eighty-seven thousand dollars, which I have recommended in general fund budgetary requests of state departments and institutions, we are left with a total of approximately 16 and one-quarter million dollars in free revenues for appropriations from the general fund. Without the necessity of maintaining a Reserve Fund, this entire amount can be added to the 11.05 million in extra funds to which I referred just previously. This gives a total of 27.3 million dollars in available revenues.

Now I have indicated that the most conservative estimate has been taken in every instance. I believe we should be conservative in our projections,

but at the same time it would be a mistake to be overly conservative and far under-estimate our income. The total difference between the extreme minimum estimates, which I have so far used, and the maximum estimates of informed and reliable people is more than eight million dollars. I therefore propose that we strike a balance considerably below middle ground, and add three and one half million dollars to the total of our estimated added revenue. Most economists with whom I have consulted tell me that this still keeps the total estimate in the conservative class, and it shows a more realistic figure of estimated free revenue of 30 million 800 thousand dollars.

I have previously recommended that we use 10 million dollars of the surplus for a state building program in the biennium. This would reduce the available surplus to 20.8 million dollars.

In my message on education, presented to you yesterday, I recommended continuation of the Emergency School Building Program through the coming biennium. To take care of this program, let us reduce our available sum by two and one-half million dollars leaving us with a residual total of 18.3 million dollars.

## THE UNIFORM SCHOOL FUND

If we set the classroom unit cost under the Uniform School Fund at $4,800, leaving the local effort at 12 mills, which I propose that we do, the anticipated deficit in the school fund is estimated from 22 million 22 thousand dollars to 25 million five hundred twenty-two thousand dollars. I am here taking the larger estimated deficit, again to be on the conservative side—although I consider it likely that the deficit will be somewhat less than this, as it is probable that regular school fund revenue sources will be expanding during the next two years at least proportionately with the sources of General Fund revenues.

Assuming the full 25.5 million dollar deficit, however, when we subtract the 18.3 million General Fund surplus previously discussed, we are left with a final deficit to be made up by a property levy of only 7.2 million dollars for the biennium, or 3.6 million dollars a year. This could be met with a state property levy of approximately 3 mills compared to a levy of 2.8 mills in 1956. This 3 mill levy would not be burdensome, especially if the local effort is not increased from the present 12 mills.

I consider it probable, as I have indicated, that the final deficit—and the corresponding automatic property levy—would be somewhat less than the figures I have presented to you.

The one tax where I believe a general increase is justified and necessary is the motor fuels tax. With a tremendously expanded highway building program in prospect, including the start of the new Federal Interstate Highway System, the State may not have sufficient revenue to meet its share of the costs. This is particularly true if we approve the proposal to exempt from the highway tax gasoline consumed in off-highway uses, which I recommend that we do as a matter of equity.

I am convinced that the majority of motorists, as well as commercial truckers, are most desirous of getting the proposed new and improved high-

ways, and are willing to pay their share of the cost. I therefore propose that the present state tax on gasoline be raised one cent a gallon, to a total of 6 cents, and that the present tax on diesel fuel be raised two cents a gallon, to a total of 7 cents a gallon.

I believe this slight differential in taxes on gasoline and diesel fuel is fully justified. The present tax on volume measurement has no basis other than custom. The proposed differential would come closer to taxing each fuel according to its usable energy content, which is a much more logical basis of measurement. Theoretically we should tax the wear and tear on the highway, which is roughly measured by distance travelled, and the distance a gallon of diesel fuel propels a heavy truck is substantially greater than the distance a truck of the same weight can travel on a gallon of gasoline. It may be that a one-cent-a-gallon differential is too small to express the actual difference in propelling power of the two fuels, but I believe we should go slowly when making departures from established tax practices.

Aside from the increase in motor fuels tax, and the comparatively minor extensions of the application of the sales tax, I shall not recommend any increases in tax rates or any new taxes.

## OTHER RECOMMENDATIONS

I do, however, make the following recommendations concerning tax matters:

I urge that the Legislature memorialize Congress for legislation permitting States to apply their sales tax to purchases made by banks with national charters. The current exemption of national banks is neither logical nor equitable. This matter would not materially affect total state income, but a point of basic justice is involved.

I urge that everything possible be done to push the program of statewide property revaluation to early completion, and to extend and improve the auditing of tax accounts in every field. I am sure that very substantial returns to the State will be forthcoming through these programs, and I recommend that the Legislature furnish the Tax Commission with such sums as may be necessary for completing these programs as a matter of simple investment—every dollar spent should bring several dollars in return. I think the revaluation program, in particular, will bring larger than anticipated sums into the school fund and materially reduce the problem in that critical area.

I recommend that attention be given to the problems of local government, particularly cities and towns. The present illogical hodge-podge of property tax limitations should be reviewed and put in some reasonable order. Local governments should be given more leeway, outside the property tax, for solving their own fiscal problems. And some provision should be made for relieving the larger cities from the extra burden of paying a large share of the costs of the urban areas surrounding them, and from which they derive no benefit.

In the interval before the next meeting of the Legislature, I urge that a thorough and comprehensive study be made of Utah's mine occupation tax.

The present tax, based entirely on gross proceeds, may be working an unreasonable hardship on small mine operators who have little or no margin of profit in spite of the $50,000 exemption. A comparison of federal and state taxes paid indicates there may be room for an adjustment, in full equity, in the application of the mine occupation tax to the larger taxpayers. The application of the tax to the comparatively new and fast-developing oil and gas industries should be carefully studied. I have no thought of placing an unfair burden on these developing industries, and we must particularly guard against imposing a tax structure that would impede exploration and development in these fields. We must give full consideration to the fact that the geological structure of Utah's oil and gas fields, and potential fields, makes for expensive drilling operations. Nevertheless, we want to be sure that the State obtains its fair share of tax revenue from these sources, without placing an unfair burden on prospectors and producers. A careful comparison of tax structures in other oil and gas-producing states should be most valuable in reaching a final equitable decision.

At the present time, coal mines and quarries of sand and gravel, clays and other non-metalliferous materials are not covered by the mine occupation tax at all. Exploitation of these resources should be taxed in fair proportion.

I believe our mine tax structure is entirely unrealistic as applied to the production of uranium and other fissionable materials. In part, this situation has been due to causes beyond our control, particularly the great secrecy that has surrounded all figures pertaining to the production, and the money value, of these fissionable materials. This veil of officially-imposed secrecy has been in some part lifted in recent months, and it would be well to revaluate the entire situation in the light of currently available facts.

Even this brief outline makes it obvious that the question of the mine occupation tax is one of many ramifications and complexities. It should not be dealt with hurriedly, or in fragments. But I am confident that a full and careful study can produce the basis for a mine tax structure that will be fair alike to the State and to producers, and that will provide considerable added revenue.

In connection with the mine occupation tax, I call your attention to the fact that there is now more than three and three-quarters million dollars in the mine reserve fund. After the automatic transfer to the General Fund of one and one-half times the average annual return of the mine occupation tax, on a five-year base, there will still remain in the fund approximately two million dollars that could, in an emergency, be transferred to the General Fund.

I do not propose that it be transferred to the General Fund in the forthcoming biennium, but I point to it as a valuable help toward meeting the problems of the succeeding biennium, when we may be without major surpluses that will be available to us in the 1957-59 fiscal period.

This surplus in the Mine Reserve Fund should further increase in the next two years, especially if our mine occupation tax is later revised in terms of present day conditions. It is estimated that the reserve will reach the

level of five million dollars by the end of the 1957-59 biennium. During the same period, the state-wide revaluation of real property should be completed and should materially increase our collections from this source. An expanded auditing operation by the State Tax Commission should also bring into the treasury substantial amounts, due the State under our present tax laws but which are not now being paid.

I call your attention to these things in connection with our long-range planning for the future. It has been noted that we shall start the next biennium with a sizeable general fund surplus that will aid greatly in meeting our immediate problems, but which may not be available for carrying on the programs of the 1959-61 biennium. I suggest that, while we should not be over-optimistic in our outlook, we already have help in sight for meeting the problems of 1959-61. If we keep looking ahead, plan carefully and do all within our power to encourage the healthy expansion of our economy, we should be in a good position to meet the fiscal requirements of the State two years hence. The existing Mine Reserve Fund surplus, which should carry over to the next succeeding biennium, gives us a solid foundation on which to base our planning.

As I have said many times before, I am confident that if we live within our means, spend wisely in investing in our own future, we can create sufficient new taxable wealth through the development of our resources to meet the costs of government without overburdening our taxpayers or our tax structure.

The Joint Committee then escorted Governor Clyde to his chambers.

On motion of Representative Hopkins, the President of the Senate announced the Joint Convention dissolved.

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## THIRTY-THIRD DAY

### MORNING SESSION

February 15, 1957

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

Roll Call – All Senators present except Senators Jack and Thorn, excused.

Prayer by the Chaplain.

February 15, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 5*, CHARGING MORE THAN ONE OFFENSE IN COMPLAINT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 5* was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1957

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. 41*, TO PERMIT THE STATE TO USE SURPLUS FUNDS FOR THE PURCHASE OF CITY AND COUNTY TAX ANTICIPATION NOTES WITH NO INTEREST.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 13*, DEFICIT APPRO-

PRIATION SALT LAKE AREA VOCATIONAL SCHOOL, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 13* was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1957

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. 31*, TO REPEAL A STATUTE WHICH PROHIBITS PERSONS LIVING ON INDIAN OR MILITARY RESERVATIONS FROM VOTING.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF STANDING COMMITTEES

February 15, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 3*, by Messrs. Hunter and Gronning, entitled, EMPOWER CITIES FOR TELEVISION TRANSMISSION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 3* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 15, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 60*, by Messrs. Adams, Clegg and Gibson, has carefully considered said bill and re-

ports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 60* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 200*, by Messrs. Barlow and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 200* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Commitee on Education, to which was referred *S. B. No. 199*, by Messrs. Barlow and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 199* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 50*, by Messrs. Gunther, Hopkins, Gordon and Hodgson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 50* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 192*, by Messrs. Lloyd, Jenkins and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 192* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 137*, by Messrs. Day and Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 137* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 195*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 195* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 196*, by Messrs. Day, Hafen and Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 196* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 198*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 198* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 162*, by Mr. Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 162* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 191*, by Messrs. Davis and Thorn and Mrs. Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 191* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 190*, by Messrs. Davis, Thorn and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 190* was placed on the Second Reading Calendar.

February 15, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 92*, by Messrs. Richards and Rowberry, has carefully considered said bill and reports the same out favorably.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 92* was placed on the Second Reading Calendar.

On motion of Senator Davis, the Senate voted to suspend the rules and, with unanimous consent, *S. C. R. No. 4* was introduced.

## INTRODUCTION OF BILLS

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

A RESOLUTION BY THE SENATE OF THE THIRTY-SECOND LEGISLATURE APPROVING AND CONSENTING TO ASSIGNMENT AND CONVEYANCE TO REVEST TITLE OF PROPERTY IN SOUTH DESPAIN DITCH COMPANY AS REQUIRED UNDER SECTION 73-10-4, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 133, LAWS OF UTAH, 1953, was read the first time and referred to the Committee on Rules.

Senator Day, having voted on the prevailing side, moved that the Senate do re-consider its action on *H. J. R. No. 2.*

Motion carried.

*H. J. R. No. 2* was before the Senate for its re-consideration.

On motion of Senator Day, *H. J. R. No. 2* was made a Special Order of Business for Monday, February 18, 1957 at 2:30 P.M.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 81* was read the third time and placed on its final passage.

On motion of President Hafen, *H. B. No. 81* was tabled.

*H. B. No. 74* was read the third time and placed on its final passage.

On motion of Senator Day, *H. B. No. 74* was made a Special Order of Business for February 15, 1957 at 2:30 P.M.

*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, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hammond, Hunter, Jenkins, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senators Hatch, Harward, Hopkin, Jack, Lloyd, Thorn and Mr. President.

*H. B. No. 4* was returned to the House.

*H. B. No. 15* was read the third time and placed on its final passage.

On motion of Senator Clegg, *H. B. No. 15* retained its position on the Third Reading Calendar.

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

On motion fo Senator Kerr, *H. B. No. 1* was amended as follows:

Following section 20 of the substituted bill insert the following new material:

"Section 21. Any county service area established in accordance with the procedure outlined above may incur indebtedness payable from ad valorem taxes not exceeding in the aggregate, with all indebtedness, 12 percent of the reasonable fair cash value of all the taxable real property in the area, as computed from the last equalized assessment role for county purposes prior to the incurring of such indebtedness. Such indebtedness shall be for the purpose of supplying such services as may be authorized by this act. Bonds issued in such manner that they are payable solely from revenues to be derived from the operation of the facilities of the area shall not be included as bonded indebtedness of the area for the purpose of such computation. The proposition to create such debt must be submitted to the vote of the electors of the service area who have paid a real property tax in the year preceding such election and a majority of those voting thereon must vote in favor of incurring such debt.

Section 22. A proposal to incure indebtedness may be originated by a majority vote of the board of county commission or by petition of not less than 100 real property owners or 10% of the real property owners residing within the county service area. Such proposal shall specify the particular purpose for which the indebtedness is to be created, the amount in money of bonds which it is proposed to issue and the name and number of the county service area. After such proposal has been made, the board of county commissioners, as expeditiously as possible, shall adopt a resolution fixing a time and place at which the proposal shall be heard, which time shall be not less than thirty nor more than sixty days after the date of adoption of

the resolution. The county clerk shall forthwith issue a notice of the time and place of hearing, which notice shall inform all persons resident in the service area of their right to appear at such hearing and contend for or protest against the incurrance of the debt and the holding of a bond election. If the service area shall have theretofore issued bonds, such notice shall include a statement of the amount of outstanding bonds of the service area and shall indicate whether the bonds are general obligations of the service area or are payable solely from revenues. The county clerk shall cause the notice to be published once a week for four consecutive weeks prior to the date of the hearing, in a newspaper of general circulation in the service area. At the time and place set for the hearing of the petition, or upon a subsequent date fixed at the original hearing the board of county commissioners shall proceed to hear the proposal and all matters in respect to a bond election. If upon the hearing of the proposal the board shall find that due notice has been given and that the services under discussion would be for the benefit of all taxable property situated in the service area, then the board shall make and cause to be entered of record upon its minutes an order so finding, and shall proceed to call the bond election and, if a majority of those voting, vote in the affirmative, to issue the bonds in the manner hereinafter provided. The board shall have authority to reduce the amount in money of the bonds named in the petition. If a written protest filed prior to the holding of the hearings is signed by more than 25 percent in number of the real property owners in the district, according to the last assessment role for county taxes completed prior to the holding of the election, the board shall not have authority to proceed with the calling of the election, and no new petition for a bond election in said service area shall be entertained for a period of 12 months thereafter. If written protests are filed and the board shall determine that the protests so filed represent less than 25 percent of the owners of real property in the county service area, a resolution or finding in writing of the board calling the election shall so recite and such recital shall be conclusive.

Section 23. If under the foregoing provisions the board is authorized to call an election on the issuance of the bonds, the board shall adopt a resolution directing that an election be held in the service area for the purpose of determining whether bonds in the amount, for the purpose, and with the maximum interest rate and maturity specified in the resolution, shall be issued. The resolution calling the election shall be adopted, and notice of the election shall be given. In voting on the question of the issuance of the proposed bonds, none but such qualified voters as shall have paid a real property tax in the district in the year next preceding the election shall be permitted to vote. The voters' qualifications shall be determined, the election shall be held, and the results thereof canvassed in the manner, at the time and in all other respects in accordance with the procedure provided by the laws of Utah for the holding of elections on the issuance of courthouse bonds by counties. The board may for purposes of such election treat the entire service area as a single voting precinct, or may divide the area into such voting precincts and fix such polling places as it may see fit. Except as otherwise provided in such resolution, the general laws of Utah applicable to the calling and holding of city or school board elections shall be applicable.

Section 24. If a majority of the qualified electors voting thereon shall vote in favor of incurring the indebtedness as proposed, the board of commissioners shall proceed to issue the bonds in the amount of money specified. Improvements in county service areas may be financed either entirely from ad valorem taxes or entirely from operating revenue of all or part of the facilities and property of said service area or in whole or in part from both ad valorem taxes and operating revenues.

The board shall provide by ordinance for the issuance and disposal of such bonds; provided, that no such bonds shall be sold for less than their face value. The board shall annually levy a sufficient tax (a) to pay the interest on such indebtedness as it falls due, and (b) to constitute a sinking fund for the payment of the principal thereof within the time for which such bonds are issued. Water or sewer bonds may be issued for a period not exceeding forty years; other bonds may be issued for a period not exceeding twenty years. Such bonds may be either serial or term bonds."

On motion of Senator Barlow, *H. B. No. 1* was amended as follows:

Page 1, line 27, after the word "libraries" and following the semi-colon insert the word "sewer,".

*H. B. No. 1* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hammond, Harward, Hunter, Jenkins, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senator Hatch, Hopkin, Jack, Lloyd, Thorn and Mr. President.

*H. B. No. 1* was returned to the House.

On motion of Senator Clegg, the Senate recessed.

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## REPORTS OF STANDING COMMITTEES

February 15, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. C. R. No. 3* (Education)

*S. B. No. 252* (Business and Commerce)

*S. B. No. 253* (Public Health, Welfare and Institutions)

*S. B. No. 255* (Education)

*S. B. No. 256* (Political Subdivisions)

*S. B. No. 258* (State and Federal Affairs)

*S. B. No. 259* (State and Federal Affairs)

*S. B. No. 216* (Labor)

*S. B. No. 229* (Revenue and Taxation)

*S. B. No. 230* (Political Subdivisions)

*S. B. No. 231* (Judiciary)

*S. B. No. 235* (Business and Commerce)

*S. B. No. 236* (State and Federal Affairs)

*S. B. No. 237* (Business and Commerce)

*S. B. No. 238* (Public Health, Welfare and Institutions)

*S. B. No. 240* (Judiciary)

*S. B. No. 239* (Public Health, Welfare and Institutions)

*S. B. No. 243* (Fish and Game)

*S. B. No. 246* (Political Subdivisions)

*S. B. No. 257* (State and Federal Affairs)

*S. B. No. 261* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 15, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 5*, by Messrs. Day and Fowles, entitled, CHARGING MORE THAN ONE OFFENSE IN COMPLAINT, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 5* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 15, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 13*, by Messrs. Clegg, Davis and Jack, entitled, DEFICIT APPROPRIATION SALT LAKE AREA VOCATIONAL SCHOOL, 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,

HAVEN J. BARLOW,
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.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 11* was read the third time and placed on its final passage.

*H. B. No. 11* failed to pass on the following roll call:

Yeas, 6; Nays, 16; Absent, 3.

Those voting in the affirmative were: Senators Adams, Fowles, Hatch, Hammond, Kerr and Selvin.

Those voting in the negative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day (explained vote), Gibson, Gronning, Harward, Hopkin, Hunter, Jenkins, Larson, Lloyd, Stringham and Mr. President.

Absent and not voting: Senators Davis, Jack and Thorn.

## SPECIAL ORDER

*H. B. No. 74*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *H. B. No. 74* was amended as follows:

Lines 1 and 2, page 1 are amended as follows:

Insert "s" to second word Section. Insert a comma after 63-17-2 and insert 63-17-3 and 63-17-4, . Delete the word "is" and insert "are".

Delete lines 12, 13, 22 and 23 on page 4.

On page 5, line 3, strike the number 4 and insert 2.

On motion of Senator Day, the title of *H. B. No. 74* was amended as follows:

Line 2, after 63-17-2 insert a comma and then insert 63-17-3 AND 63-17-4,. Delete on line 3 beginning with 63-17-3 and the balance of the line. Delete all of line 4. On line 5, delete to and including 1953,.

*H. B. No. 74* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Jack and Thorn.

*H. B. No. 74* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 56* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 56* was read the third time and placed on its final passage.

*S. B. No. 56* then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Gibson, Hatch and Hammond.

Absent and not voting: Senators Jack and Thorn.

*S. B. No. 56* was transmitted to the House.

*S. B. No. 43* was read the second time.

Committee report read and adopted.

*S. B. No. 43* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Jack and Thorn.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

*S. B. No. 64* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 64* was amended as follows:

Page 10, line 15, delete the bracket before the numbers "73-8-26.", then re-insert it before the word "all" immediately thereafter on the same line.

*S. B. No. 64* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin and Stringham.

Absent and not voting: Senators Adams, Barlow, Gibson, Gronning, Jack, Jenkins, Thorn and Mr. President.

On motion of Senator Clegg, the Senate adjourned until Monday, February 18, 1957 at 2:00 P.M.

# THIRTY-SIXTH DAY

February 18, 1957

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

Roll Call – All Senators present except Senator Hatch, absent.

Prayer by the Chaplain.

February 18, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 15, 1957

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. 74*, TO INCLUDE CIVIL DEFENSE AMONG RECIPIENTS OF FEDERAL SURPLUS PROPERTIES AND TO MAKE OTHER AMENDMENTS IN THE POWERS AND DUTIES OF THE STATE AGENCY FOR SURPLUS PROPERTY.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

February 15, 1957

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. 110*, PROVIDING FOR

ONE ADDITIONAL JUDGE IN THE THIRD JUDICIAL DISTRICT, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 110* was read the first time and referred to the Committee on Judiciary.

February 15, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 98*, INCREASING THE MAXIMUM LICENSE FEE OF THE UTAH STATE BAR, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 98* was read the first time and referred to the Committee on Judiciary.

February 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 85*, DOMESTIC SLAUGHTER ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 85* was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 34*, VOCATIONAL REHABILITATION OF HANDI-

CAPPED INDIVIDUALS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 34* was referred to the Committee on Rules to be enrolled and engrossed.

February 15, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed a substituted copy for *S. B. No. 46*, as amended by the Senate, entitled, TRADE MARK SERVICE CLASSIFICATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate voted to concur with the House amendments of *S. B. No. 46* on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Hatch, Kerr and Stringham.

*S. B. No. 46* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

February 18, 1957

Mr. President:

Your Rules Committee, to which was referred *S. B. No. 260*, by Senator Stringham correcting certain typographical errors in Section 73-16-2, Utah Code Annotated 1953 as enacted by Chapter 161, Laws of Utah 1955 known as the "Bear River Compact" recommends with the assent of the author, that

the Senate suspend the rules and permit that just those articles of the Compact that are being amended by *S. B. No. 260* be printed, instead of the entire section 73-16-2. This precedure will save considerable printing expense.

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 260* was referred to the Committee on Agriculture and Irrigation.

On motion of Senator Day, the Senate voted to suspend the rules and, with unanimous consent, the following bills were introduced:

## INTRODUCTION OF BILLS

S. B. No. 262 By Mr. Day

AN ACT AMENDING SECTION 59-16-4, UTAH CODE ANNOTATED 1953, RELATING TO EXEMPTIONS FROM THE PAYMENT OF THE USE TAX, AND DELETING THEREFROM THE EXEMPTION ON PROPERTY SUBJECT TO THE SALES OR EXCISE TAX OF SOME OTHER STATE OF THE UNITED STATES, was read the first time and referred to the Commitee on Rules.

S. B. No. 263 By Mr. Day

AN ACT AMENDING SECTIONS 59-13-1 AND 59-13-20, UTAH CODE ANNOTATED 1953, AND 59-13-40, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 122, LAWS OF UTAH 1955, RELATING TO CORPORATION FRANCHISE TAX; AND PROVIDING FOR FURTHER DEFINING OF THE TERM "DOING BUSINESS," PROVIDING FOR THE ALLOCATION OF CERTAIN INCOME EITHER TO UTAH OR OUTSIDE UTAH; AND FURTHER PROVIDING THAT FOR THE PURPOSE OF RE-COMPUTING THE FRANCHISE TAX BECAUSE OF ADJUSTMENTS ON TAX RETURNS FILED WITH THE FEDERAL GOVERNMENT, THE STATUTE OF LIMITATIONS SHALL BE EXTENDED BEYOND THREE YEARS, was read the first time and referred to the Committee on Rules.

## SPECIAL ORDER

*H. J. R. No. 2*, being a Special Order of Business, was before the Senate.

On motion of Senator Kerr, *H. J. R. No. 2* was made a Special Order of Business for Tuesday, February 19, 1957 at 2:30 P.M.

On motion of Senator Kerr, the Senate voted to re-call *H. B. No. 1* from the House for further consideration.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 15*, having been previously read was before the Senate.

On motion of Senator Kerr, *H. B. No. 15* was amended as follows:

Page 1, line 4, following the phrase "police department" insert the words "and may create, support, maintain and control".

Page 1, line 4 of the body of the bill remove the "brackets" and delete the second "and" on that line.

On motion of Senator Kerr, *H. B. No. 15* was amended as follows:

Line 4 of the title preceding the word "FIRE", insert the phrase "POLICE. DEPARTMENT AND".

Line 5 of the title delete the word "COUNTIES" and insert the word "CITIES".

*H. B. No. 15* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Selvin and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Gibson, Hatch, Lloyd, Stringham and Thorn.

*H. B. No. 15* was returned to the House.

*S. B. No. 43* was read the third time and placed on its final passage.

*S. B. No. 43* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Mr. President.

Absent and not voting: Senators Bullen, Hatch, Jenkins, Lloyd, Stringham and Thorn.

*S. B. No. 43* was transmitted to the House.

*S. B. No. 64* was read the third time and placed on its final passage.

*S. B. No. 64* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis (explained vote), Day, Fowles, Gibson, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Mr. President.

Absent and not voting: Senators Bullen, Hatch, Jenkins, Lloyd, Stringham and Thorn.

*S. B. No. 64* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 96* was read the second time.

Committee report read and adopted.

*S. B. No. 96* failed to pass on Second Reading on the following roll call:

Yeas, 9; Nays, 11; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Davis, Gronning, Harward, Jack, Lloyd and Selvin.

Those voting in the negative were: Senators Adams (explained vote), Dastrup, Day (explained vote), Fowles, Gibson, Hammond, Hopkin, Hunter, Kerr, Larson and Mr. President (explained vote).

Absent and not voting: Senators Bullen, Hatch, Jenkins, Stringham and Thorn.

*S. B. No. 4* was read the second time.

Committee report read and adopted.

*S. B. No. 4* failed to pass on Second reading on the following roll call:

Yeas, 9; Nays, 12; Absent, 4.

Those voting in the affirmative were: Senators Adams, Fowles, Gibson, Gronning, Harward, Hunter, Jack, Larson and Selvin (explained vote).

Those voting in the negative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis (explained vote), Day, Hammond, Hopkin (explained vote), Lloyd (explained vote), Stringham, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Hatch, Jenkins and Kerr.

*S. B. No. 49* was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 49* was amended as follows:

Page 9 at the end of line 11 delete the period and insert a semi-colon, then add the following: "provided, however, that the only purpose for which a subdistrict may levy and collect taxes pursuant to section 73-9-16 shall be to pay the expense of its organization and administration, and such taxes shall not exceed one mill on the dollar of assessed valuation of the property within the district."

On motion of Senator Gibson, *S. B. No. 49* was amended as follows:

Page 21, beginning with line 29, delete all of lines 29-30-31-32 and 33.

Page 22, delete lines 1-2.

Page 22, line 3, delete the number "3", insert in lieu thereof the number "2," then renumber section 4 to read section 3.

On motion of Senator Fowles, the title of *S. B. No. 49* was amended as follows:

On line 10 of the title following the word "SUBDISTRICTS" delete "EN", then delete lines 11-12-13 and part of line 14 down to include the word "DISTRICTS;".

On motion of Senator Clegg, the rules were suspended and *S. B. No. 49* was read the third time and placed on its final passage.

*S. B. No. 49* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hammond, Harward, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Hatch, Hopkin, Jenkins, Lloyd and Thorn.

*S. B. No. 49* was transmitted to the House.

On motion of Senator Fowles, the rules were suspended and the Senate voted to place *S. B. No. 138* at the head of the Second Reading Calendar for consideration at this time.

*S. B. No. 138* was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 138* was read the third time and placed on its final passage.

*S. B. No. 138* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Day, Fowles, Gronning, Hammond, Harward, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Davis, Gibson, Hatch, Hopkin, Jenkins, Lloyd and Thorn.

*S. B. No. 138* was transmitted to the House.

*S. B. No. 87* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 87* was read the third time and placed on its final passage.

*S. B. No. 87* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Day, Fowles, Gronning, Hammond, Harward, Hunter (explained vote), Jack (explained vote), Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Davis, Gibson, Hatch, Hopkin, Jenkins, Lloyd and Thorn.

*S. B. No. 87* was transmitted to the House.

Pursuant to a motion adopted by the Senate on the 32nd legislative day the following bills were referred to the Sifting Committee:

S. J. R. No. 2; S. B. Nos. 90, 62, 38, 18, 93, 41, 42, 53, 31, 102, 72, 61, 67, 77, 76, 94, 11, 57, 68, 69, 98, 97, 101, 144; S. J. R. 3; S. B. Nos. 48, 44, 65, 59, 156, 92, 91, 70, 71, 14, 154, 27, 143, 160, 140, 132, 128, 74, 95, 63, 106, 107, 108, 187; S. J. R. 5; S. B. Nos. 152, 153, 176, 175, 131, 145, 141, 146; H. B. Nos. 5, 10, 12, 61, 13; S. B. Nos. 74, 179, 174, 86, 55, 30, 171, 170, 73, 157, 166, 159; H. B. No. 24; S. B. Nos. 185, 182, 180, 150, 17, 164; S. C. R. 2; H. B. Nos. 21, 20; S. B. Nos. 60, 200, 199; H. B. No. 50; S. B. Nos. 192, 137, 195, 196, 198, 162, 191, 190; H. B. No. 92.

On motion of Senator Hammond, the Senate adjourned until Tuesday, February 19, 1957 at 10:00 A.M.

# THIRTY-SEVENTH DAY

February 19, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

February 15, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 45*, entitled, AGRICULTURAL COMMODITIES MARKETING ACT.
This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 19*, REGULATING SALE OF COMMERCIAL FEEDS.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 15, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 9*, entitled, PERMITTING BANKS TO INVEST IN BANKING OFFICE.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 13th day of February, 1957 approve and transmit to the Secretary of

State, *H. B. No. 18*, GOVERNORS MANSION APPROVAL.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 172*, RELEASING CERTAIN INFORMATION ON INCOME TAX RETURNS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 172* was read the first time and referred to the Committee on Revenue and Taxation.

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 40*, RELATING TO DEATH, RESIGNATION OR DISQUALIFICATION OF CANDIDATE NOMINATED FOR AN ELECTIVE OFFICE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 40* was read the first time and referred to the Committee on State and Federal Affairs.

February 18, 1957

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. 104*, ALLOWING DISABLED ELECTORS TO TRANSFER THEIR REGISTRATION BY

MAIL, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 104* was read the first time and referred to the Committee on Political Subdivisions.

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 156*, ALLOWING THE TAX COMMISSION TO DIVULGE TO COUNTY ASSESSORS CERTAIN INFORMATION ON TAX RETURNS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 156* was read the first time and referred to the Committee on Revenue and Taxation.

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. 102*, ALLOWING SCHOOL BOARDS TO EXCUSE ATTENDANCE OF CERTAIN STUDENTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 102* was read the first time and referred to the Committee on Education.

February 15, 1957

Mr. President:

I am directed 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. 3*, EMPOWER CITIES FOR TELEVISION TRANSMISSION,

and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

*S. B. No. 3* was transmitted to the Governor.

February 18, 1957

Mr. President:

I am directed 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*, DEFICIT APPROPRIATION SALT LAKE AREA VOCATIONAL SCHOOL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

*S. B. No. 13* was transmitted to the Governor.

February 18, 1957

Mr. President:

I am directed 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. 5*, CHARGING MORE THAN ONE OFFENSE IN COMPLAINT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

*S. B. No. 5* was transmitted to the Governor.

February 18, 1957

Mr. President:

As per your request, I am directed to return *H. B. No. 1*, as amended by the House and Senate, COUNTY SERVICE AREAS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to re-consider its final action on *H. B. No. 1*.

*H. B. No. 1* was before the Senate for re-consideration.

On motion of Senator Kerr, *H. B. No. 1* was amended as follows:

On Section 9, page 3, delete lines 1, 2, and 3 down to include the word "territory", then insert the following: "If property owners owning property in the proposed area with an assessed value in excess of one-third of the assessed value of all the property proposed to be included within the territory,".

On page 4, line 6, within Section 10, sbustitute the word "shall" for the word "may."

Upon re-consideration, *H. B. No. 1* then passed on final passage on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson (explained vote), Gronning, Hatch (explained vote), Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin and Mr. President.

Voting in the negative was Senator Larson.

Absent and not voting: Senators Adams, Hammond, Harward, Jenkins, Stringham and Thorn.

*H. B. No. 1* was returned to the House.

Senator Gibson served notice that on the next Legislative day he would ask the Senate to re-consider its action on *H. B. No. 1.*

## REPORTS OF STANDING COMMITTEES

February 18, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. C. R. No. 4* (Agriculture and Irrigation)

*S. B. No. 244* (Business and Commerce)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

## REPORTS OF SPECIAL COMMITTEES

February 19, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 132, 90, 62, 38, 93, 41, 42, 53, 31, 18, 67, 77 and 76.

Your Sifting Committee recommends that bills as reported out daily by the Sifting Committee, when not acted upon while on the Second Reading Calendar, be referred to the Sifting Committee at the close of the Senate session of that day.

Respectfully,

MERRILL K. DAVIS,
Acting Chairman

Report adopted and filed.

On motion of Senator Kerr, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 264* was introduced.

## INTRODUCTION OF BILLS

S. B. No. 264 By Messrs. Kerr and Day

AN ACT AUTHORIZING BOARDS OF COUNTY COMMISSIONERS TO CREATE IN THEIR RESPECTIVE COUNTIES IMPROVEMENT DISTRICTS FOR THE MAKING OF LOCAL IMPROVEMENTS AND THE FINANCING THEREOF THROUGH THE LEVYING OF SPECIAL ASSESSMENTS ON BENEFITED PROPERTY, PROVIDING FOR THE COLLECTION AND ENFORCEMENT OF SUCH ASSESSMENTS, AUTHORIZING THE ISSUANCE OF WARRANTS AND NEGOTIABLE BONDS PAYABLE FROM SUCH ASSESSMENTS, PROVIDING FOR THE LEVY OF A TAX ON THE REAL PROPERTY IN SUCH DISTRICTS FOR THE ESTABLISHMENT OF A GUARANTY FUND TO ASSURE THE PAYMENT OF SUCH BONDS, PROVIDING FOR THE MANNER IN WHICH SUCH ASSESSMENTS, TAXES AND BONDS MAY BE CONTESTED, AND MAKING CERTAIN PROVISIONS IN CONNECTION WITH THE FOREGOING; AND REPEALING CHAPTER 7, TITLE 17, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 132* was read the second time.

Committee report read and adopted.

*S. B. No. 132* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hammond, Harward, Hopkin, and Stringham.

*S. B. No. 90* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 90* was amended as follows:

Page 1, in Section 3, line 14, after word "the" add the words, "uncommitted portion of the".

On motion of Senator Gibson, *S. B. No. 90* was amended as follows:

Page 1, lines 12-13, delete the following words "The above money shall become available in such order or priority as may be determined by the board of examiners."

On motion of Senator Clegg, the rules were suspended and *S. B. No. 90* was read the third time and placed on its final passage.

*S. B. No. 90* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Gibson, Gronning, Hatch, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Hammond and Harward.

*S. B. No. 90* was transmitted to the House.

*S. B. No. 62* was read the second time.

Committee report read and adopted.

*S. B. No. 62* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hammond, Harward and Stringham.

On motion of Senator Larson, the Senate recessed.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## REPORTS OF STANDING COMMITTEES

February 18, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 85*, by Messrs. Jenkins and Kerr, entitled, DOMESTIC SLAUGHTER 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,

HAVEN J. BARLOW,
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 19, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 46*, by Mr. Lloyd, entitled, TRADE MARK SERVICE CLASSIFICATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*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.

February 18, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 34*, by Mr. Lloyd, entitled, VOCATIONAL REHABILITATION OF HANDICAPPED INDIVIDUALS, 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,

HAVEN J. BARLOW,
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 19, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 148*, by Mr. Barlow, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 148* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 80*, by Mr. Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 80* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 12*, by Messrs. Clegg, Davis and Jack, has carefully considered said bill and re-

ports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 12* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 218*, by Messrs. Barlow, Hunter and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 218* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 233*, by Messrs. Davis and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 233* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 210*, by Messrs. Lloyd and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 210* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 222*, by Mr. Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 222* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. J. R. No. 7*, by Messrs. Lloyd and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. J. R. No. 7* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 88*, by Messrs. Hatch and Stringham, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 88* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 181*, by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 181* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 151*, by Messrs. Hatch and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 151* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B .No. 177*, by Mr. Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 177* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 147*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 147* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 32*, by Messrs. Day, Anderson and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 32* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 168*, by Messrs. Day and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 168* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 188*, by Messrs. Day and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 188* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 194*, by Messrs. Day and Larson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 194* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 184*, by Messrs. Day and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 184* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 183*, by Messrs. Day and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*S. B. No. 183* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 229*, by Messrs. Day and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 229* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 25*, by Messrs. Gardner, Peterson and Winterton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 25* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 49*, by Messrs. Gunther, Hopkins, Gordon and Hodgson, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 49* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 247*, by Messrs. Day and Bullen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 247* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 10*, by Messrs. Harward and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 10* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 58*, by Messrs. Thorn and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 58* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 33*, by Messrs. Day, Jenkins and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 33* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 127*, by Messrs. Day, Hafen and Hatch, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 127* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 126*, by Messrs. Day, Lloyd and Fowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 126* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 29*, by Messrs. Jenkins, Hopkin and Kerr, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 29* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 149*, by Messrs. Kerr, Hopkin and Dastrup, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 149* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 124*, by Messrs. Day, Lloyd and Fowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*S. B. No. 124* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 125*, by Messrs. Day, Lloyd and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*S. B. No. 125* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 130*, by Messrs. Day, Lloyd and Fowles, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*S. B. No. 130* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 66*, by Messrs. Kerr, Dastrup and Mrs. Jack, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*S. B. No. 66* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 2*, by Messrs. Kerr, Clegg and Dastrup, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 2* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 133*, by Messrs. Day and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 133* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 134*, by Messrs. Day and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 134* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 135*, by Messrs. Day, Thorn and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 135* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 197*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 197* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 208*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 208* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 213*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 213* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 186*, by Messrs. Clegg and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 186* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 173*, by Messrs. Stringham and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 173* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 189*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 189* was referred to the Sifting Committee.

February 19, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 6*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. J. R. No. 6* was referred to the Sifting Committee.

On motion of Senator Hopkin, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 9* was introduced.

## PRESENTATION OF RESOLUTION

S. J. R. No. 9 By Messrs. Hopkin, Day and Selvin

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH EXPRESSING GRATITUDE TO MR. CECIL B. DE MILLE AND TO THE FOX AND UPTOWN THEATRES OF SALT LAKE CITY FOR THE PRODUCTION AND PRESENTATION OF "THE TEN COMMANDMENTS," was read the first time.

On motion of Senator Hopkin, the rules were suspended and *S. J. R. No. 9* was read the second and third times and placed on its final passage.

*S. J. R. No. 9* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hatch, Hammond, Harward and Stringham.

*S. J. R. No. 9* was transmitted to the House.

## SPECIAL ORDER

*H. J. R. No. 2*, being a Special Order of Business, was before the Senate.

*H. J. R. No. 2*, having been previously read, was before the Senate.

*H. J. R. No. 2* then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Hatch, Hopkin, Hunter, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Gronning and Jack.

Absent and not voting: Senators Fowles, Hammond, Harward and Stringham.

*H. J. R. No. 2* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 38* was read the second time.

Committee report read and adopted.

On motion of Senator Jack, *S. B. No. 38* was tabled.

*S. B. No. 93* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *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, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Gibson, Gronning, Hatch, Hopkin, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Hammond, Harward and Stringham.

*S. B. No. 93* was transmitted to the House.

On motion of Senator Gibson, *S. B. No. 41* retained its position on the Second Reading Calendar.

*S. B. No. 42* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *S. B. No. 42* was amended as follows:

Page 1, line 16, following the word "finance" insert the following: "no juvenile judge's salary may be reduced during the term of office for which he has been appointed."

On motion of Senator Davis, *S. B. No. 42* was amended as follows:

Page 2, line 2, delete "eligible candidates", insert in lieu thereof "recommended qualifications."

Page 2, line 6, after the word "made" delete "from such eligible list", insert in lieu thereof "considering such recommended qualifications."

On motion of Senator Day, *S. B. No. 42* was amended as follows:

Page 1, line 11, delete the following words "from an eligible list."

On motion of Senator Davis, *S. B. No. 42* was amended as follows:

Page 2, line 3, after the word "judge" delete the remainder of the line and all of line 4.

On motion of Senator Davis, the title of *S. B. No. 42* was amended as follows:

Line 4, after the word "YEARS" insert a period, then delete remainder of line 4 and all of line 5.

On motion of Senator Day, 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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hammond, Harward, Hopkin and Stringham.

*S. B. No. 42* was transmitted to the House.

On motion of Senator Barlow, *S. B. No. 53* was amended as follows:

Delete all the body and the title of the original *S. B. No. 53* and substitute in lieu thereof the following:

S. B. No. 53 By Messrs. Barlow and Kerr

AN ACT AMENDING SECTION 41-6-114, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 71, LAWS OF UTAH 1955, RELATING TO THE THROWING OF DESTRUCTIVE, LIGHTED, INJURIOUS AND UNSIGHTLY MATERIALS ON THE HIGHWAY AND PROVIDING THAT PARKS, PUBLIC ROADS AND HIGHWAYS BE INCLUDED IN THE AFFECTED AREAS; ENACTING TWO NEW SECTIONS MAKING THE VIOLATION OF THE ACT A MISDEMEANOR AND DIRECTING THE STATE ROAD COMMISSION TO PLACE WARNING SIGNS.

Be it enacted by the Legislature of the State of Utah:

Section 1. Section 41-6-114, Utah Code Annotated 1953, as amended by Chapter 71, laws of Utah, 1955, is amended to read:

41-6-114. (a) It shall be unlawful for any [no] person to throw, deposit, or discard, or to permit to be dropped, thrown, [or] deposited, or discarded upon any public road, highway, park or recreation area, any glass bottle, glass, nails, tacks, wire, cans, barbed wire, boards, trash or garbage, or any other substance which would or could injure any person, animal, or vehicle upon such public road, highway, park or recreation area or which would or could mar or impair the scenic aspect or beauty of such public road, highway [.] , park or recreation area.

(b) Any person who drops, throws, deposits, or discards, or permits to be dropped, [or] thrown, deposited or discarded, upon any public road, highway, park or recreation area any destructive, injurious or unsightly material shall immediately remove the same or cause it to be removed.

(c) Any person removing a wrecked or damaged vehicle from a public road, highway, park or receation area shall remove any glass or other injurious substance dropped upon the road or highway or in the park or recreation area from such vehicle.

(d) It shall be unlawful to throw any lighted material from a moving veshicle.

Section 2. Any person violating any of the provisions of this section is guilty of a misdemeanor.

Section 3. The state road commission shall place adequate warning signs notifying all persons using the public roads, highways, parks or recreation areas, of the provisions of this act, wherever they deem it proper within the state.

*S. B. No. 53* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 53* was read the third time and placed on its final passage.

*S. B. No. 53* then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Sentors Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senator Hopkin.

*S. B. No. 53* was transmitted to the House.

On motion of Senator Day, the Senate recessed.

The Senate re-assembled.

*S. B. No. 31* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 31* was read the third time and placed on its final passage.

*S. B. No. 31* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Anderson, Harward, Hopkin, Jenkins, and Kerr.

*S. B. No. 31* was transmitted to the House.

*S. B. Nos. 41, 18, 67, 77* and *76* 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 Gibson, the Senate adjourned until Wednesday, February 20, 1957 at 2:00 P.M.

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## THIRTY-EIGHTH DAY

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February 20, 1957

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

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

Prayer by the Chaplain.

February 20, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

### COMMUNICATIONS FROM THE HOUSE

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 15th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No.* 23, RED CLOTHING LAW.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 18, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day, upon reconsideration, passed as amended by the House, under suspension of the rules, *H. B. No. 78*, AN ACT REFUSING QUALIFICATION OF FOREIGN CORPORATIONS WHOSE NAME IS SAME OR THAT OF ANY DOMESTIC OR QUALIFIED FOREIGN CORPORATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 78* was read the first time and referred to the Committee on Business and Commerce.

February 18, 1957

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. 103*, CLARIFYING STATUS OF JUDGES OF ELECTION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 103* was read the first time and referred to the Committee on Political Subdivisions.

February 18, 1957

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*, AN ACT AUTHORIZING THE DISPOSAL OF LAND SURROUNDING THE "THIS IS THE PLACE MONUMENT," and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 145* was read the first time and referred to the Committee on State and Federal Affairs.

February 19, 1957

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. 15*, TO PERMIT COUNTIES OR INCORPORATED AREAS TO CONTRACT FOR FIRE PROTECTION SERVICE.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 19, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the sixteenth day of February, 1957, approve and transmit to the Secretary of State *H. B. No. 48*, entitled, AMENDING GRANDADDY DRIVER LICENSES.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 19, 1957

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. 9*, entitled, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH EXPRESSING GRATITUDE TO MR. CECIL B. DE MILLE AND TO THE FOX AND UPTOWN THEATRE OF SALT LAKE CITY FOR THE PRODUCTION AND PRESENTATION OF "THE TEN COMMANDMENTS.", and the same is returned herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 9* was referred to the Committee on Rules to be enrolled and engrossed.

February 19, 1957

Mr. President:

I am directed to inform your 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,* PROVIDING IDLE STATE FUNDS MAY BE USED TO PURCHASE UTAH MUNICIPAL TAX ANTICIPATION NOTES, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 17, 1957

Mr. President:

I am directed to inform your 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,* TO PERMIT INCREASING CAPITAL STOCK OF BANKS BY TRANSFERRING FROM SURPLUS TO CAPITAL ACCOUNT, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 19, 1957

Mr. President:

I am directed to inform your 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,* AN ACT PROVIDING A NEW STANDARD OF CLASSIFICATION FOR CITIES OF THE THIRD CLASS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 19, 1957

Mr. President:

I am directed to inform your 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*, TO PERMIT ARTICLES OF CORPORATION, NOW LIMITED TO 100 YEARS' DURATION, TO BE ISSUED IN PERPETUITY, and the same is transmitted herewith for the signature of the President.

Respectfully submitted,

HENRY S. NYGAARD,
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 19, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 31*, TO AMEND A STATUTE WHICH PROHIBITS PERSONS LIVING ON INDIAN OR MILITARY RESERVATIONS FROM VOTING, and the same is transmitted herewith for the signature of the President.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 31* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 19, 1957

Mr. President:

I am directed to inform your 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*, AN ACT DEFINING "ELECTORS IN MILITARY SERVICE.", and the same is transmitted herewith for the signature of the President.

Respectfully submitted,

HENRY S. NYGAARD,
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.

February 20, 1957

Mr. President:

I am directed 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*, VOCATIONAL REHABILITATION OF HANDICAPPED INDIVIDUALS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 34* was transmitted to the Governor.

February 20, 1957

Mr. President:

I am directed 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*, TRADE MARK SERVICE CLASSIFICATION, and the same is forwarded herewith for transmission to the Govenor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 46* was transmitted to the Governor.

February 20, 1957

Mr. President:

I am directed 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*, DOMESTIC SLAUGHTER ACT, and the same is forwarded herewtih for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 85* was transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

February 19, 1957

Mr. President:

Your Rules Committee, to which were referred

*S. B. No. 262* (Revenue and Taxation)

*S. B. No. 263* (Revenue and Taxation)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 20, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 9*, by Messrs. Hopkin, Day and Selvin, entitled, RESOLUTION OF GRATITUDE TO CECIL B. DE MILLE AND TO THE FOX AND UPTOWN THEATRES, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. J. 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 20, 1957

Mr. President:

Your Committee on Appropriations to which was referred *S. B. No. 155*, by Mr. Gibson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 155* was referred to the Sifting Committee.

February 20, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 245*, by Mr. Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 245* was referred to the Sifting Committee.

February 20, 1957

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 165*, by Messrs. Davis, Harward and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 165* was referred to the Sifting Committee.

February 20, 1957

Mr. President:

Your Committee on Education, to which was referred *S. C. R. No. 3*, by Messrs. Clegg, Harward and Gronning, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. C. R. No. 3* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 20, 1957

Mr. President:

Your Sifting Committee reports out the following bills:
H. B. Nos. 5, 10, 12, 13, 24, 25, 61, 21, 20, 49 and 50.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Lloyd, the President was authorized to appoint a Special committee, consisting of two members from this body to meet with a like committee from the House to contact and confer with the Municipal League with reference to the special problems of revenue of cities and towns and report back their findings to the Senate no later than February 28, 1957.

President Hafen appointed Senators Day and Gronning as the special senate committee on revenue of cities and towns.

On motion of Senator Gibson, the Senate voted to recall *H. B. No. 1* for reconsideration and further that it be made a Special Order of Business for Wednesday, February 27, 1957 at 2:30 P.M.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Fowles, *S. B. No. 132* was made a Special Order of Business for 3:30 P.M. today.

*S. B. No. 62* was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 62* was amended as follows:

Page 1, line 1, body of bill: after the word "park" insert the words "and recreation".

Page 1, line 2, after the word "park" insert the words "and recreation".

Page 1, line 9, after the word "park" insert the words "and recreation".

Page 3, line 3, after the word 'acquire," insert the word "designate."

Page 3, line 20, after the word "property", insert the following:

"In acquiring any real or personal property, or in establishing or designating any area as herein authorized, the credit of the state shall not be pledged without the consent of the legislature."

"The commission shall have power to protect state parks and property controlled or administered by it from misuse or damage and to preserve the peace within state parks and on property controlled or administered by it. The officers and administrators of the commission and such other persons as the commission may designate shall have the same power and shall follow the same procedure in making arrests and the handling of prisoners and in the general enforcement of this act as other peace officers."

"The state department of fish and game shall retain the power and jurisdiction conferred upon it by law within state parks and on property controlled by the state park and recreation commission with reference to fish and game, subject to such reasonable rules and regulations as the state park and recreation commission may make to insure the accomplishment of the objectives and purposes of this Act."

"The commission shall permit multiple use of state parks and property controlled by it for such purposes as grazing, fish and game, mining, development and utilization of water and other natural resources, and other uses, subject to such reasonable rules and regulations as the commission may make to insure the accomplishment of the objectives and purposes of this act."

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

Mrs. Roger Bailey appeared before the Committee of the Whole.

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

On motion of Senator Hafen, the Senate recessed.

The Senate re-assembled.

On motion of Senator Hafen, *S. B. No. 62* was amended as follows:

Page 3, line 21, correct the spelling of devines to "devises".

Page 3, line 27, after the word "park" insert the words "and recreation".

Page 4, eliminate lines 2 to 8, inclusive, and insert the following in place thereof:

"The commission is authorized and instructed to proceed without delay to negotiate with the Federal Government concerning the Weber Basin and other recreation projects. The commission, in connection with the State Land Board, is encouraged to make exchanges of state lands wherever the same can be done to advantage and will help accomplish the objectives and purposes of this act."

Page 4, line 9, eliminate the word "park".

Page 4, line 19, delete the word "supervisions" and insert in place thereof the words "supervisors, administrators,".

Page 4, line 20, after the word "needed, insert comma.

Page 5, line 2, after the words "approve", add the following:

"All departments, agencies, officers and employees of the state of Utah are authorized and directed to give to the commission such consultation and assistance as the commission may reasonably request."

Page 5, lines 16, 18, 24 and 30, after the word "park" insert "and recreation".

Page 6, lines 1, 16, 19, 25 and 29, after the word "park" insert "and recreation".

Page 7, line 4, after the word "park" insert "and recreation".

Page 7, lines 2 and 3, delete the words "or so much thereof as may be necessary in the biennium beginning July 1, 1957".

Page 7, line 11, delete the entire line.

On motion of Senator Gronning, the title of S. *B. No. 62* was amended as follows:

Delete the last four words on lines 9-10.

On motion of Senator Hafen, the title of S. *B. No. 62* was amended as follows:

Line 5 of title, after the word "PARK" insert the words "AND RECREATION".

S. *B. No. 62* then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Mr. President.

Voting in the negative was Senator Stringham (explained vote).

Absent and not voting: Senators Adams, Anderson, Harward, Jenkins, Lloyd and Thorn.

S. *B. No. 62* was transmitted to the House.

## SPECIAL ORDER

S. *B. No. 132,* being a Special Order of Business, was before the Senate.

S. *B. No. 132* was read the third time.

On motion of Senator Davis, S. *B. No. 132* was amended as follows:

On lines 4 and 5, body of the bill, delete the following: "[the fire portion of the direct] insurance premiums collected by fire" and insert in lieu thereof the following: "the premiums from property insurance, as this type of insurance is defined by 31-11-4, Utah Code Annotated 1953, collected by".

S. *B. No. 132* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson (explained vote), Gronning, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senators Adams, Anderson, Harward, Jenkins, Lloyd, Thorn and Mr. President.

*S. B. No. 132* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 5* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *H. B. No. 5* was amended as follows:

Page 1, lines 1 to 13, delete entire lines.

Page 2, delete all of lines 1 down to include line 33.

Page 3, delete all of lines 1 down to include line 33.

Page 4, delete all of lines 1 down to include line 24.

and insert in lieu thereof the following:

"17-22-8. The sheriff must receive all persons committed to the jail by competent authority. The sheriff shall provide them with necessary food, clothing and bedding at actual cost to the county. In those counties in which the board of county commissioners have designated a county purchasing agent, the sheriff shall obtain the necessities for the prisoners through the county purchasing agent."

On motion of Senator Kerr, the title of *H. B. No. 5* was amended as follows:

Beginning with line 1 of the title delete down to and including line 9 and insert in lieu thereof the following: "AN ACT AMENDING SECTION 17-22-8, UTAH CODE ANNOTATED 1953, RELATING TO COUNTY JAILS AND PROVIDING THAT THE SHERIFF SHALL PROVIDE THE PRISONERS WITH NECESSITIES."

*H. B. No. 5* failed to pass on Second Reading on the following roll call:

Yeas, 1; Nays, 20; Absent, 4.

Voting in the affirmative was Senator Adams.

Those voting in the negative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Hunter, Jack, Kerr (explained vote), Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Harward, Hopkin, Jenkins and Thorn.

## COMMUNICATIONS FROM THE HOUSE

Mr. President:

I am directed 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. 9*, "RESOLUTION OF GRATITUDE TO CECIL B. DE MILLE AND UPTOWN AND FOX THEATRES," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 9* was transmitted to the Secretary of State.

*H. B. Nos. 10, 12, 13, 24, 25, 61, 21, 20, 49* and *50* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Gronning, the Senate adjourned until Thursday, February 21, 1957 at 10:00 A.M.

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# THIRTY-NINTH DAY

February 21, 1957

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

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

Prayer by the Chaplain.

February 21, 1957

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,
CHARLES R. HUNTER,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 20, 1957

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. 24*, CREATING OFFICE OF LEGISLATIVE AUDITOR, and the same is returned herewith for your further action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 24* was referred to the Committee on Rules to be enrolled and engrossed.

February 20, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 18th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 73*, INCREASING PENALTY FOR NON-SUPPORT.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 20, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 18th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 28*, DESTRUCTION OF BEAVER.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 20, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 19th day of February, 1957, approve and transmit to the Secretary of

State, *H. B. No. 47*, SIGHT CONSULTANT FOR COMMISSION OF BLIND.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 20, 1957

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. 65*, RAISING THE BASIC GUARANTEE TO THE STATE SCHOOL DISTRICTS AND INCREASING THE SUPPLEMENTAL LOCAL LEEWAY, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 65* was read the first time.

February 20, 1957

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. 66*, RAISING THE LOCAL MILL LEVY IN SCHOOL DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 66* was read the first time.

On motion of Senator Clegg, the rules were suspended and the Senate voted to place *H. B. Nos. 65* and *66* at the head of the Second Reading Calendar for consideration prior to other House Bills on Second Reading this day.

February 20, 1957

Mr. President:

I am directed to inform your 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 SIMPLIFY THE CONSOLIDATION OF CONTIGUOUS CITIES OR TOWNS INTO A SINGLE MUNICIPAL GOVERNMENT, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 4* was signed by the Persident in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 20, 1957

Mr. President:

I am directed to inform your 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,* RELATING TO ACQUISITION AND USE OF UNITED STATES SURPLUS PROPERTY BY THE UTAH STATE AGENCY FOR SURPLUS PROPERTY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

February 20, 1957

Mr. President:

I am directed to inform your 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 PROVIDE FOR TRAINING OF COUNTY ASSESSORS BY THE STATE TAX COMMISSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

## REPORTS OF STANDING COMMITTEES

February 21, 1957

Mr. President:

Your Rules Committee, to which was referred

*S. B. No. 217* (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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

The above bill was ordered printed and referred to the committee indicated.

February 21, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 24*, by Messrs. Day, Hafen and Hopkin, entitled, CREATING OFFICE OF LEGISLATIVE 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 24* 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, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 169*, by Messrs. Day, Thorn and Hopkin, 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 21, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 178*, by Messrs. Jenkins and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 178* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 243*, by Mr. Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 243* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 203*, by Mr. Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 203* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 209*, by Messrs. Day, Gronning and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 209* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 214*, by Messrs. Bullen and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 214* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 202*, by Messrs. Bullen and Harward, has carefully considered said bill and reports the same out favorably.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*S. B. No. 202* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 211*, by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LAMAR A. DASTRUP,
Chairman

Report filed.

*S. B. No. 211* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 216*, by Messrs. Gronning, Hopkin and Thorn, has carefully considered said bill and reports the same out favorably.

Respectfully,

LAMAR A. DASTRUP,
Chairman

Report filed.

*S. B. No. 216* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Military Affairs, to which was referred *S. B. No. 228*, by Messrs. Day, Hammond and Gronning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

D. E. HAMMOND,
Chairman

Report filed.

*S. B. No. 228* was referred to the Sifting Committee.

February 21, 1957

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 29*, by Messrs. Albrecht, Smith and Stuart, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

REED BULLEN,
Chairman

Report filed.

*H. B. No. 29* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 21, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 10, 12, 13, 24, 25, 61, 21, 20, 49 and 50.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

In compliance with the Clegg motion proposed earlier and voted on, *H. B. No. 65* was read the second time under suspension of the rules.

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

Representative Gunther and Mr. Lewis H. Lloyd appeared before the Committee of the Whole.

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

On motion of Senator Day, the rules were suspended and *H. B. No. 65* was read the third time and placed on its final passage.

*H. B. No. 65* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis (explained vote), Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin (explained vote), Hunter, Jack (explained vote), Jenkins, Larson, Lloyd, Selvin (explainted vote), and Thorn (explained vote).

Absent and not voting: Senators Kerr, Stringham and Mr. President.

*H. B. No. 65* was returned to the House.

In compliance with the Clegg motion proposed earlier and voted on, *H. B. No. 66* was read the second time under suspension of the rules.

On motion of Senator Gronning, 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, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day (explained vote), Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin and Thorn.

Absent and not voting: Senators Kerr, Stringham and Mr. President.

*H. B. No. 66* was returned to the House.

On motion of Senator Gronning, the Senate recessed.

The Senate re-assembled.

*H. B. No. 10* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *H. B. No. 10* was amended as follows:

Page 1, lines 5 and 6, delete the following material "and of the board of trustees of towns,".

Page 1, line 7 after the word "annually," insert "and of the boards of trustees of towns." On the same line delete the brackets.

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

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hatch, Hammond, Harward, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Gronning, Hopkin, Hunter, Jenkins and Kerr.

*H. B. No. 12* was read the second time.

Committee report read and adopted.

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

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Jenkins, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Kerr.

On motion of Senator Hatch, *H. B. No. 13* was made a Special Order of Business for Monday, February 25, 1957 at 10:30 A.M.

On motion of Senator Davis, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 265* was introduced.

S. B. No. 265 By Mr. Davis

AN ACT PROHIBITING DEBT ADJUSTMENT BUSINESS, AND PROVIDING FOR PENALTY FOR VIOLATION THEREOF, was read the first time and referred to the Committee on Rules.

*H. B. Nos. 24, 25, 61, 21, 20, 49* and *50* 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 adjourned until Monday, February 25, 1957 at 10:00 A.M.

# FORTY-THIRD DAY

## MORNING SESSION

February 25, 1957

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

Roll Call – All Senators present except Senator Gibson, absent, Senators Gronning, Harward and Jenkins, excused.

Prayer by the Chaplain.

February 25, 1957

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,

CHARLES R. HUNTER,
Chairman

Report adopted and filed.

The President appointed Senators Anderson, Bullen and Jack to read and revise the Journal for two weeks commencing Tuesday, February 26, 1957.

## COMMUNICATIONS FROM THE GOVERNOR

February 20, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. 13*, entitled, DEFICIT APPROPRIATION SALT LAKE AREA VOCATIONAL SCHOOL.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 21, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 3*, "EMPOWER CITIES FOR TELEVISION TRANSMISSION."

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

February 21, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 21*, EXEMPTING TANGIBLE PROPERTY IN INTERSTATE COMMERCE TAXATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 21* was referred to the Committee on Rules to be enrolled and engrossed.

February 21, 1957

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. 90*, UNIVERSITY OF UTAH —APPROPRIATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 90* was referred to the Committee on Rules to be enrolled and engrossed.

February 21, 1957

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.* 23, UNLAWFUL ENTRY A MISDEMEANOR, and the same is returned herewith for your further atcion.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 23* was referred to the Committee on Rules to be enrolled and engrossed.

February 21, 1957

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. 7*, RELOCATION OF UTILITIES BY ROAD COMMISSION, and the same is returned herewith for your further action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 7* was referred to the Committee on Rules to be enrolled and engrossed.

February 20, 1957

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. 22*, RELIEVING MERCHANTS FROM CIVIL OR CRIMINAL LIABILITY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate voted to concur with the House amendments of *S. B. No. 22* on the following roll call:

Yeas, 16; Nays, 2; Absent, 7.

Those voting in the affirmative were: Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Hatch, Hammond, Hunter, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Davis and Jack.

Absent and not voting: Senators Adams, Gibson, Gronning, Harward, Hopkin, Jenkins and Thorn.

*S. B. No. 22* was referred to the Committee on Rules to be enrolled and engrossed.

February 21, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 15*, TO PERMIT COUNTIES OR INCORPORATED AREAS TO CONTRACT FOR FIRE PROTECTION SERVICE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 15* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

## REPORTS OF STANDING COMMITTEES

February 25, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 235*, by Messrs. Davis and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 235* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 237*, by Messrs. Davis and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 237* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 252*, by Messrs. Davis and Fowles ,has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 252* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 253*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 253* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 239*, by Mr. Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 239* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 238*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 238* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 103*, by Mrs. Abbott and Mr. Esplin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 103* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 104*, by Mrs. Abbott, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*H. B. No. 104* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 207*, by Messrs. Larson and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 207* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 246*, by Messrs. Jenkins and Hatch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 246* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 256*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 256* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 212*, by Mr. Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 212* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 227*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 227* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 242*, by Mr. Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 242* was referred to the Sifting Committee.

February 25, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 219*, by Mr. Bullen, has carefully considered said bill and reports the same without recommendation.

Respectfully,

CARLYLE F. GRONNING,
Acting Chairman

Report filed.

*S. B. No. 219* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 25, 1957

Mr. President:

Your Sifting Committee reports out the following bills:
S. B. Nos. 77, 159, 189, 133, 134, 135, 218, 147, 65, 18, 58 and 149.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

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

Former Senator H. Roland Tietjen appeared before the Committee of the Whole.

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

## SPECIAL ORDER

*H. B. No. 13*, being a Special Order of Business, was before the Senate.

*H. B. No. 13* was read the second time.

Committee report read and adopted.

*H. B. No. 13* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Stringham.

Voting in the affirmative was Senator Bullen.

Absent and not voting: Senators Adams, Gibson, Gronning, Harward, Jenkins, Thorn and Mr. President.

## CONSIDERATION OF BILLS ON THIRD READING

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

On motion of Senator Hatch, *H. B. No. 10* was amended as follows:

Page 2, line 20, delete the word "all", then after the word "withhold" insert the following words "to pay for such audit from."

On motion of Senator Hunter, *H. B. Nos. 10-12* and *13* retained their position on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 77* was read the second time

Committee report read and adopted.

On motion of Senator Hafen, S. *B. No. 77* was amended as follows:

Line 3, page 1, of the bill after the words "Land bank" insert the words "or a" and starting on line 3 and ending 4 delete the words "or a private banker".

Page 2, line 28, substitute the word "twelve" for the word "seven".

Page 3, line 17 and 19, substitute the word "five" for the word "seven".

Page 7, line 33, delete the period after the word owner, insert a comma, then add the following words, 'which may be accomplished by writing a letter of inquiry to the owner at his last known address."

Page 9, delete all of lines 28-33 inclusive.

Page 10, delete lines 1-5 inclusive and insert in lieu thereof the following amended section 14.

Section 14, "Upon the payment or delivery of property to the state treasurer, the state shall assume custody and shall be responsible for the safe keeping thereof: The payment of money or the delivery of property to the state treasurer by any holder shall terminate any legal relationship between the holder and the owner and shall release and discharge such holder from any and all liability to the owner, his heirs or assigns by reason of such delivery or payment, and such delivery and payment may be pleaded as a bar to recovery and be a conclusive defense in any suit or action brought by such owner, his heirs or assigns or any claimant against the holder by reason of such delivery. The state shall reimburse any holder who cannot be relieved of such liability by this section for all liability to the owner, his heirs and assigns incurred by reason of compliance with the act, but nothing contained in this section shall be deemed or construed as an assumption by the state or the state treasurer of any liability of the holder to the owner upon a cause of action arising prior to said delivery, nor as depriving such owner, his heirs or assigns of the right of redemption provided for in this act."

Page 10, delete section 16 and re-number all subsequent sections accordingly.

Page 11, line 8 and 19, substitue the words "uniform school" for the word "general".

Page 11, line 9, substitute the word "maintain" for the word "retain".

Page 13, line 21, after the word "sections" insert the following, "7-2-17, 7-2-18, 7-2-19, 7-2-20, 7-2-21, 7-2-22".

On motion of Senator Hafen, the title of *S. B. No. 77* was amended as follows:

Line 11 of the title delete the word "GENERAL" and insert in place thereof "UNIFORM SCHOOL" and after the word SECTIONS of line 11 of the title add the following: "7-2-17, 7-2-18, 7-2-19, 7-2-20, 7-2-21, 7-2-22".

On motion of Senator Clegg, 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, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Gibson, Gronning, Harward, Hopkin, Jenkins and Thorn.

S. *B. No. 77* was transmitted to the House.

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

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## REPORTS OF STANDING COMMITTEES

February 21, 1957

Mr. President:

Your Rules Committee, to which were referred

S. *B. No. 264* (Political Subdivisions)

S. *B. No. 265* (Business and Commerce)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 25, 1957

Mr. President:

Your Committee on Rules, to which was referred S. *B. No. 23*, by Messrs. Fowles and Day, entitled, UNLAWFUL ENTRY A MISDEMEANOR, 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,

HAVEN J. BARLOW,
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.

February 25, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 90*, by Messrs. Day and Davis, entitled, U. OF U. APPROPRIATIONS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 90* 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, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 21*, by Mr. Fowles, entitled, EXEMPTING TANGIBLE PROPERTY IN INTERSTATE COMMERCE 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 21* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 25, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 7*, by Messrs. Clegg, Davis and Fowles, entitled, RELOCATION OF UTILITIES BY ROAD COMMISSION, to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and en-

grossed copy and find it correct and return the same for the signature of the President.

Respectfully submitted,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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

February 25, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 22*, by Mr. Lloyd, entitled, RELIEVING MERCHANTS FROM CIVIL OR CRIMINAL LIABILITY, 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,

HAVEN J. BARLOW,
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.

On motion of Senator Thorn, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 266* was introduced.

## INTRODUCTION OF BILLS

S. B. No. 266 By Messrs. Thorn and Hopkin

AN ACT MAKING APPROPRIATIONS TO THE STATE BUILDING BOARD FOR BUILDING CONSTRUCTION PROJECTS AND FOR OTHER PROJECTS; PROVIDING FOR ALLOCATIONS AND SCHEDULES; AND SPECIFYING THE AUTHORIZATION FOR CONTRACTING FOR CONSTRUCTION, was read the first time.

On motion of Senator Day, the Senate voted to extend a vote of appreciation to Senator Hopkin, chairman of the State Building Board, Senator Thorn, chairman of the Appropriation Committee, and all other members therein constituted.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 266* was read the second and third times and placed on its final passage.

*S. B. No. 266* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Barlow, Gibson, Gronning, Harward, Jenkins and Kerr.

*S. B. No. 266* was transmitted to the House.

On motion of Senator Stringham, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 267* was introduced.

S. B. No. 267 By Mr. Stringham

AN ACT DIRECTING THE STATE LAND BOARD TO SELL LANDS OF THE STATE OF UTAH WITHIN THE UINTAH AND OURAY RESERVATION, UTAH, was read the first time and referred to the Committee on Rules.

On motion of Senator Clegg, the President of the Senate was authorized to send a letter of appreciation to Provo City and Mr. Clayton Jenkins, manager of the Provo Chamber of Commerce for his outstanding achievements during the past 25 years.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 159* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 159* was amended as follows:

Page 1, line 9, after the word "Utah" add the following line: "no more than three of whom shall be members of any political party."

Page 2, line 1, delete the word "non-partisan."

Page 2, line 18, delete "$25 per diem", then after the word "paid" on same line insert "a sum to be determined by the board of examiners."

Page 4, line 4, delete the words "the sum of $25 per diem" and insert in lieu thereof: "a sum to be determined by the board of examiners."

S. *B. No. 159* was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 5; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hunter, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Hopkin, Jack, Kerr, Larson and Thorn.

Absent and not voting: Senators Bullen, Gibson, Gronning, Harward and Jenkins.

S. *B. No. 189* was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, S. *B. No. 189* was amended as follows:

Page 3, line 25, after the word "contracts" insert "except those for professional services."

Page 4, line 28, after the word "plans," insert "engineering,".

Page 4, line 31, after the word "planning" insert a comma, then add "engineering".

Page 4, line 33, after the word "plans" insert a comma, then add the word "engineering".

Page 5, line 4, after the word "planning" insert a comma, then add "engineering".

Page 5, line 8, after the word "the" insert "engineer." Also on same line delete the words "or both."

Page 7, line 33, after the word "for" insert "engineering,".

Page 8, line 10, after the word "architectural" insert "and engineering".

Page 8, line 14, after the word "architectural" insert "and engineering".

On motion of Senator Hafen, the rules were suspended and S. *B. No. 189* was read the third time and placed on its final passage.

S. *B. No. 189* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Gronning, Harward, and Jenkins.

*S. B. No. 189* was transmitted to the House.

*S. B. No. 133* was read the second time.

Committee report read and adopted.

*S. B. No. 133* was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hatch (explained vote), Hopkin, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Gronning, Hammond, Harward, Hunter, Jenkins, Larson and Stringham.

*S. B. No. 134* was read the second time.

Committee report read and adopted.

*S. B. No. 134* was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 1; Absent, 10.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hatch, Hopkin, Jack, Kerr, Lloyd, Thorn and Mr. President.

Voting in the negative was Senator Selvin (explained vote).

Absent and not voting: Senators Davis, Fowles, Gibson, Gronning, Hammond, Harward, Hunter, Jenkins, Larson and Stringham.

*S. B. No. 135* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *S. B. No. 135* was amended as follows:

Page 1, line 3, after the word "who" insert the word "knowingly".

On motion of Senator Hafen, *S. B. No. 135* was amended as follows:

Page 1, line 13, after the word "who" insert the word "knowingly."

*S. B. No. 135* was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hatch, Hopkin, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Gronning, Hammond, Harward, Hunter, Jenkins, Larson and Stringham.

*S. B. Nos. 218, 147, 65, 18, 58* and *149* 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 adjourned until Tuesday, February 26, 1957 at 10:00 A.M.

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# FORTY-FOURTH DAY

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## MORNING SESSION

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February 26, 1957

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

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

Prayer by the Chaplain.

February 26, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

February 23, 1957

Honorable Orval Hafen, President

Utah State Senate

Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 85,* DOMESTIC SLAUGHTER ACT.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

February 25, 1957

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. 45,* TO ESTABLISH A $12,000 REVOLVING FUND FOR THE OGDEN WORKSHOP FOR THE BLIND, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
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 25, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. No. 59,* PROVIDING FEE FOR SEARCHING

DRIVER LICENSE FILES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 59* was read the first time and referred to the Committee on Revenue and Taxation.

February 21, 1957

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. 35*, LEGISLATIVE POLICY FOR OCCUPATION REGULATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendments of *S. B. No. 35* on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Gronning, Harward, Jenkins Larson and Stringham.

*S. B. No. 35* was referred to the Committee on Rules to be enrolled and engrossed.

February 25, 1957

Mr. President:

I am directed 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. 24*, CREATING OFFICE OF LEGISLATIVE AUDITOR, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 24* was transmitted to the Governor.

February 25, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 2*, A JOINT RESOLUTION AMENDING THE CONSTITUTION OF UTAH RELATING TO PUBLIC ACCOUNTING SYSTEMS AND BUDGETS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 2* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 25, 1957

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. 242*, APPROPRIATIONS BILL, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *H. B. No. 242*.

*H. B. No. 242* was read the first time.

On motion of Senator Thorn, the rules were suspended and *H. B. No. 242* was read the second and third times and placed on its final passage.

*H. B. No. 242* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day (explained vote), Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Jenkins and Stringham.

*H. B. No. 242* was returned to the House.

## REPORTS OF STANDING COMMITTEES

February 26, 1957

Mr. President:

Your Rules Committe, to which was referred

*S. B. No. 267* (State and Federal Affairs)

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

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

The above bill was ordered printed and referred to the committee indicated.

February 26, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 244*, by Messrs. Davis and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 244* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 78*, by Messrs. Welch, Sheffield and Gunther, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 78* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 226*, by Messrs. Lloyd and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

ROYAL T. HARWARD,
Chairman

Report filed.

*S. B. No. 226* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 83*, by Mesrs. Stringham and Hopkin, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ROYAL T. HARWARD,
Chairman

Report filed.

*S. B. No. 83* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 110*, by Messrs. Sheffield, Welch, D. J. Cannon, Hodgson and Howe, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 110* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 98*, by Messrs. Hodgson and Welch, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 98* was referred to the Sifting Committee.

February 26, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 261*, by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 261* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 26, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 218, 147, 58, 149, 18, 156, 261 and 48.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 10* having been previously read was before the Senate.

On motion of Senator Hatch, *H. B. No. 10* was amended as follows:

Page 1, delete all of lines 3-12 inclusive.

Page 2, delete all of lines 1-4 inclusive, then insert the following:

"51-2-1. It shall be the duty of the boards of commissioners or city councils of cities of the first and second class and of cities of the third class having a population of over 2500, of counties of the first, second and third classes, and of all boards of education of school districts within these counties, respectively, annually, and of the remaining counties, boards of education of districts within such remaining counties, towns and third class cities under 2500 population at least biennially to have made by or under the immediate direction and supervision of a competent accountant not in the hire of the local governmental unit concerned a complete audit of the accounts of all officers of their respective cities, towns, counties or school districts having the care, management, collection or disbursement of monies belonging to

these respective political subdivisions or appropriated by law or otherwise acquired for their use and benefit. Such audits shall be made in accordance with the uniform classification of accounts as provided by law."

Page 2, delete all of section "51-2-5", insert in lieu thereof the following:

"51-2-5. The State Auditor shall withhold state funds sufficient to pay the cost of such audit from any city, county, town or school district that does not comply with its audit requirements as provided in Sections 51-2-1, 51-2-2 and 51-2-3, Utah Code Annotated 1953, as amended. These funds shall be released when the audit requirements are met either voluntarily or by action pursuant to Section 51-2-6, Utah Code Annotated 1953."

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

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd and Mr. President.

Voting in the negative was Senator Bullen.

Absent and not voting: Senators Jenkins, Selvin, Stringham and Thorn.

*H. B. No. 10* was returned to the House.

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

On motion of Senator Hatch, *H. B. No. 12* was made a Special Order of Business for today at 2:00 P.M., February 26, 1957.

*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, 16; Nays, 3; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Larson, Lloyd and Mr. President.

Those voting in the negative were Senators Bullen, Hunter and Jack.

Absent and not voting: Senators Hopkin, Jenkins, Kerr, Selvin, Stringham and Thorn.

*H. B. No. 13* was returned to the House.

*S. B. No. 159* was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 159* was made a Special Order of Business for Friday, March 1, 1957 at 2:30 P.M.

*S. B. No. 133* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 133* was amended as follows:

Page 1, line 7, delete the word "offense", insert in lieu thereof "violation of this act".

Page 1, line 11, delete "1955", insert in lieu thereof "1953."

On motion of Senator Lloyd, *S. B. No. 133* retained its position on the Third Reading Calendar.

*S. B. No. 134* was read the third time and placed on its final passage.

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

Mr. Jenkins from the county attorney's office and Police Chief Skousen appeared before the Committee of the Whole.

On motion of Sentaor Day, the Committee of the Whole was dissolved.

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

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE GOVERNOR

February 25, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law *S. B. No. 46*, entitled, TRADE MARK SERVICE CLASSIFICATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 26, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day (February 21, 1957) signed into law *S. B. No. 5*, entitled, CHARGING MORE THAN ONE OFFENSE IN COMPLAINT.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

February 26, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:
COMMISSIONER AND CHAIRMAN, TAX COMMISSION:
H. C. Shoemaker, Bountiful, for a four year term ending March 1, 1961.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

February 26, 1957

Honorable Orval Hafen,

President of the Senate

and

Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER AND CHAIRMAN, LIQUOR CONTROL COMMISSION:

Paul V. Kelly, Salt Lake City, to fill the unexpired term of Louis R. Watts ending July 1, 1961.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

February 26, 1957

Honorable Orval Hafen,

President of the Senate

and

Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Allan Johnson, Orem, to fill the unexpired term of Charles Foote ending July 1, 1959.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

February 26, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF PUBLIC WELFARE:

Ward C. Holbrook, Bountiful, for six year term expiring March 1, 1963.

Sincerely yours,
GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

February 26, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

George Q. Spencer, Payson, for a six year term ending March 1, 1963.

Sincerely yours,
GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

February 26, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF FINANCE:

D. K. Moffat, Salt Lake City, for a six year term ending March 1, 1963; this appointment to become effective March 11, 1957.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

## COMMUNICATIONS FROM THE HOUSE

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 21st day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 22,* ASSIGNMENT OF WAGE CLAIM.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 65,* RAISING THE BASIC GUARANTEE TO THE STATE SCHOOL DISTRICTS AND INCREASING THE SUPPLEMENTAL LOCAL LEVY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 65* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 26, 1957

Mr. President:

I am directed to inform your 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,* RAISING THE LOCAL MILL LEVY IN SCHOOL DIS-

TRICTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 66* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 26, 1957

Mr. President:

I am directed 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*, RELIEVING MERCHANTS FROM CIVIL OR CRIMINAL LIABILITY, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 22* was transmitted to the Governor.

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 7*, RELOCATION OF UTILITIES BY ROAD COMMISSION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 7* was transmitted to the Governor.

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

*S. B. No. 21*, EXEMPTING TANGIBLE PROPERTY IN INTERSTATE COMMERCE TAXATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 21* was transmitted to the Governor.

February 26, 1957

Mr. President:

I am directed 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. 90*, U. OF U. APPROPRIATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 90* was transmitted to the Governor.

February 26, 1957

Mr. President:

I am directed 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*, UNLAWFUL ENTRY A MISDEMEANOR, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 23* was transmitted to the Governor.

## UNFINISHED BUSINESS

*S. B. No. 134*, being Unfinished Business, was before the Senate.

On motion of Senator Day, *S. B. Nos. 133, 134* and *135* were made a Special Order of Business for today at 3:00 P.M., February 26, 1957.

## SPECIAL ORDER

*H. B. No. 12*, being a Special Order of Business, was before the Senate.

On motion of Senator Hatch, *H. B. No. 12* was amended as follows:

Page 5, delete all of Section 4, lines 19-23 inclusive and insert in lieu thereof the following:

"Section 4. The State Tax Commission shall certify a list of all taxing units that do not comply with the laws, rules and regulations pertaining to uniform accounts to the county attorney of the county in which such unit is located. Said county attorney shall forthwith notify the official or officials charged by law with complying therewith. If said official or officials fail to so comply within 60 days after receipt of such notice, the county attorney shall commence proceedings in District Court in mandamus to require such performance."

On motion of Senator Hunter, the title of *H. B. No. 12* was amended as follows:

Line 8 of the title after the word "COUNTS" delete the remainder of line 8, all of lines 9-10. Then insert following the word "COUNTS" "AND TO PROVIDE FOR ENFORCEMENT."

*H. B. No. 12* then passed on the following roll call:

Yeas, 14; Nays, 3; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Larson, Selvin and Mr. President.

Those voting in the negative were: Senators Bullen, Hunter and Jack.

Absent and not voting: Senators Davis, Gronning, Hopkin, Jenkins, Kerr, Lloyd, Stringham and Thorn.

*H. B. No. 12* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 218* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 218* was read the third time and placed on its final passage.

*S. B. No. 218* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Gronning, Hatch, Jenkins, Stringham and Thorn.

*S. B. No. 218* was transmitted to the House.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to lift *S. B. No. 59* from the Sifting Committee and place it at the head of the Second Reading for consideration at this time.

*S. B. No. 59* was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 59* was read the third time and placed on its final passage.

*S. B. No. 59* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Thorn and Mr. President.

Absent and not voting: Senators Davis, Gronning, Hopkin, Jenkins, Selvin and Stringham.

*S. B. No. 59* was transmitted to the House.

*S. B. No. 147* was read the second time.

Committee report read and adopted.

On motion of Senator Barlow, *S. B. No. 147* was amended as follows:

Line 2, after the word "Lands" insert "for any purposes that would affect the free use of air travel over the leased land".

Line 3, after the word "agencies" insert "then before the lease is granted".

*S. B. No. 147* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Harward, Hopkin, Jenkins, Stringham and Thorn.

## SPECIAL ORDER

*S. B. No. 133*, being a Special Order of Business, was before the Senate.

On motion of Senator Hatch, *S. B. No. 133* was amended as follows:

Line 3 immediately following 44 insert "any person violating Section 58-13A-8, 58-13A-16, or 58-13A-28 of this chapter shall be guilty of a misdemeanor."

Line 3 following the words "violating any" insert the word "other."

Line 7 following the word "act" insert "not specifically designated hereinabove as a misdemeanor."

On motion of Senator Gibson, *S. B. Nos. 133-134-135* were made a Special Order of Business for Wednesday, February 27, 1957 at 11:00 A.M.

*S. B. No. 58* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, *S. B. No. 58* was amended as follows:

Page 10, line 11, delete "1955" insert in lieu thereof "1957."

On motion of Senator Hatch, *S. B. No. 58* was made a Special Order of Business for today at 3:30 P.M., February 25, 1957.

*S. B. No. 149* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 149* was amended as follows:

Page 2, line 23, delete the word "effect", also delete the brackets on the same line.

Page 3, line 10, the words "must file by September 30 of each year," should be deleted and in place thereof the following should be inserted "may file at any time not exceeding six months subsequent to the date of purchase".

Page 3, line 11, the word "paid" should be inserted after the word "original" and before the word "invoices".

Page 3, line 31, beginning with "2% of the total amount of the excise tax refunded" should be deleted and in place thereof should be inserted the words "¾ of 1% of the amount of motor fuel tax collected.".

Page 3, line 33, after the word "regulations" should be inserted the following: "for the administration of this act, including the right to require the coloring of gasoline to be used for off-highway use, regulations.".

On motion of Senator Hunter, *S. B. No. 149* was amended as follows:

Page 2, line 27, after the word "firm" delete the word "or", insert a comma, then following the word "partnership" insert "or corporation".

On motion of Senator Day, *S. B. No. 149* was amended as follows:

Page 5, line 4, delete the word "is", insert in lieu thereof the word "was." On the same line following the word "than" insert "highway."

On motion of Senator Gibson, *S. B. No. 149* was amended as follows:

Page 4, line 24, after the word "misdemeanor" insert a period, then delete the remainder of line 24, all of lines 25-26-27 down to include the word "remedies."

Page 4, line 29, delete the word "penalties", insert in lieu thereof the word "penalty."

*S. B. No. 149* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Fowles, Gibson, Gronning, Hatch, Harward, Hopkin, Jack, Kerr, Larson, Lloyd, Selvin, Thorn (explained vote) and Mr. President (explained vote).

Those voting in the negative were: Senators Davis, Day and Hammond.

Absent and not voting: Senators Hunter, Jenkins and Stringham.

## SPECIAL ORDER

*S. B. No. 58*, being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, *S. B. No. 58* was tabled.

On motion of Senator Lloyd, the Senate recessed.

The Senate re-assembled.

On motion of Senator Lloyd, the Senate voted to lift *S. B. Nos. 12, 80* and *245* from the Sifting Committee and further that they be referred to the Appropriations Committee.

On motion of Senator Lloyd, the Senate voted to place *S. B. No. 18* at the foot of the Second Reading Calendar to follow *S. B. No. 48.*

On motion of Senator Hopkin, *S. B. No. 156* was made Special Order of Business for 3:00 P.M., Friday, March 1, 1957.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 261* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 261* was amended as follows:

In the body of the bill, page 2, delete lines 17 through 20, inclusive, and insert in lieu thereof the following: "Notwithstanding any other provision of law, any administrative department, board, commission or officer of the state government, empowered to make investments of the State Insurance Fund, State School Fund, Teachers' Retirement Fund, and Firemen's Pension Fund is hereby authorized to invest said funds in obligations or loans insured by the Federal Housing Administration or Veteran's Administration of the United States Government."

On motion of Senator Davis, the title of *S. B. No. 261* was amended as follows:

Line 1 of the title, after the word "AMENDING" insert the word "SECTION."

Line 3 of the title following the word "FUND" insert the following: ", STATE SCHOOL FUND, TEACHERS RETIREMENT FUND, AND FIREMEN'S PENSION FUND".

*S. B. No. 261* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*S. B. Nos. 48* and *18* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Hunter, the Senate adjourned until Wednesday, February 27, 1957 at 10:00 A.M.

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# FORTY-FIFTH DAY

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## MORNING SESSION

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February 27, 1957

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

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

Prayer by the Chaplain.

February 27, 1957

Mr. President:

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

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day pssed *H. B. No. 109*, PROVIDING A STATUTORY SCALE OF TAXATION FOR NON-PROFIT TELEPHONE CORPORATIONS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 109* was read the first time and referred to the Committee on Revenue and Taxation.

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 101*, ALLOWING OSTEOPATHIC PHYSICIANS TO PRACTICE IN THE GENERAL HOSPITALS, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 101* was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 26, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 75*, INCREASING PROPERTY TAX EXEMPTION OF BLIND PERSONS and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 75* was read the first time and referred to the Committee on Revenue and Taxation.

February 26, 1957

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*, AN ACT ESTABLISHING A FOOD, DRUG AND COSMETIC LAW TO BE ADMINISTERED BY THE DEPARTMENT OF AGRICULTURE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 100* was read the first time and referred to the Committee on Agriculture and Irrigation.

February 26, 1957

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*, AN ACT LICENSING AND REGULATING THE PRACTICE OF PHARMACY, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 139* was read the first time and referred to the Committee on Business and Commerce.

## REPORTS OF STANDING COMMITTEES

February 27, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 35*, by Mr. Hafen, entitled, LEGISLATIVE POLICY FOR OCCUPATION REGULATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 35* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 27, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 255*, by Mr. Davis, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 255* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 232*, by Messrs. Barlow and Stringham, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 232* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 221*, by Mr. Hunter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 221* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 220*, by Mr. Hunter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,

Chairman

Report filed.

*S. B. No. 220* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 224*, by Messrs. Hatch and Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 224* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *S. B. No. 217*, by Messrs. Day, Kerr and Selvin, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*S. B. No. 217* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 262*, 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. 262* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 263*, by Mr. Day, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*S. B. No. 263* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 156,* by Messrs. Wangsgaard, Hopkins and K. W. Gardner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 156* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 172,* by Messrs. Wangsgaard, Gunther, Hopkins and Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 172* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 145,* by Messrs. Brewster, Sheffield, Esplin and Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,

Report filed. Chairman

*H. B. No. 145* was referred to the Sifting Committee.

February 27, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 40,* by Mr. Esplin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,

Report filed. Chairman

*H. B. No. 40* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 27, 1957

Mr. President:

Your Sifting Committee reports out the following bills.

H. B. Nos. 98, 110, 20, 21, 49 and 50.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

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

Representative W. I. Lowry from Arizona appeared before the Committee of the Whole.

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

On motion of Senator Lloyd, the Senate voted to convene on Saturday, March 2, 1957.

On motion of Senator Gibson, the Senate voted to adjourn at 12:00 P.M., March 9, 1957.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 147* was read the third time and placed on its final passage.

*S. B. No. 147* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Hatch, Harward, Jenkins, Larson and Stringham.

*S. B. No. 147* was transmitted to the House.

On motion of Senator Thorn, *S. B. No. 149* retained its position on the Third Reading Calendar.

*S. B. No. 261* was read the third time and placed on its final passage.

*S. B. No. 261* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Hunter, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Gibson, Hatch, Harward, Hopkin, Jenkins, Larson and Stringham.

*S. B. No. 261* was transmitted to the House.

## SPECIAL ORDER

*S. B. Nos. 133, 134* and *135*, being a Special Order of Business, were before the Senate.

On motion of Senator Adams, *S. B. Nos. 133, 134* and *135* were tabled.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 98* was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, 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, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg (explained vote), Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Jack, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Hunter (explained vote).

Absent and not voting: Senators Bullen, Jenkins, Kerr, Larson and Stringham.

*H. B. No. 98* was returned to the House.

*H. B. No. 110* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *H. B. No. 110* was amended as follows:

Page 1, line 12, delete the word "his", insert "their." Also add an "s" to the word "successor" to read successors." Then on the same line delete the word "is", insert in lieu thereof the word "are."

*H. B. No. 110* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Jenkins, Larson and Stringham.

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

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 20* was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, 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, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Larson, Thorn and Mr. President.

Absent and not voting: Senators Adams, Barlow, Davis, Jack, Jenkins, Kerr, Lloyd, Selvin and Stringham.

*H. B. No. 20* was returned to the House.

*H. B. No. 21* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *H. B. No. 21* was amended as follows:

Page 3, in section 8, as amended by the House, delete the last sentence which reads "All funds so appropriated shall be paid from the liquor control fund to the Utah State Board on Alcoholism," then add the following: "There is hereby appropriated to the Board from the general fund the sum of $210,000.00."

On motion of Senator Day, the title of *H. B. No. 21* was amended as follows:

Line 4 of the title following the period insert "MAKING AN APPROPRIATION."

On motion of Senator Davis, *H. B. No. 21* was amended as follows:

Page 1, line 15, after "3" delete the remainder of line 15 and all of line 16, then insert the following "The Utah State Board on Alcoholism is authorized."

Page 2, line 27, delete "powers and".

Page 3, line 13, delete "thereof", insert in lieu thereof the words "so obtained."

On motion of Senator Gronning, the rules were suspended and *H. B. No. 21* was read the third time and placed on its final passage.

*H. B. No. 21* then passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Barlow and Gibson.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*H. B. No. 21* was returned to the House.

## SPECIAL ORDER

*H. B. No. 1*, being a Special Order of Business, was before the Senate for further re-consideration.

Upon further re-consideration *H. B. No. 1* then passed on final passage on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*H. B. No. 1* was returned to the House.

On motion of Senator Lloyd, the Senate recessed.

The Senate re-assembled.

*H. B. No. 49* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 49* was read the third time and placed on its final passage.

*H. B. No. 49* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson (explained vote), Gronning, Hatch, Hammond, Harward, Hopkin (explained vote), Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Voting in the negative was Senator Adams (explained vote).

Absent and not voting: Senators Jenkins, Stringham and Thorn.

*H. B. No. 49* was returned to the House.

*H. B. No. 50* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *H. B. No. 50* was amended as follows:

Page 4, beginning on line 9 and extending through lines 11, delete the following words "a per diem of fifteen dollars as remuneration for their actual services and may receive additional."

Page 4 or lines 12-13 delete the following words "The per diem", then capitalize the word "Reimbursement."

On motion of Sentaor Gibson, *H. B. No. 50* was amended as follows:

Page 4, lines 3 and 4, after the word "terms" insert a period, then delete the following words "unless sooner removed by act of the governor."

*H. B. No. 50* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Stringham and Thorn.

On motion of Senator Lloyd, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 268* was introduced.

## INTRODUCTION OF BILLS

S. B. No. 268 By Messrs. Lloyd, Hopkin and Davis

AN ACT MAKING AN APPROPRIATION TO THE STATE BOARD OF HEALTH OF $50,000 FROM THE GENERAL FUND FOR THE ACQUIRING AND DISPENSING OF POLIO VACCINE TO THE INDIGENT AND PRESCRIBING CONDITIONS, was read the first time.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 268* was read the second time.

*S. B. No. 268* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Gronning, Jenkins, Stringham and Thorn.

On motion of Senator Clegg, the Senate adjourned until Thursday, February 28, 1957 at 10:00 A.M.

# FORTY-SIXTH DAY

## MORNING SESSION

February 28, 1957

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

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

Prayer by the Chaplain.

February 28, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 56*, CHANGING NAME OF AGRICULTURAL COLLEGE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 56* was referred to the Committee on Rules to be enrolled and engrossed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 40*, ELIGIBILITY STANDARDS FOR PUBLIC ASSISTANCE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 40* was referred to the Committee on Rules to be enrolled and engrossed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 59*, APPROPRIATING TO THE STATE BOARD ON ALCOHOLISM THE SUM OF $15,900.00 FOR ADMINISTRATION DURING THE REMAINDER OF THE PRESENT BIENNIUM, and the same is returned herewith for your further action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 59* was referred to the Committee on Rules to be enrolled and engrossed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 10*, TO WITHHOLD STATE FUNDS FROM COUNTIES, MUNICIPALITIES OR SCHOOL DISTRICTS WHICH DO NOT COMPLY WITH AUDIT REQUIREMENTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 27, 1957

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*, UNIFORM ACCOUNTING SYSTEM FOR ALL TAXING UNITS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 25th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 34*, TO PERMIT INCREASING CAPITAL STOCK OF BANKS BY TRANSFERRING FROM SURPLUS TO CAPITAL ACCOUNT.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 25th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 76*, AN ACT DEFINING "ELECTORS IN MILITARY SERVICE."

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 27, 1957

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. 77*, COVERING UNCLAIMED PROPERTY AND FUNDS TO GENERAL FUND, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Sentaor Adams, the Senate voted to concur with the House amendments of *S. B. No. 77* on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Jenkins, Stringham and Thorn.

*H. B. No. 77* was referred to the Committee on Rules to be enrolled and engrossed.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *House Bill No. 243*, THE DEFICIT APPROPRIATIONS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the rules were suspended and the Senate voted to now consider *H. B. No. 243.*

*H. B. No. 243* was read the first time.

Under suspension of the rules, *H. B. No. 243* was read the second time.

*H. B. No. 243* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Kerr, Stringham and Thorn.

## REPORTS OF STANDING COMMITTEES

February 28, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 102*, by Messrs. Hurst and Hopkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 102* was referred to the the Sifting Committee.

February 28, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *H. B. No 45*, by Messrs. Anderson, Taylor and Froerer, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*H. B. No. 45* was referred to the Sifting Committee.

February 28, 1957

Mr. President:

Your Committee on Health and Welfare, to which was referred *H. B. No. 101*, by Messrs. Cannon, Brewster and Erickson, has carefully considered said bill and reports the same out favorably.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

*H. B. No. 101* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

February 28, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 145, 24, 40, 103, 104, 61, 78 and 92.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *S. B. No. 149* retained its position on the Third Reading Calendar.

*H. B. No. 110* was read the third time and placed on its final passage.

On motion of Senator Gronning, *H. B. No. 110* was made a Special Order of Business for Friday, March 1, 1957 at 3:00 P.M.

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

Mr. Lewis H. Lloyd, Chairman of the Legislative Council, appeared before the Committee of the Whole.

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

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

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 35*, LEGISLATIVE POLICY FOR OCCUPATION REGULATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 35* was transmitted to the Governor.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 10*, TO WITHHOLD STATE FUNDS FROM COUNTIES, MUNICIPALITIES OR SCHOOL DISTRICTS WHICH DO NOT COMPLY WITH AUDIT REQUIREMENTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 10* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 28, 1957

Mr. President:

I am directed to inform your 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*, TO AUTHORIZE STATE TAX COMMISSION ENFORCEMENT OF A UNIFORM ACCOUNTING SYSTEM FOR ALL TAXING UNITS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 28, 1957

Mr. President:

I am directed to inform your 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*, AN ACT PROVIDING FOR THE STATE AUDITOR TO FURNISH BUDGET FORMS AT COST TO LOCAL GOVERNMENTS AND SCHOOL DISTRICTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 13* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 242*, APPROPRIATIONS BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 242* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 27, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, after reconsideration, as amended by the House, *S. B. No. 266*, AN ACT MAKING APPROPRIATIONS TO THE STATE BUILDING BOARD, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate voted to record the following letters in the Journal.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

47 East South Temple Street

Salt Lake City, Utah

February 28, 1957

Honorable Orval Hafen,
President, Utah State Senate
Utah State Legislature
State Capitol Building
Salt Lake City, Utah

Dear Senator Hafen:

With further reference to the impending bill before the Legislature to appropriate $500,000.00 towards the erection on the University Campus of a replica of the Old Salt Lake Theatre, I have just learned that there is concern in the minds of some senators that the balance of the million dollars needed to erect the building may not be raised and that the State will have to contribute more than the present $500,000.00.

This is to assure you that $600,000.00 is now awaiting your action on the $500,000.00. In addition to that the cost of drawing the plans (approximately $75,000.00) is also guaranteed.

It is proposed that the balance, possibly $400,000.00, will be raised by a mortgage to be redeemed throughout a period of years from income from the theatre.

Sincerely yours,

DAVID O. McKAY,
President

UNIVERSITY OF UTAH

Salt Lake City

Office the President

February 28, 1957

Senator Orval Hafen, President
Utah State Senate
Capitol Building
Salt Lake City, Utah

Dear Senator Hafen:

May I assure you so far as the University administration is concerned, that I am confident that the project of constructing the Salt Lake Theater building on the University of Uath campus will not impose a financial obligation on the state for its construction beyond the $500,000 appropriation first requested from and approved by the Board of Examiners in December, 1956;

which sum in the form of an appropriation is now embodied in the Building Construction Bill now before your honorable body.

I am certain from the cooperative planning and discussions which preceded this request will be carried forward to completion. At no time has there been any thought or consideration to involve a legislative contribution beyond the $500,000 mentioned.

From the character of the parties concerned, I feel certain you can give this proposal your complete confidence. I can certainly assure you that so far as I am concerned there will be no additional support for any sum beyond this requested total from your body so far as the University of Utah is involved. I think you realize that we have been very happy to cooperate in this project as a public benefit for the state as a whole, and have been happy to adjust our campus planning to find space to accommodate the project. I also know that you realize that this project did not originate with the University. However, when such an opportunity presents itself for Utah and its people I feel we should not be true to our public trust if we did not take advantage of such a benefit.

Very sincerely yours,

A. RAY OLPIN,
President

On motion of Senator Hopkin, the Senate voted to concur with the House amendments of *S. B. No. 266* on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day (explained vote), Fowles, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Larson, Lloyd, Selvin, Thorn and Mr. President (explained vote).

Those voting in the negative were: Senators Davis, Gibson (explained vote), Jack and Kerr.

Absent and not voting: Senators Jenkins and Stringham.

*S. B. No. 266* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF SPECIAL COMMITTEES

February 28, 1957

The Honorable Orval Hafen
President of the Senate,

The Honorable Jaren L. Jones
Speaker of the House

State Capitol

Mr. President and Mr. Speaker:

Your Joint Committee, consisting of Senators Elias L. Day and Carlyle F. Gronning and Representatives E. Q. Cannon, Jr., George E. Collard and J. Levi Beus, appointed to study the problem of Municipal Finance, desires to report that we have held three hearings and one conference meeting on the matter and report as follows:

1. It is the unanimous conclusion of the committee that the cities of the State of Utah are in acute need of finances for current operating expenses and capital improvements.

2. It is also our unanimous conclusion that the Legislative Council should be given a project for study before the next biennium on "Utah Municipal Financing."

In order to meet this urgent need, various proposed methods of raising revenue have been carefully discussed and considered.

The committee recommends consideration of these various methods in the following order:

*Majority Report*

1. That S. B. 242, providing for an increase in the mill levy of the cities, receive favorable consideration.

2. That a sales tax of 1c be levied for municipal relief on a county-wide basis. This bill is now drafted, but not introduced, as "The Uniform Local Sales and Use Tax Law of Utah".

3. That, particularly in the case of Salt Lake City, the advisability of meeting the current emergency by a bond issue for capital improvements be considered, and that careful scrutiny be given to the plugging of any tax loopholes and the setting up of new taxes covering garbage and sewage disposal, and increasing water rates. Finally, that present revenue be conserved by wise economy in its expenditures, and that services, such as cemeteries, recreation, etc., be placed on a self-sustaining basis where possible.

Repectfully submitted,

Senator Elias L. Day, Chairman

Senator Carlyle F. Gronning

Representative J. Levi Beus

*Minority Report on Ways and Means*

1. That S. B. No. 124-125 be adopted, amended to provide for a ½c increase in sales tax on a state-wide level with the entire increase, exclusive of the cost of collection, reverting to cities and towns adopting local ordinances.

2. That as a second alternative S. B. 242, providing for an increase in the mill levy of the cities, receive favorable consideration as recommended

in No. 1 of the majority report recommendations,

Respectfully submitted,

Representaive E. Q. Cannon, Jr.,

Co-Chairmen

Representative George E. Collard

Committee report read and adopted.

On motion of Senator Thorn, *S. B. No. 58* was lifted from the table.

On motion of Senator Gibson, *S. B. No. 58,* together with *S. B. No. 149* were made a Special Order of Business for Friday, March 1, 1957 at 10:30 A.M.

## CONSIDERATION OF BILLS ON THIRD READING

*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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Lloyd and Stringham.

*H. B. No. 50* was returned to the House.

*S. B. No. 268* was read the third time and placed on its final passage.

On motion of Senator Selvin, *S. B. No. 268* was amended as follows:

Page 1, line 6, delete "Chapter of the National Foundation for Infantile Paralysis", and insert in lieu thereof the following: "State Public Welfare Commission."

*S. B. No. 268* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen,

Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack (explained vote), Kerr, Larson and Selvin.

Absent and not voting: Senators Barlow, Davis, Gronning, Jenkins, Lloyd, Stringham, Thorn and Mr. President.

*S. B. No. 268* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 145* was read the second time.

Committee report read and adopted.

*H. B. No. 145* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21, Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Jenkins, Stringham and Thorn.

*H. B. No. 24* was read the second time.

Committee report read and adopted.

*H. B. No. 24* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Voting in the negative was Senator Hatch.

Absent and not voting: Senators Gibson, Harward, Jenkins, Stringham and Thorn.

*H. B. No. 40* was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, *H. B. No. 40* was amended as follows:

Page 1, line 3, delete the word "Where", insert in lieu thereof the word "When".

On motion of Senator Anderson, 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, 20; Nays 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Clegg and Gibson.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*H. B. No. 40* was returned to the House.

*H. B. No. 103* was read the second time.

Committee report read and adopted.

On motion of Senator Gronning, 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, 3; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Lloyd, Selvin and Thorn.

Those voting in the negative were: Senators Gibson (explained vote), Jack and Larson.

Absent and not voting: Senators Adams, Jenkins, Stringham and Mr. President.

*H. B. No. 103* was returned to the House.

*H. B. No. 104* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 104* was read the third time and placed on its final passage.

*H. B. No. 104* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack (explained vote), Kerr, Larson, Lloyd and Selvin.

Absent and not voting: Senators Adams, Fowles, Jenkins, Stringham, Thorn and Mr. President.

*H. B. No. 104* was returned to the House.

*H. B. No. 61* was read the second time.

Committee report read and adopted.

*H. B. No. 61* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Adams, Jenkins and Stringham.

On motion of Sentor Lloyd, the Senate recessed.

The Senate re-assembled.

*H. B. No. 78* was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, 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, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Gibson, Gronning, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Adams, Bullen, Fowles, Harward, Jenkins and Stringham.

*H. B. No. 78* was returned to the House.

*H. B. No. 92* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *H. B. No. 92* was amended as follows:

Page 2, line 11, before the comma following "circulation" insert the following words "in the city".

On motion of Senator Anderson, the rules were suspended and *H. B. No. 92* was read the third time and placed on its final passage.

*H. B. No. 92* then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Gronning, Hatch, Hammond, Hopkin, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Adams, Bullen, Fowles, Gibson, Harward, Jenkins and Stringham.

*H. B. No. 92* was returned to the House.

On motion of Senator Dastrup, the Senate adjourned until Friday, March 1, 1957 at 10:00 A.M.

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# FORTY-SEVENTH DAY

## MORNING SESSION

March 1, 1957

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

Roll Call – All Senators present.

Prayer by the Chaplain.

March 1, 1957

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,

R. CLAIR ANDERSON,

Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

February 27, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 24*, entitled, CREATING OFFICE OF LEGISLATIVE AUDITOR.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

February 28, 1957

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. 21*, EARMARK LIQUOR PERMIT FEES FOR BOARD OF ALCOHOLISM, and requests the Senate to recede from its amendments.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate refused to recede from its amendments.

On motion of Senator Day, the President appointed a conference committee consisting of Senators Day, Selvin and Thorn to act with a like Committee from the House to confer on *H. B. No. 21*.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 47*, PLACING JUVENILE DELINQUENTS IN STATE

OR FEDERAL INSTITUTIONS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 47* was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 37*, CREATING DETENTION DISTRICTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 37* was filed.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 93*, INTERSTATE COMPACT AUTHORITY ON PARDONS AND PAROLES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 93* was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1957

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. 31*, APPOINTMENTS TO

STATE COUNCIL OF DEFENSE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Jack, the Senate refused to concur in the House amendments on *S. B. No. 31* and ask the House to recede from its amendments.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 218*, ESTABLISHING BRANCH BANK, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B .No. 218* was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 1*, TO ESTABLISH "COUNTY SERVICE AREAS" FOR EXTENDED CITY SERVICES TO UNINCORPORATED AREAS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 43*, EXTENSION OF CITIES, and the same is re-

turned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 43* was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 49*, AMENDENTS TO WATER CONSERVANCY LAW, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 49* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

February 28, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 59*, by Mr. Thorn, entitled, DEFICIT APPROPRIATION – BOARD OF ALCOHOLISM, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 59* 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 1, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 192, 18, 48, 190, 191, 154 and 63.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Day, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 10* was introduced.

## PRESENTATION OF RESOLUTION

S. J. R. No. 10 By Messrs. Day, Hafen and Fowles

A RESOLUTION OF APPRECIATION TO MR. AND MRS. NICHOLAS G. MORGAN, SR., was read the first time.

On motion of Senator Day, the rules were suspended and *S. J. R. No. 10* was read the second and third times and placed on its final passage.

*S. J. R. No. 10* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn, and Mr. President.

Absent and not voting: Senators Bullen, Hatch and Jenkins.

*S. J. R. No. 10* was transmitted to the House.

On motion of Sentor Day, the Senate resolved itself into a Committee of the Whole.

Mr. and Mrs. Nicholas G. Morgan, Sr. appeared before the Committee of the Whole.

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

## SPECIAL ORDER

*S. B. No. 58*, being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, *S. B. No. 58* was tabled.

*S. B. No. 149*, being a Special Order of Business, was before the Senate.

*S. B. No. 149* was read the third time.

On motion of Senator Thorn, *S. B. No. 149* was amended as follows:

Page 2, line 33 after the word "operated" insert "to be verified from records of the county assessor."

Page 3, line 4, after the word "fuel" delete the period, insert a comma, then add "certified by the county assessor to be on the county rolls."

On motion of Senator Kerr, *S. B. No. 149* was amended as follows:

Page 3, beginning on line 18, delete the words "no more than one", then delete lines 19-20-21-22-23 and 24.

Page 3, lines 27 and 28 delete the following words "Such payment of claim shall be made on or before December 31 of each year, provided that", then capitalize the word "no" to read "No".

*S. B. No. 149* then passed on the following roll call:

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

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Fowles (explained vote), Gibson (explained vote), Gronning, Hammond, Harward, Hopkin, Hunter, Jack (explained vote), Kerr, Larson, Lloyd (explained vote), Selvin, Stringham, Thorn (explained vote) and Mr. President.

Those voting in the negative were: Senators Davis and Day.

Absent and not voting: Senators Hatch and Jenkins.

*S. B. No. 149* was transmitted to the House.

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

Representative Joe L. Bud and Senator Norman W. Barlow from Wyoming appeared before the Committee of the Whole.

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

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 243* was read the third time and placed on its final passage.

*H. B. No. 243* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Anderson Fowles, Gibson, Hatch, Jenkins, Kerr and Stringham.

*H. B. No. 243* was returned to the House.

On motion of Senator Hopkin, *H. B. No. 145* retained its position on the Third Reading Calendar.

On motion of Senator Adams, *H. B. No. 24* was made a Special Order of Business for Friday, March 1, 1957 at 2:00 P.M.

*H. B. No. 61* was read the third time and placed on its final passage.

On motion of Senator Kerr, *H. B. No. 61* was amended as follows:

Page 2, line 10, after the word "than" delete the words "one-half" and the bracket and insert "a majority of those voting at such election or that less than one-third."

Page 2, line 12, after the word "voted" delete the bracket and delete the words "the votes are."

Page 2, line 13, after the word "then" insert "in either event."

Page 2, line 16, after the word "that" delete the words "more than one-half" and the bracket, and insert a "majority of those voting have voted 'cemetery maintenance district, yes' and that included in said majority of votes more than one-third."

Page 2, line 19, after the word "voted" delete the bracket and the words "the votes are."

After the foregoing amendments have been made, the bill as amended, in lieu of its present reading and in place of the material now contained in lines 9 to 20, beginning with the word "and" in line 9 and ending with the word "order" in line 20, will read as follows:

"and if upon canvas it shall appear that less than a majority of those voting at such election or that less than one-third of all the qualified voters

in said district who shall have paid a property tax in such district in the year next preceding the election, have voted 'cemetery maintenance district, yes,' then, in either event, a record of that fact shall be duly entered upon the minutes of said board, and all proceedings in regard to the organization of said district shall be void. If it shall appear upon such canvas, that a majority of those voting have voted 'cemetery maintenance district, yes' and that included in said majority of votes more than one-third of all of the qualified voters in said district who shall have paid a property tax in such district in the year next preceding the election, have voted 'cemetery maintenance district, yes,' the said board shall by order . . ." etc.

*H. B. No. 61* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Adams, Anderson, Gibson, Hatch, Hopkin, Jenkins, Stringham and Thorn.

*H. B. No. 61* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 192* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 192* was amended as follows:

Page 1, line 14, after "$5,400" insert "for the coming biennium".

Page 1, line 15, delete "biannually".

On motion of Senator Lloyd, the title of *S. B. No. 192* was amended as follows:

On line 4 of the title delete "$2,700 PER YEAR" and insert in lieu thereof "$5,400".

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

Mrs. Virginia Howard and Miss Lynne Howard appeared before the Committee of the Whole.

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

On motion of Senator Dastrup, the rules were suspended and *S. B. No. 192* was read the third time and placed on its final passage.

On motion of Senator Adams, the Senate voted to re-consider the Dastrup motion.

Upon re-consideration *S. B. No. 192* was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Gronning, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Gibson, Hatch, Hopkin and Jenkins.

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

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## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

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

Mr. Charles A. Stein, former Senators Melich and Burns appeared before the Committee of the Whole.

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

## SPECIAL ORDER

*H. B. No. 24*, being a Special Order of Business, was before the Senate.

*H. B. No. 24* was read the third time.

On motion of Senator Adams, *H. B. No. 24* was amended as follows:

Page 3, delete all of lines 1-5 inclusive.

On motion of Senator Hammond, *H. B. No. 24* was amended as follows:

"Section 2. Where road signs, for various reasons, reducing speed are placed on entering a city, or town, a stretch of narrow road, or any given hazard on the highway, a Resume Speed Road Sign shall be placed at a point beyond the restricted area where it would be safe for any vehicle to resume the maximum speed allowed in any given area."

*H. B. No. 24* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Gronning, Hatch, Hammond, Harward, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Barlow, Fowles, Hopkin, Hunter, Jenkins, Kerr and Thorn.

*H. B. No. 24* was returned to the House.

*S. B. No. 159,* being a Special Order of Business, was before the Senate.

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

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

On motion of Senator Lloyd, *S. B. No. 159* was amended as follows:

Page 3, line 3, add the following sentence: "Meetings may be held upon any shorter notice upon unanimous approval of members of the Commission."

*S. B. No. 159* then passed on the following roll call:

Yeas, 17; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Barlow, Bullen, Clegg, Dastrup, Davis (explained vote), Day, Gibson, Hammond, Harward, Hunter, Lloyd, Selvin (explained vote), Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Gronning, Hatch, Hopkin (explained vote), Jack, Kerr and Larson.

Absent and not voting: Senators Fowles and Jenkins.

*S. B. No. 159* was transmitted to the House.

*H. B. No. 110,* being a Special Order of Business, was before the Senate.

On motion of Senator Clegg, *H. B. No. 110* was amended as follows:

Page 1, line 6, delete "three", re-insert the word "two".

Page 1, line 12, after the word "district", delete the words "and one Judge for the seventh Judicial district."

Page 1, line 12, delete the word "their", re-insert the word "his", then delete the letter "s" from "successors" to read successor". Also on the same line delete the word "are", re-insert the word "is".

*H. B. No. 110* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Gronning, Hatch, Hammond, Harward, Hunter, Kerr, Larson, Lloyd, Selvin Stringham and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Jack, Jenkins and Thorn.

*H. B. No. 110* was returned to the House.

*S. B. No. 156,* being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, the enacting clause of *S. B. No. 156* was struck.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 18* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *S. B. No. 18* was amended as follows:

Page 2, strike lines 23 through 29 inclusive, then re-number all sections accordingly.

Page 4, line 21, following the word "both," strike rest of line 21 and all of line 22.

*S. B. Nos. 48, 190, 191, 154* and *63* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Thorn, the Senate adjourned until Saturday, March 2, 1957 at 9:00 A.M.

# FORTY-EIGHTH DAY

## MORNING SESSION

March 2, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

Roll Call — All Senators present except Senators Jenkins and Larson, excused, Senator Gibson, absent.

Prayer by the Chaplain.

March 2, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

March 1, 1957

The Honorable Orval Hafen and
Members of the Utah State Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent.
COMMISSIONER, INDUSTRIAL COMMISSION OF UTAH:
Carlyle F. Gronning of Milford, for a six-year term ending March 1, 1963.

Sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

## COMMUNICATIONS FROM THE HOUSE

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. 40*, RELATING TO DEATH, RESIGNATION OR DISQUALIFICATION OF CANDIDATE NOMINATED FOR AN ELECTIVE OFFICE.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendments to *H. B. 50*, REIMBURSE SCHOOL DISTRICTS FOR DRIVER EDUCATION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 1, 1957

Mr. President:

I am directed to inform your 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*, INCREASING THE MAXIMUM LICENSE FEE OF THE UTAH STATE BAR, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. 49*, LEVYING A TAX TO PAY FOR DRIVER EDUCATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 49* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. 20*, AN ACT PROVIDING THAT THE FEE FOR LIQUOR PERMITS BE INCREASED, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 20* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1957

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. 176*, AN ACT PROVIDING SUPPLEMENTAL STATE AID FOR SCHOOL CONSTRUCTION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 176* was read the first time and referred to the Committee on Education.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 160*, AN ACT ASSISTING THE SCHOOL DISTRICT OF THE STATE OF UTAH TO MEET EMERGENCY NEEDS FOR REMODELING AND CONSTRUCTION BY AUTHORIZING A TAX FOR DEBT SERVICES AND CAPITAL OUTLET, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 160* was read the first time and referred to the Committee on Education.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 7*, EXEMPTING HOUSEHOLD FURNISHINGS FROM TAXATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 7* was read the first time and referred to the Committee on Revenue and Taxation.

March 1, 1957

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. 169*, EXEMPTING SALES ON MOTOR VEHICLES TO NON-RESIDENTS FROM THE SALES TAX, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 169* was read the first time and referred to the Committee on Revenue and Taxation.

March 1, 1957

Mr. President.

I am directed to inform your Honorable Body that the House has this day passed *H. B. 136*, EXEMPTING HOUSEHOLD FURNISHINGS FROM TAXATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 136* was read the first time and referred to the Committee on Revenue and Taxation.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. 64*, METROPOLITAN WATER DISTRICT BONDING, and the same is returned herewith for your further action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 64* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

March 1, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 77*, by Messrs. Hafen and Adams, entiled, COVERING UNCLAIMED PROPERTY AND FUNDS TO 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,

HAVEN J. BARLOW,
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 27, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 40*, by Messrs. Adams, Barlow and Selvin, entitled, ELIGIBILITY STANDARDS FOR 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 40* 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 2, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 231*, by Messrs. Gibson and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 231* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 225*, by Messrs. Hopkin and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 225* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 240*, by Messrs. Day, Adams and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*S. B. No. 240* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 52*, by Mesdames Vance and Cazier, Messrs. Hurst, Burck, and Kenneth W. Gardner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 52* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 249*, by Messrs. Stringham and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 249* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 201*, by Messrs. Harward and Bullen, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 201* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 234,* by Messrs. Anderson, Day and Selvin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 234* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. C. R. No. 4,* by Mr. Davis, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. C. R. No. 4* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 260,* by Mr. Stringham, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*S. B. No. 260* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 100,* by Messrs. Howe, Brewster, G. Douglas Taylor and Hopkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*H. B. No. 100* was referred to the Sifting Committee.

March 2, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 48, 190, 191, 154, 63, 131 and 249.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## UNFINISHED BUSINESS

*S. B. No. 18*, being Unfinished Business, was before the Senate.

On motion of Senator Hatch, *S. B. No. 18* was amended as follows:

Page 4, line 29, following the word "complaint", strike the rest of line 29 and all of line 30 and line 31 to and including word "court".

Page 7, line 26, following the word "involving", insert the word "minor", and following the word children insert "and when so directed by the court", and strike the rest of the line.

Page 7, line 33, following the word "counsel," strike rest of line 33.

On motion of Senator Barlow, *S. B. No. 18* was amended as follows:

Page 4, line 21, after the word "both," insert "and may in his discretion require one or both of them to appear before him,".

Page 9, after line 15, insert:

"Section 2. Secs. 30-3-1, Utah Code Annotated 1953, as amended by Chapter 45, Laws of Utah 1955; 30-3-2, 30-3-3, 30-3-4, 30-3-5, 30-3-6, 30-3-7, 30-3-8, 30-3-9 and 30-3-10, Utah Code Annotated 1953 are hereby repealed."

On motion of Senator Barlow, the title of *S. B. No. 18* was amended as follows:

In the Title, page 1, line 25, strike "CHAPTER 46" and insert "CHAPTER 45".

On motion of Senator Davis, *S. B. No. 18* was amended as follows:

Page 5, line 10, delete the word "closed", insert "held confidential".

Page 5, line 14, delete the word "close", insert in lieu thereof the word "seal".

Page 7, line 26, delete the word "shall".

Page 7, on line 27 before the word "make" insert the word "shall".

On motion of Senator Hatch, S. *B. No. 18* was amended as follows:

Page 8, line 1, following the word "and" strike the words "if such request so specifies".

Page 8, line 3, following the word report strike "The report shall be competent evidence as to all matters contained therein" and insert, "The report or any portion thereof may be received in evidence if no objection is raised to the relevancy, competency, or materiality thereof by either party or his counsel."

S. *B. No. 18* was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams (explained vote), Anderson, Barlow, Bullen, Clegg (explained vote), Dastrup (explained vote), Davis (expalined vote), Day (explained vote), Gronning, Hatch (explained vote), Hammond, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin (explained vote) and Thorn.

Absent and not voting: Senators Fowles, Gibson, Harward, Jenkins, Larson, Stringham and Mr. President.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hopkin, *H. B. No. 145* retained its position on the Third Reading Calendar.

S. *B. No. 192* was read the third time and placed on its final passage.

S. *B. No. 192* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent. 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Jenkins, Larson and Stringham.

S. *B. No. 192* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Thorn, the rules were suspended and the Senate voted to amend S. *B. No. 48* by deleting all of the body and title of the original S. *B. No. 48* and then inserting in lieu thereof the following:

S. B. No. 48 By Messrs. Thorn, Gibson and Davis

AN ACT PROVIDING A RETIREMENT SYSTEM FOR THE MALE EMPLOYEES OF THE UTAH HIGHWAY PATROL; ESTABLISH A PENSION FUND; SOURCE OF MONIES FOR THE FUND; GRANTING OF SERVICE PENSIONS TO EMPLOYEES OF THE UTAH HIGHWAY PATROL; THE AMOUNTS AND PAYMENTS THEREOF; PROVISION FOR ACTUARIAL STUDIES; ESTABLISHING EMPLOYEES' CONTRIBUTIONS; REQUIRING EMPLOYER CONTRIBUTIONS TO PAY BALANCE.

Be it enacted by the Legislature of the State of Utah:

Section 1. There is hereby created a Retirement System for all male employees of the Utah Highway Patrol to be known as the Highway Patrol Retirement System of the State of Utah, said system to be in addition to any existing retirement systems applicable to employees of the Utah Highway Patrol.

Section 2. In this act:

"Commisson" shall mean the State Commission of Finance.

"Employees" shall include all male persons included as "Civil Service Employees" or "Employees" as defined and prescribed in and included under the provisions governing the Highway Patrol Civil Service, as set out on Chapter 11 of Title 27, Utah Code Annotated 1953.

"Final Monthly compensation" shall mean the average monthly compensation received by the employee for the highest three consecutive years preceding his retirement.

Section 3. The Commission shall create and administer a fund known as the Utah Highway Patrol Pension Fund. Said fund shall at all times be kept on deposit with the State Treasurer, who shall be the custodian thereof. The fund shall be invested only in such securities as are lawful and proper for trust funds. The Commission shall make such regulations as may be necessary or proper to govern the administration of said retirement system. Each employee shall pay 5% of his compensation, and such amount shall be deducted from his wages each payday and paid monthly into said fund. The Highway Patrol shall pay each month into such fund an amount equal to 7.26% of the wages paid in the preceding month for all employees.

Section 4. Any employee who shall have reached the age of fifty-five years after the effective date of this act and shall have been continuously in the paid service of the Utah Highway Patrol for the preceding five years,



and who shall have served altogether in said Patrol not less than twenty years, may at his request be retired from active service and receive a monthly pension. Each member so retired shall thereafter during his lifetime be

paid in monthly installments an annual pension equal to 40% of his final monthly compensation; provided, however, that not less than $150.00 per month be paid each employee so retired. Each employee who has reached the age of fifty-five years and has served with the Department for twenty-five years, shall thereafter during his lifetime be paid in monthly installments an annual pension equal to forty-five per cent of his final monthly compensation. Each employee who has reached the age of fifty-five years and has served with the Department for thirty years, shall thereafter, during his lifetime be paid in monthly installments an annual pension equal to fifty per cent of his final monthly compensation. The Highway Patrol must keep this fund intact and in the amount necessary to meet the payments as determined by the actuarial system.

Upon the death of any retired employee who leaves a surviving widow, there shall be paid to said widow each month during her lifetime a monthly pension equal to one-half of the pension such retired employee was receiving each month at the time of his death.

Each employee shall retire at the age of 62 years, provided, however, the appointing authority may retain any employee on a year to year basis after the employee has reached the age of 62 years, but not to exceed a period of three years.

Setcion 5. An actuarial study shall be made as of June 30, 1960, and every four years thereafter. Such study shall be conducted under the supervision of an actuary and shall cover the mortality, termination, and compensation experience of the employees and beneficiaries, and shall evaluate the assets and liabilities of the retirement fund. Upon the basis of such study and evaluation the Commission shall recommend to the Legislature any increase or decrease in percentage rate of contribution made by the Utah Highway Patrol in order to maintain the retirement fund on an actuarially sound basis. Such percentage shall be computed on the basis of liquidating and accrued liability on account of service prior to the effective date of this act by June 30, 1987.

Section 6. This act shall be effective July 1, 1957.

*S. B. No. 48* was read the second time.

Committee report read and adopted.

*S. B. No. 48* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Jenkins and Larson.

*S. B. No. 190* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, 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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Jenkins and Larson.

*S. B. No. 190* was transmitted to the House.

*S. B. No. 191* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *S. B. No. 191* was read the third time and placed on its final passage.

*S. B. No. 191* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Jack, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Hunter, Jenkins, Larson and Stringham.

*S. B. No. 191* was transmitted to the House.

On motion of Senator Hopkin, *S. B. No. 154* was made a Special Order of Business for Tuesday, March 5, 1957 at 2:30 P.M.

On motion of President Hafen, *S. B. No. 63* retained its position on the Second Reading Calendar.

*S. B. No. 131* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 131* was amended as follows:

Page 2, following line 31, insert a new section to read "This act shall take effect July 1, 1957."

On motion of Senator Day, the title of *S. B. No. 131* was amended as follows:

Line 5, delete the word "AND".

Line 7, following the word "DEFICITS" delete the period, insert a comma, then add the following "AND PROVIDING AN EFFECTIVE DATE".

*S. B. No. 131* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Hunter, Jenkins and Larson.

*S. B. No. 249* was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *S. B. No. 249* was amended as follows:

Page 2, delete line 5.

On motion of Senator Stringham, *S. B. No. 249* was amended as follows:

On line 4 of the title delete the semicolon, then insert a period and delete remainder of line 4.

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 249* was read the third time and placed on its final passage.

*S. B. No. 249* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gronning, Hammond, Harward, Hopkin, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Hunter, Jenkins and Larson.

*S. B. No. 249* was transmitted to the House.

*S. B. No. 63* was read the second time.

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

On motion of Senator Lloyd, the Senate resolved itself into Regular Session.

Senator Stringham moved that the Senate do advise and consent to the following appointments:

COMMISSIONER AND CHAIRMAN, DEPARTMENT OF ENGINEERING (STATE ROAD COMMISSION):

C. Taylor Burton, Salt Lake City, to fill unexpired term ending March 1, 1961.

COMMISSIONER AND CHAIRMAN, STATE TAX COMMISSION:

H C. Shoemaker, Bountiful, to fill unexpired term ending March 1, 1957.

COMMISSIONER AND CHAIRMAN, DEPARTMENT OF PUBLIC WELFARE:

Clyde C. Edmonds, Salt Lake City, Utah, to fill unexpired term ending March 1, 1961.

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

George Q. Spencer, Payson, for a six year term ending March 1, 1963.

COMMISSIONER, DEPARTMENT OF PUBLIC WELFARE:

Ward C. Holbrook, Bountiful, for six year term expiring March 1, 1963.

COMMISSIONER, LIQUOR CONTROL COMMISSION:

Allan Johnson, Orem, to fill the unexpired term of Charles Foote ending July 1, 1959.

COMMISSIONER, DEPARTMENT OF FINANCE:

D. K. Moffat, Salt Lake City, for a six year term ending March 1, 1963; this appointment to become effective March 11, 1957.

COMMISSIONER AND CHAIRMAN, LIQUOR CONTROL COMMISSION:

Paul V. Kelly, Salt Lake City, to fill the unexpired term of Louis R. Watts ending July 1, 1961.

COMMISSIONER, INDUSTRIAL COMMISSION OF UTAH:
Carlyle F. Gronning of Milford, for a six year term ending March 1, 1963.

Motion carried.

On motion of Senator Hammond, the Senate adjourned until Monday, March 4, 1957 at 10:00 A.M.

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# FIFTIETH DAY

## MORNING SESSION

March 4, 1957

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

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

Prayer by the Chaplain.

March 4, 1957

Mr. President:

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

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

March 1, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 23*, entitled, UNLAWFUL ENTRY A MISDEMEANOR.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 1, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 90*, entitled, U OF UTAH APPROPRIATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 1, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

I have this day appointed DR. EUGENE N. DAVIE, Milford, from the Eighth District to fill the unexpired term of Carlyle F. Gronning, as a member

of your honorable body.

Sincerely yours,

GEORGE D. CLYDE,

Governor

Communication filed.

Justice J. Allan Crockett of the Supreme Court administered the oath of office to the newly elected Senator.

On behalf of the Senate, President Hafen welcomed the new Senator.

Senator Eugene N. Davie addressed the members of the Senate.

## COMMUNICATIONS FROM THE HOUSE

March 2, 1957

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. 122*, ENACTING THE UNAUTHORIZED INSURERS PROCESS ACT, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 122* was read the first time and referred to the Committee on Business and Commerce.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. 83*, AN ACT RELATING TO GIFTS OF SECURITIES AND MONEY TO MINORS: PROVIDING DEFINITIONS, PROCEDURE, FORMS, AND CUSTODIAN'S DUTIES, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 83* was read the first time and referred to the Committee on Judiciary.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. 82,* MAKING TWO YEARS EXPERIENCE IN SECURITIES DEALINGS A PREREQUISITE FOR LICENSING SECURITIES DEALERS, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 82* was read the first time and referred to the Committee on Business and Commerce.

March 2, 1957

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 Burck, Evans and Wineriter, to act with a like Committee from the Senate to consider *H. B. No. 21,* TO EARMARK LIQUOR PERMIT FEES FOR THE USE OF A REVISED UTAH STATE BOARD ON ALCOHOLISM.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication referred to the Special Conference Committee.

March 1, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 127,* PROHIBITING THE STATE DEPARTMENT OF HEALTH FROM EXERCISING CONTROL OVER IRRIGATION WATER, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 127* was read the first time and referred to the Committee on Agriculture and Irrigation.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 27th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 4*, SIMPLIFY THE CONSOLIDATION OF CONTIGUOUS CITIES OR TOWNS INTO A SINGLE MUNICIPAL GOVERNMENT.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 27th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 31*, TO AMEND A STATUTE WHICH PROHIBITS PERSONS LIVING ON INDIAN OR MILITARY RESERVATIONS FROM VOTING.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 27th day of February, 1957, approve and transmit to the Secretary of State, *H. B. No. 33*, TO PERMIT ARTICLES OF CORPORATION, NOW LIMITED TO 100 YEARS' DURATION TO BE ISSUED IN PERPETUITY.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 27th day of February, 1957, approve and transmit to the Secretary of State, *H. B. 74*, RELATING TO ACQUISITION AND USE OF UNITED STATES SURPLUS PROPERTY BY THE UTAH STATE AGENCY FOR

SURPLUS PROPERTY.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 27th day of February, 1957, approve and transmit to the Secretary of State, *H. B.* 85, AN ACT PROVIDING A NEW STANDARD OF CLASSIFICATION FOR CITIES OF THE THIRD CLASS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. 24,* TO REQUIRE MORE CONSPICUOUS WARNING OF REDUCED SPEED ZONES.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. 92,* PERMIT 3RD CLASS CITIES TO INCREASE BUDGET APPROPRIATION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 61*, RAISE LEVY LIMIT FOR CEMETERY DISTRICTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 110*, ADD 7TH DISTRICT JUDGE TO 3RD JUDICIAL DISTRICT.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 2, 1957

Mr. President:

I am directed to inform your 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*, PROVIDING FOR USE AND ACCOUNTING OF FUNDS FOR DRIVER EDUCATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. No. 104*, ALLOWING DISABLED ELECTORS TO TRANSFER

THEIR REGISTRATION BY MAIL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 104* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. 103*, CLARIFYING STATUS OF JUDGES OF ELECTION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. 40*, RELATING TO DEATH, RESIGNATION OR DISQUALIFICATION OF CANDIDATE NOMINATED FOR AN ELECTIVE OFFICE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 2, 1957

Mr. President:

I am directed to inform your 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*, TO ESTABLISH "COUNTY SERVICE AREAS" FOR EXTENDING CITY SERVICES TO UNINCORPORATED AREAS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 2, 1957

Mr. President:

I am directed 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. 59*, DEFICIT APPROPRIATION – BOARD OF ALCOHOLISM, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 59* was transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

March 4, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 266*, by Messrs. Thorn and Hopkin, entitled, APPROPRIATIONS – STATE BUILDING BOARD, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 266* 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 4, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 218*, by Messrs. Barlow, Hunter and Selvin, entitled, ESTABLISHING BRANCH BANK, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 218* 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 4, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 43*, by Messrs. Lloyd and Gibson, entitled, EXTENSION OF CITIES, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 43* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 4, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 93*, by Messrs. Davis and Larson, entitled, INTERSTATE COMPACT AUTHORITY ON PARDONS AND PAROLES, 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,

HAVEN J. BARLOW,
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 4, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 265,* by Mr. Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*S. B. No. 265* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 139,* by Messrs. Howe and Brewster, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 139* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 81,* by Messrs. Hatch and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 81* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 205,* by Mr. Larson, has carefully considered said bill and reports

the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 205* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 206*, by Mr. Larson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 206* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 258*, by Messrs. Larson and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 258* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 259*, by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 259* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. J. R. No. 8*, by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. J. R. No. 8* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 236*, by Messrs. Hafen and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 236* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 223*, by Messrs. Day and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 223* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 257*, by Messrs. Larson, Davis and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 257* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 241*, by Messrs. Anderson and Davis, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 241* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Special Committee on Salaries, to which was referred *S. B. No. 161*, by Messrs. Day and Hatch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 161* was referred to the Sifting Committee.

March 4, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *S. B. No. 267*, by Mr. Stringham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*S. B. No. 267* was referred to the Sifting Committee.

## SPECIAL COMMITTEE REPORTS

March 4, 1957

Mr. President:

Your Sifting Committee reports out the following bills:
S. B. Nos. 225, 226, 213, 70, 71, 72, 73, 152, 166, 86, and 241.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## UNFINISHED BUSINESS

*S. B. No. 63*, being Unfinished Business, was before the Senate.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 63* was amended as follows:

Page 3, line 26, delete the word "conductors", insert in lieu thereof the word "contractors".

Page 3, line 29, delete "An electrical worker", insert in lieu thereof the words "A lay member".

Page 4, line 32, after the word "construction" insert a comma, then add "repair and maintenance".

On motion of Senator Davis, *S. B. No. 63* was amended as follows:

Page 5, lines 17-18, amend the words "underwriters' laboratories inc.," to read "Underwriters' Laboratories Inc.".

On motion of Senator Day, *S. B. No. 63* was amended as follows:

Page 4, following line 33, add a new paragraph 7 to read:

"Industrial concerns and their employees shall be exempt from the provisions of Sections 58-23-4 to 58-23-12 inclusive of this act, when such industrial concerns either employ a licensed electrical engineer or obtain electrical contractors licenses under the provisions of Section 58-23-5 of this act."

Page 5, 58-23-4, line 31, shall read as follows:

"1 to 5, inclusive".

Page 6, following line 11, insert a new paragraph to read:

"5. Wiring done by an owner in his residence provided that such residence is personally occupied by the owner, or wiring done by an owner on premises occupied by the owner for his own business or occupation and to which the public is not generally invited."

*S. B. No. 63* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Selvin and Thorn.

Those voting in the negative were: Senators Adams, Bullen, Dastrup and Mr. President.

Absent and not voting: Senators Jenkins, Kerr, Lloyd and Stringham.

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

AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE GOVERNOR

March 1, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 22*, entitled, RELIEVING MERCHANTS FROM CIVIL OR CRIMINAL LIABILITY.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 1, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day (Feb. 26, 1957) signed into law, *S. B. No. 34*, entitled, VOCATIONAL REHABILITATION ON HANDICAPPED INDIVIDUALS.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day receded from its amendments and passed *S. B. No. 31*, APPOINTMENTS TO STATE COUNCIL OF DEFENSE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 31* was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 123*, ENACTING A UNIFORM INDIVIDUAL ACCIDENT AND SICKNESS POLICY OF INSURANCE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 123* was read the first time and referred to the Committee on Business and Commerce.

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed in open session, in the presence of the House, *H. B. No. 243*, MAKING APPROPRIATIONS FOR THE BIENNIUM ENDING JUNE 30, 1957 TO CERTAIN DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 243* was 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, 1957

Mr. President:

I am directed 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. 40*, ELIGIBILITY STANDARDS FOR PUBLIC ASSISTANCE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 40* was transmitted to the Governor.

March 4, 1957

Mr. President:

I am directed 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*, COVERING UNCLAIMED PROPERTY AND FUNDS TO UNIFORM SCHOOL FUND, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 77* was transmitted to the Governor.

## REPORTS OF SPECIAL COMMITTEES

March 4, 1957

To: The President of the Senate

The Speaker of the House

Your joint committee on salaries, having met together in six committee sessions, begs leave to report as follows:

*Senate Bill 16* pertaining to salaries of city judges in cities of the first class: Original bill requesting salary increase from $6,500 to $10,000, amended in the Senate to $8,000, and now in the House. Your committee recommends amendment in the House to $7,200.

*Senate Bill 20*, pertaining to salaries of deputy district attorneys. Bill requests salary increases from $3,000 to $4,000. Your committee recommends amendment in the amount of $3,600.

*Senate Bill 25*, pertaining to salary increases of District Attorneys. Your committee recommends favorable consideration of the salaries as requested.

*Senate Bill 99*, pertaining to salaries of the Judges of the District Courts. Your committee recommends favorable consideration of the salaries as requested.

*Senate Bill 100*, pertaining to salaries of the Judges of the Utah State Supreme Court. Your committee recommends favorable consideration of the salaries as requested.

*Senate Bill 158*, pertaining to salaries and expense of Civil Service Commissioners. Your committee reports this bill out unfavorably, with recommendation that present salaries and expense be retained.

*Senate Bill 139*, pertaining to supplemental compensation of city police. Your committee recommends this Bill out unfavorably, with recommendation that present compensation be retained.

*Senate Bill 129*, pertaining to compensation of the members of the Boards of Education. Your committee recommends this Bill out unfavorably, with recommendation that present compensation be retained.

*Senate Bill 167*, pertaining to compensation of court reporters. Bill requests salary increase from $5,200 to $6,500. Your committee recommends an amendment to the Bill setting the amount at $6,000.

*Senate Bill 193*, pertaining to salaries of State Officials. The Bill requests salary increase for the Building Commission Superintendent of Construction from $6,000 to $8,000. Your committee recommends amendment to the Bill setting the salary at $7,200. The Bill requests salary increase for the State Fish and Game Director from $6,000 to $10,000. Your committee recommends amendment to the Bill setting the salary at $7,200. The Bill requests salary increase for the State Engineer from $6,000 to $10,000. Your committee recommends amendment to the Bill setting the salary at $12,000. The Bill requests salary increases for members of the Industrial Commission, the members of the Commission on Finance, the members of the Tax Commission, the members of the Public Welfare Commission, the members of the Business Regulation Comission, the Bank Commissioner, the members of the Liquor Control Commission, the members of the State Board of Agriculture, the members of the Engineering Commission, all from $6,000 per year to $10,000 per year. Your committee recommends that these salaries be set at $7,200, except in the case of the chairman of the commission for which the committee recommends a salary of $7,500. The Bill requests salary increase for the director of the State Land Board from $6,000 to $8,000. Your committee recommends that this salary be set at $7,200.

*Senate Bill 215*, pertaining to the salary of the Clerk of the Supreme Court. The Bill requests salary increase from $5,000 to $6,000. Your committee reports this Bill out favorably.

*Senate Bill 248*, pertaining to the salary of the State Engineer. The Bill requests a salary increase from $6,000 to $12,000. Your committee reports this Bill out favorably.

*Senate Bill 251*, pertaining to the salary of elected officials. The Bill requests salary increases of undetermined amounts. Your committee recommends that the salary of the Governor be increased from $10,000 to $12,000; that the salary of the Secretary of State be increased from $7,200 to $9,500; that the salary of the State Treasurer and the State Auditor be increased from $6,000 to $7,500; that the salary of the Attorney General be increased from $7,500 to $10,000.

*House Bill 135*, pertaining to the salaries of county officials. Your committee recommends that the salaries in each instance be increased ten percent.

Respectfully submitted,

THE JOINT SALARY COMMITTEE OF THE 32ND LEGISLATURE

SENATE MEMBERS
Sherman P. Lloyd
Reed Bullen
Marl D. Gibson

HOUSE MEMBERS
George A. Hurst, Jr.
Lionel L. Peterson
Finley F. Wilkinson
Evan Woodbury

Committee report read and adopted.

S. B. Nos. 20, 25, 99, 100, 158, 139, 129, 167, 193, 215, 248 and 251 were referred to the Sifting Committee.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hopkin, *H. B. No. 145* was made a Special Order of Business for Monday, March 11, 1957 at 2:30 P.M.

*S. B. No. 18* was read the third time and placed on its final passage.

On motion of Senator Day, *S. B. No. 18* was amended as follows:

Page 3, line 28, after the word "filed," insert "and when either party requests the same or when minor children are involved,".

On motion of Senator Barlow, *S. B. No. 18* was amended as follows:

Page 4, line 23, after the word "psychiatrist," insert "psychologist,".

Page 8, line 3, atfer the words "contained in the report" insert "The judge may call the counselor, the parties, and other persons as witnesses."

Page 2, line 3, following "30-3-22" insert the word "and" then strike "and 30-3-24".

Page 2, line 30, strike "30-3-5" and insert "30-3-4" and renumber all sections following.

On motion of Senator Barlow, the title of *S. B. No. 18* was amended as follows:

In the title, page 1, line 1, strike "TWENTY-FOUR" and insert "TWENTY-THREE".

In the title, page 1, line 4, following "30-3-22" add the word "AND" then strike "AND 30-3-24".

On motion of Senator Davis, *S. B. No. 18* was amended as follows:

Page 3, line 18, delete the following: "under direction of the district court division of domestic relations" and insert, in lieu thereof the following after the word "counselors", insert a comma after "counselors" and add "when directed by the judge of any district court".

Page 3, line 20, delete "the" and insert "any judge of the".

On motion of Senator Barlow, *S. B. No. 18* was made a Special Order of Business for Tuesday, March 5, 1957 at 3:00 P.M.

*S. B. No. 48* was read the third time and placed on its final passage.

On motion of Senator Thorn, *S. B. No. 48* was amended as follows:

Page 2, line 31, after the word "Patrol" insert "and its employees."

*S. B No. 48* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack (explained vote), Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Jenkins, Kerr and Stringham.

*S. B. No. 48* was transmitted to the House.

*S. B. No. 131* was read the third time and placed on its final passage.

On motion of Senator Barlow, *S. B. No. 131* was amended as follows:

Page 2, line 9, delete the word "specific."

*S. B. No. 131* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin Thorn and Mr. President.

Absent and not voting: Senators Adams, Davis, Jenkins, Kerr and Stringham.

*S. B. No. 131* was transmitted to the House.

On motion of Senator Clegg, the Senate recessed.
The Senate re-assembled.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 225* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *S. B. No. 225* was amended as follows:

Page 1, line 15, delete the word "is", insert "shall be", also on the same line after the word "with" and preceding the word "death" insert "imprisonment for life or."

*S. B. No. 225* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Larson, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davie, Davis, Gibson, Hatch and Selvin.

Absent and not voting: Senators Jack, Jenkins and Kerr.

*S. B. No. 226* was read the second time.

Committee report read and adopted.

*S. B. No. 226* was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 3; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Larson, Lloyd, Stringham and Mr. President.

Those voting in the negative were: Senators Jack, Selvin and Thorn.
Absent and not voting: Senators Dastrup, Hunter, Jenkins and Kerr.

*S. B. No. 213* was read the second time.

Committee report read and adopted.

*S. B. Nos. 70, 71, 72, 73, 152, 166, 86* and *241* were referred back to the Sifting Committee in compliance with the committee's report on the 37th Legislative day.

On motion of Senator Hunter, the Senate adjourned until Tuesday, March 5, 1957 at 9:00 A.M.

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## FIFTY-FIRST DAY

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### MORNING SESSION

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, March 5, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

Roll Call – All Senators present except Senator Jenkins, excused, and Senator Hatch, absent.

Prayer by the Chaplain.

March 5, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

March 1, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 21*, entitled, EXEMPTING TANGIBLE PROPERTY IN INTERSTATE COMMERCE TAXATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 5, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise that I have this day, March 4, 1957, signed into law *Senate Bill 59*, entitled, DEFICIT APPROPRIATION BOARD OF ALCOHOLISM, which has been transmitted to the Secretary of State for appropriate action.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

March 4, 1957

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. 166*, APPROPRIATING $132,000 TO THE DEPARTMENT OF EMPLOYMENT SECURITY,

and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 166* was read the first time and referred to the Committee on Appropriations.

March 4, 1957

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. 164*, AN ACT REGULATING UNEMPLOYMENT COMPENSATION, AND PROVIDING FOR AN ADMINISTRATOR, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 164* was read the first time and referred to the Committee on Labor.

March 4, 1957

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. 130*, PROVIDING THAT VEHICLES MUST STOP WHEN A SCHOOL BUS IS LOADING OR UNLOADING CHILDREN, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 130* was read the first time and referred to the Committee on Highways and Aeronautics.

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this

day passed *H. B. No. 133*, PROVIDING FOR PERIODIC REDISTRICTING OF SCHOOL DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 133* was read the first time and referred to the Committee on Political Subdivisions.

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 32*, TO ISSUE SPECIAL AUTO LICENSE PLATE TO ACTIVE MEMBERS OF THE UTAH NATIONAL GUARD AND TO EXEMPT THEM FROM THE $5 REGISTRATION FEE, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 32* was read the first time and referred to the Committee on Highways and Aeronautics.

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 224*, AN ACT TRANSFERRING GRAVE REGISTRATION OF THE ADJUTANT GENERAL'S OFFICE TO THE UTAH STATE HISTORICAL SOCIETY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 224* was read the first time and referred to the Committee on State and Federal Affairs.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that on the 27th day of February, 1957, the Governor did veto *House Bill No. 41*, entitled, PROVIDING THAT THE STATE TREASURER MAY AUTHORIZE THE PURCHASE OF TAX ANTICIPATION NOTES BY CITIES, COUNTIES OR SCHOOL DISTRICTS OF THE STATE OF UTAH, and the House sustained the governor's action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF STANDING COMMITTEES

March 5, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 31*, by Messrs. Day, Selvin and Hammond, entitled, APPOINTMENTS TO STATE COUNCIL OF DEFENSE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 31* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 5, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 56*, by Messrs. Bullen, Hopkin and Hunter, entitled, CHANGING NAME OF AGRICULTURAL 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,

HAVEN J. BARLOW,
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.

March 5, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 49*, by Messrs. Stringham and Fowles, entitled, AMENDMENTS TO WATER CONSERVANCY LAW, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 49* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 5, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 47*, by Messrs. Adams, Selvin and Barlow, entitled, PLACING JUVENILE DELINQUENTS IN STATE OR FEDERAL INSTITUTIONS, 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,

HAVEN J. BARLOW,
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 5, 1957

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 250*, by Messrs. Hafen and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*S. B. No. 250* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 5, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 70, 71, 72, 73, 152, 166, 86, 241, 60, 27 and 67.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## UNFINISHED BUSINESS

*S. B. No. 213*, being Unfinished Business, was before the Senate.

On motion of Senator Clegg, *S. B. No. 213* was amended as follows:

Page 2, line 21, delete "outstanding at", then insert in lieu thereof "made in the six month period immediately preceding".

On motion of Senator Clegg, the rules were suspended and *S. B. No. 213* was read the third time and placed on its final passage.

*S. B. No. 213* then passed on the following roll call:
Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Davie, Gibson, Hatch, Harward, Hopkin and Jenkins.

*S. B. No. 213* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, *S. B. No. 63* retained its position on the Third Reading Calendar.

*S. B. No. 225* was read the third time and placed on its final passage.

*S. B. No. 225* then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davie and Davis.

Absent and not voting: Senators Adams, Gibson, Hatch, Harward, Hopkin and Jenkins.

*S. B. No. 225* was transmitted to the House.

*S. B. No. 226* was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 226* retained its position on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 70* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 71*.

*S. B. No. 71* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were once again suspended and the Senate voted to further consider *S. B. No. 70* at this time.

On motion of Senator Lloyd, *S. B. No. 70* was amended as follows:

Beginning on page 1, line 10, delete all of sub-section 3, and substitute therefor the following:

"(3) The board may establish, as a two year exploratory study, pilot services for mentally retarded or multiple-handicapped children and youth including the maintenance of (a) a day-care center, and (b) a sheltered workshop and training center, and (c) a home training program in rural areas. The board may in the establishment of the above listed exploratory study, in the fields listed, utilize private non-profit facilities and programs now in operation in the communities for the care and training of mentally retarded and multiple-handicapped children."

On motion of Senator Day, the rules were suspended and *S. B. No. 70* was read the third time and placed on its final passage.

*S. B. No. 70* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Davie.

Absent and not voting: Senators Hatch, Jenkins and Thorn.

*S. B. No. 70* was transmitted to the House.

*S. B. No. 71*, having been previously read, was before the Senate.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 71* was read the third time and placed on its final passage.

*S. B. No. 71* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Davie.

Absent and not voting: Senators Hatch, Jenkins and Thorn.

*S. B. No. 71* was transmitted to the House.

*S. B. No. 72* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 73*.

*S. B. No. 73* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were once again suspended and the Senate voted to further consider *S. B. No. 72*.

On motion of Senator Day, the rules were suspended and *S. B. No. 72* was read the third time and placed on its final passage.

*S. B. No. 72* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Fowles.

Absent and not voting: Senators Davis, Gibson, Hatch and Jenkins.

*S. B. No. 72* was transmitted to the House.

*S. B. No. 73*, having been previously read, was before the Senate.

On motion of Senator Day, the rules were suspended and *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, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams and Fowles.

Absent and not voting: Senators Davis, Gibson, Hatch and Jenkins.

*S. B. No. 73* was transmitted to the House.

*S. B. No. 152* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *S. B. No. 152* was amended as follows:

Page 1, line 3, after the comma following the word "standing" insert the words "one of whom may be a member of the Legislature at the time of his appointment."

On motion of Senator Clegg, 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, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles (explained vote), Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Stringham and Thorn.

Absent and not voting: Senators Davis, Gibson, Hatch, Jenkins, Lloyd, Selvin and Mr. President.

*S. B. No. 152* was transmitted to the House.

S. *B. No. 166* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, S. *B. No. 166* was amended as follows:

Line 1, page 1, strike the word "livestock" and insert the word "cattle".

Line 2, page 1, after the word "of", strike the balance of line 2, also line 3, 4, 5, 6, 7, down to and including the word "promotion", and insert in lieu thereof "the Utah Cattle Growers Association".

Line 8, page 1, strike the words "reasonably and non-discriminatory".

Line 9, page 1, insert a period after the word "calves" and strike the remainder of line 9 and of line 10.

Line 7, page 2, strike the words "producer sponsored organization," and on line 8, page 2, strike the words "described in section 1, and insert in lieu thereof "Utah Cattle Growers Association".

Page 2, strike all of Section 4 and Section 5.

On motion of Senator Hopkin, the title of S. *B. No. 166* was amended as follows:

Line 1 of the title, strike the word "LIVESTOCK" and insert in lieu thereof the word "CATTLE."

Line 4 of the title, strike the word "LIVESTOCK" and insert in lieu thereof the word "CATTLE."

Line 5 of the title, strike the last word "VARIOUS" and strike the remainder of the title from line 6 to the end, and insert in lieu thereof the words "UTAH CATTLE GROWERS ASSOCIATION".

On motion of Senator Day, the rules were suspended and S. *B. No. 166* was read the third time and placed on its final passage.

S. *B. No. 166* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup (explained vote), Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Selvin, Stringham and Thorn.

Those voting in the negative were: Senators Barlow and Lloyd.

Absent and not voting: Senators Gibson, Hatch, Jenkins, Larson and Mr. President.

S. *B. No. 166* was transmitted to the House.

S. *B. No. 86* was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, S. *B. No. 86* was amended as follows:

Page 3, line 31, after the word "appoint" insert the following "with the consent of the Governor."

S. *B. No. 86* was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Fowles, Hammond, Harward, Hopkin (explained vote), Hunter, Jack, Larson, Lloyd, Selvin and Thorn.

Voting in the negative was Senator Day.

Absent and not voting: Senators Gibson, Hatch, Jenkins, Kerr, Stringham and Mr. President.

S. *B. No. 241* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and S. *B. No. 241* was read the third time and placed on its final passage.

S. *B. No. 241* then passed on the following roll call:

Yeas, 18, Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin and Thorn.

Absent and not voting: Senators Barlow, Gibson, Hatch, Jenkins, Kerr, Stringham and Mr. President.

S. *B. No. 241* was transmitted to the House.

S. *B. No. 60* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and S. *B. No. 60* was read the third time and placed on its final passage.

S. *B. No. 60* then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin (explained vote), Hunter, Lloyd, Selvin, Stringham and Thorn.

Voting in the negative was Senator Jack (explained vote).

Absent and not voting: Senators Gibson, Hatch, Jenkins, Kerr, Larson and Mr. President.

*S. B. No. 60* was transmitted to the House.

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

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## REPORTS OF STANDING COMMITTEES

March 5, 1957

Mr. President:

Your Committee on Political Subdivision, to which was referred *S. B. No. 264*, by Messrs. Kerr and Day, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*S. B. No. 264* was referred to the Sifting Committee.

## CONSIDERATION OF BILLS ON SECOND READING

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

Committee report read and adopted.

On motion of Senator Larson, *S. B. No. 27* was amended as follows:

Page 4, lines 30-31, delete the following words "the same as the polling places in the general election in the district." Then on page 4, line 31, after the word "be" insert "fixed by the board of trustees".

Page 5, line 31, delete the letter "s" from the word "Sections" to read "Section". Also delete "and 17-6-3.16".

Page 5, line 32, delete "are", insert in lieu thereof the word "is".

Page 7, delete lines 9-33 inclusive.

Page 8, delete lines 1-23 inclusive.

On motion of Senator Larson, the title of *S. B. No. 27* was amended as follows:

Line 5, delete the word 'TWO" insert "A", then delete the letter "S" from "SECTIONS" which appears twice on line 5.

Line 6, delete "AND 17-6-3.16".

Line 10, delete the word "AS" insert in lieu thereof the word "AN".

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

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

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Hatch, Jenkins, Stringham and Thorn.

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

*S. B. No. 67* was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, *S. B. No. 67* was amended as follows:

Page 1, line 6, delete the word "an", insert "any", then after the word "officer" insert "or officers".

On motion of Senator Gibson, the rules were suspended and *S. B. No. 67* was read the third time and placed on its final passage.

*S. B. No. 67* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Hatch, Jenkins, Stringham and Thorn.

*S. B. No. 67* was transmitted to the House.

## SPECIAL ORDER

*S. B. No. 154*, being a Special Order of Business, was before the Senate.

On motion of Senator Hopkin, *S. B. No. 154* was tabled.

*S. B. No. 18*, being a Special Order of Business, was before the Senate.

On motion of Senator Barlow, the rules were suspended and the Senate voted to amend *S. B. No. 18* by deleting all of the body and the title of the original *S. B. No. 18* and then inserting in lieu thereof the following:

S. B. No. 18 By Messrs. Barlow and Hopkin

AN ACT AMENDING SECTIONS 30-3-4, 30-3-6 AND 30-3-7, UTAH CODE ANNOTATED 1953, RELATING TO PLEADINGS, FINDINGS AND PROCEDURE IN HEARING OF DIVORCE MATTERS; AND PROVIDING WHEN A DECREE OF DIVORCE SHALL BECOME ABSOLUTE; ALSO ENACTING TWELVE NEW SECTIONS TO BE KNOWN AS SECTIONS 30-3-11, 30-3-12, 30-3-13, 30-3-14, 30-3-15, 30-3-16, 30-3-17, 30-3-18, 30-3-19, 30-3-20, 30-3-21 AND 30-3-22, UTAH CODE ANNOTATED 1953, DECLARING THE PUBLIC POLICY OF THE STATE OF UTAH TO PRESERVE DESIRABLE MARITAL RELATIONSHIPS, PARTICULARLY WHERE MINOR CHILDREN ARE INVOLVED; PROVIDING FOR THE APPOINTMENT OF DOMESTIC RELATIONS COUNSELORS AND ASSISTANTS AND DESCRIBING THEIR DUTIES; DECLARING THE RELATION OF THE STATE DEPARTMENT OF PUBLIC WELFARE TO SAID COURT AND AUTHORIZING EXPENDITURE OF WELFARE FUNDS; RELATING TO THE SUPPORT AND CUSTODY OF CHILDREN; AND PROVIDING FOR THE ENFORCEMENT OF COURT ORDERS WITH REGARD TO ALIMONY AND SUPPORT PAYMENTS.

Be it enacted by the Legislature of the Sate of Utah:

Section 1. Section 30-3-4, 30-3-6 and 30-3-7, Utah Code Annotated 1953, are amended to read:

30-3-4. The complaint shall be in writing [verified by the oath of plaintiff] and signed by the plaintiff or plaintiff's attorney. No decree of divorce shall be granted upon default or otherwise, except upon legal evidence taken in the cause, and all hearings and trials for divorce shall be had before the court, and not before a master, referee or any other delegated representative, except for interviews held by the domestic relations counselors as pro-

vided in this chapter; and the court in all divorce cases shall make and file its findings and decree upon the evidence.

30-3-6. If after the hearing of any divorce cause the court is of the opinion that the divorce ought to be granted to either person, a decree shall be entered granting to such person a divorce; but the decree shall specifically provide that it shall not become absolute until the expiration of [six] three months from the date of its entry.

30-3-7. The decree of divorce shall become absolute at the expiration of [six] three months from the entry thereof, unless an appeal or other proceedings for review are pending, or the court before the expiration of said period for sufficient cause upon its own motion or upon the application of any person, whether interested or not, otherwise orders.

Section 2. Sections 30-3-11, 30-3-12, 30-3-13, 30-3-14, 30-3-15, 30-3-16, 30-3-17, 30-3-18, 30-3-19, 30-3-20, 30-3-21 and 30-3-22, Utah Code Annotated 1953, are enacted to read as follows:

30-3-11. It is the declared public policy of the State of Utah to maintain desirable marital and family relationships, and therefore to take reasonable measures to preserve marriages, particularly where minor children are involved, in the interest of strengthening the family life foundation of our society and in reducing the economic and social costs to the state resulting from broken homes.

It is the purpose of this act to preserve the rights of children and spouses in all domestic relations cases, to make competent counseling and investigative service available to the district courts in handling divorce and all other domestic relations cases.

30-3-12. Each district court of the respective judicial districts while sitting in matters of divorce, annulment, separate maintenance, child custody in connection therewith and child custody in habeas corpus proceedings, ailmony, support, and adoptions, shall exercise the family counseling powers conferred by this act.

30-3-13. In each of the several judicial district, or in such combination of districts as shall be agreed upon by the judges thereof, the judge or judges of such district or combination of districts shall appoint from an eligible list established in accordance with this act one or more domestic relations counselors and such other persons as assistants and clerks as may be deemed necessary, to serve during the pleasure of the appointing power.

30-3-14. It shall be the duty of the state department of public welfare with the advice and consent of the district court or courts to be served to determine the location of principal offices of domestic relations counselors, assistants, and clerks, to fix the salaries of such persons in accordance with standards established by the department of finance and with the advice and consent of the district court or courts to be served; to prescribe the qualifications of such persons, and to provide for the establishment of an eligible list for appointment to such positions through examinations conducted by the merit system council. The state department of public welfare shall pay the

salaries of such persons, and provide necessary equipment, offices, supplies, forms, and other incidentals from funds available to it for this purpose. To this end the state department of public welfare is authorized to expend any funds appropriated to it.

30-3-15. Domestic relations counselors shall, when directed by the judge of any district court, perform the following duties in domestic relations cases and such other duties as any judge of the district court may assign to them:

1. Promptly receive all signed requests for counseling services for the purpose of disposing of them pursuant to this act.

2. Investigate the facts upon which to base warrants, subpoenas, orders or other court directions in proceedings filed in the district court.

3. When a complaint has been filed, and when either party requests the same, or when minor children are involved, interview and counsel each plaintiff and, when feasible and desirable, each defendant, or confer with both jointly, for the purpose of reconciling the differences between them, and may make recommendations to the judge of the district court. Upon the failure or refusal of either party to participate in such an interview or conference and after such party having had written notice to do so the court may, either on its own motion or the motion of the domestic relations counselor or any interested person, order such party to appear at a time and place certain for such interview or conference, and the court may enforce this order in the same manner in which other orders are enforced.

4. Upon request of a district court judge, make post-divorce studies of problems arising in connection with child custody, support and visitation, give assistance to the parties in the enforcement of support orders, and cause such reports to be made, such statistics to be compiled, and such records to be kept as the judge of the court may direct.

5. Counsel husband or wife, or both, without fee and without the filing of a complaint for divorce, annulment or separate maintenance if they have marital difficulties which may lead to a termination of the marriage relation when a signed request for such services has been made of the domestic relations counselor.

30-3-16. The state department of public welfare shall provide the clerk of the district court with blank forms approved by the court which may be used by any spouse in making a signed request for informal counseling services.

30-3-17. The judge of a district court may counsel either spouse or both, and may in his discretion require one or both of them to appear before him, or may recommend the aid of a physician, psychiatrist, psychologist, social service worker or other specialists or scientific expert, or the pastor, bishop or presiding officer of any religious denomination to which the parties may belong.

30-3-18. Unless the court, for good cause shown and set forth in the findings, otherwise orders, no hearing for decree of divorce shall be held by the court until ninety days shall have elapsed from the filing of the complaint, provided the court may make such interim orders as may be just and equitable.

The use of counseling services provided under this act shall not be construed as a condonation on the part of either spouse of acts that may constitute grounds for divorce.

30-3-19. All counseling proceedings, interviews or conferences shall be held in private. All communications verbal or written, from the parties to the judge or domestic relations counselor in a counseling or conciliation proceeding shall be deemed to be made to such officer in official confidence within the meaning of section 78-24-8, Utah Code Annotated, 1953 and shall not be admissible or usable for any purpose in any divorce hearing, or any other proceeding. Signed requests for informal counseling services and any other papers or records relating thereto shall be confidential.

30-3-20. Whenever a judge of a district court deems publication of any matter before the court contrary to public policy or injurious to the interests of children or to the public morals, he may by order seal the files in the matter and make such other orders to protect the privacy of the parties as he deems proper and necessary.

30-3-21. In order to assist the court in making equitable orders in relation to the support and custody of children, the domestic relations counselor, in all cases involving minor children and when so directed by the court, shall make a study of the family relations, earning ability, and financial status of the parties, and other factors pertinent to the custody, support and general welfare of the children, and shall file a vertified report of such study not later than 10 days before the date set for the divorce or separate maintenance hearing unless the time be shortened by order of the court. The report of the domestic relations counselor shall be made available to either party or his counsel; and the domestic relations counselor who made the report may be examined by either or both parties at the hearing.

The judge may call the domestic relations counselor, the parties, and other persons as witnesses. The report or any portion thereof may be received in evidence if no objection is raised to the relevancy, competency, or materiality thereof by either party or his counsel. The report shall be kept in a confidential file not open to inspection except by the court, the parties and their attorneys of record.

30-3-22. Whenever the court shall have ordered payment of alimony, support money or both paid to the clerk of the court and the person or persons for whose benefit such payments have been ordered are recipient of public assistance, or, thereafter become recipient of public assistance, and any of such payments shall have been delinquent for a period in excess of thirty days, the clerk of the court shall notify the county attorney of such fact.

It shall be the duty of the county department of public welfare to assist the clerk of the court and the county attorney in performing their duties as herein provided.

Upon receipt of such notice, as herein provided, the county attorney shall then take appropriate measures to cause the orders of the court to be enforced.

For the purpose of carrying out his duties under this section the county attorney is authorized to institute contempt proceedings on behalf of the party to whom the ailmony or support money has been awarded in cases when

such parties are recipients of public welfare, in addition to or as an alternative to other legal process available to him.

S. *B. No. 18* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg (explained vote), Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Bullen, Hatch, Harward, Jenkins, Lloyd and Thorn.

S. *B. No. 18* was transmitted to the House.

On motion of Senator Hunter, the Senate recessed.

The Senate re-assembled.

## REPORTS OF SPECIAL COMMITTEES

March 5, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 264, 91, 92, 102, 199, 224, 32, 150 and 250.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 264* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and S. *B. No. 264* was read the third time and placed on its final passage.

S. *B. No. 264* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Har-

ward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Jenkins, Larson and Thorn.

*S. B. No. 264* was transmitted to the House.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 226* on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 226*, having been previously read, was before the Senate.

On motion of Senator Lloyd, *S. B. No. 226* was amended as follows:

Page 1, line 3, delete the words "in the rendering of such services and."

Page 1, line 4, insert a comma following the word "production", then delete the word "and." Line 4, after the word "manufacture" insert the words "and repair."

Page 1, line 11, after the word "produced" insert a comma, delete the word "and", then following the word "or" insert "repaired" and delete the words "the services to be rendered", lines 11 and 12.

Page 1, line 17, delete the word "may", insert in lieu thereof the word "must".

After line 20 of the bill, insert a new Section 4 to read:

"The board of corrections shall make application to the board of examiners for a revolving fund to be established and used for the purchase of supplies and materials as necessary in the production, manufacture and repair of articles, materials and supplies authorized by this act. The board of examiners shall allow such revolving fund from monies in the general fund and the receipts from the sale of articles, materials or supplies produced, manufactured or repaired shall be credited to the revolving fund which shall be maintained intact. Any profits accruing to the fund shall be closed out to the state general fund at the close of each biennium. Said fund shall be audited by the state auditor."

Page 1, line 16, delete the word "or", insert a comma, then following the word "manufactured" insert "or repaired".

On motion of Senator Lloyd, the title of *S. B. No. 226* was amended as follows:

Line 2 of the title, delete the word "AND".

Line 4 of the title, after the word "GOODS" insert ", AND PROVIDING FOR A REVOLVING FUND".

On motion of Senator Barlow, *S. B. No. 226* was amended as follows:

Page 1, line 5, after the word "state" insert "government."

*S. B. No. 226* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Gibson, Hatch, Jenkins and Thorn.

*S. B. No. 226* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 91* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 91* was amended as follows:

Page 1, line 3, change figure "103" to "109".

Page 3, line 20, after the figures "Section 53-38-2" insert "and Section 53-38-12."

On motion of Senator Davis, the title of *S. B. No. 91* was amended as follows:

Line 2 of the title after the word "AMENDED" and preceding the comma, insert "BY CHAPTER 109 LAWS OF UTAH 1955."

On motion of Senator Davis, the rules were suspended and *S. B. No. 91* was read the third time and placed on its final passage.

*S. B. No. 91* then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senators Barlow, Hatch, Jenkins, Lloyd and Thorn.

*S. B. No. 91* was transmitted to the House.

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

Mr. Weston E. Hamilton, Vice President of the Walker Bank, was recognized and presented to the Committee of the Whole.

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

*S. B. No. 92* was read the second time.

Committee report read and adopted.

*S. B. No. 92* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Hatch, Jenkins, Larson, Lloyd and Thorn.

*S. B. Nos. 102, 199, 224, 32, 150* and *250* 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 Wednesday, March 6, 1957 at 9:00 A.M.

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## FIFTY-SECOND DAY

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### MORNING SESSION

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, March 6, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 6, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 4, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 175*, PROVIDING FOR CHEMICAL TESTS OF VEHICLE DRIVERS FOR INTOXICATION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 175* was read the first time and referred to the Committee on Highways and Aeronautics.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 99*, APPROPRIATING THE FEDERAL GRANT FOR A MINERS HOSPITAL AND ITS REVENUES TO THE UNIVERSITY OF UTAH, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 99* was read the first time and referred to the Committee on Education.

March 5, 1957

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. 196*, AN ACT RELATING TO REGISTRATION FEES FOR MOTOR VEHICLES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 196* was read the first time and referred to the Committee on Revenue and Taxation.

March 5, 1957

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. 197*, PROVIDING FOR TRANSFERRING LICENSE PLATES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 197* was read the first time and referred to the Committee on Highways and Aeronautics.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 17*, TO PROVIDE FOR TRAINING OF COUNTY ASSESSORS BY THE STATE TAX COMMISSION.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 15*, TO PERMIT COUNTIES OR INCORPORATED AREAS TO

CONTRACT FOR FIRE PROTECTION SERVICE.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 1st day of March, 1957, approve and transmit to the Secretary of State, *H. B. 242*, APPROPRIATIONS BILL.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 5, 1957

Mr. President:

I am directed 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. 266*, APPROPRIATIONS – STATE BUILDING BOARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 266* was transmitted to the Governor.

March 5, 1957

Mr. President:

I am directed 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. 218*, ESTABLISHING BRANCH BANK, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 218* was transmitted to the Governor.

March 5, 1957

Mr. President:

I am directed 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*, INTERSTATE COMPACT AUTHORITY ON PARDONS AND PAROLES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 93* was transmitted to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 43*, EXTENSION OF CITIES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 43* was transmitted to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 110*, ACT RELATING TO NUMBER OF JUDGES IN EACH JUDICIAL DISTRICT IN UTAH AND FOR APPOINTMENT OF ADDITIONAL JUDGES – EMERGENCY CLAUSE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 110* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 92*, TO PERMIT THIRD CLASS CITIES TO INCREASE BUDGET APPROPRIATIONS AFTER HOLDING A PUBLIC HEARING, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 92* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your 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*, TO REFUSE QUALIFICATION TO FOREIGN CORPORATIONS WHOSE NAME CLOSELY RESEMBLES THAT OF A PREVIOUSLY QUALIFIED CORPORATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 78* was signed by the President in open sesssion in the presence of the Senate and was returned to the House for transmission to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 61*, TO RAISE THE LEVY LIMIT FOR CEMETERY DISTRICTS FROM 1 TO 2 MILLS AND TO PROVIDE THAT SUCH DISTRICTS CAN BE ORGANIZED OR EXTENDED UPON A MAJORITY VOTE OF PERSONS VOTING, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 61* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 5, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 24*, TO REQUIRE MORE CONSPICUOUS WARNING OF REDUCED SPEED ZONES, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 24* was 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 6, 1957

Mr. President:

Your Committee on Rules, to which was referred S. *B. No. 64*, by Messrs. Kerr, Davis and Jack, entitled, METROPOLITAN WATER DISTRICT-BONDING, 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,

HAVEN J. BARLOW,
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.

March 6, 1957

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 164*, by Messrs. Hopkins, Howe, Gunther and Brewster, has carefully considered said bill and reports the same out favorably.

Respectfully,

LAMAR A. DASTRUP,
Chairman

Report filed.

*H. B. No. 164* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred S. *B. No. 230,* by Mrs. Jack, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,

Report filed. Chairman

*S. B. No. 230* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 169,* by Messrs. Wilkinson, Evans, Urry and Rowberry, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 169* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 136,* by Messrs. Hopkins, Gunther, Wangsgaard and Welch, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 136* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. J. R. No. 7,* by Messrs. Hopkins, Gunther, Wangsgaard and Welch, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. J. R. No. 7* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 59*, by Messrs. Abbott and Sheffield, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 59* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 109*, by Messrs. Winterton, Conover, Albrecht, and Noel W. Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 109* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 75*, by Mr. Anderson, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 75* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 160*, by Messrs. Gunther, Hopkins, Wangsgaard and Esplin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 160* was referred to the Sifting Committee.

March 6, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 176*, by Messrs. Gunther and Esplin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 176* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 6, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 251, 100, 99, 248, 193, 25, 20, 158, 139, 129, 215, 167 and 240.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, the rules were suspended and the Senate voted to amend *S. B. No. 63* by deleting all of the body and title of the original *S. B. No. 63* and then inserting in lieu thereof the following:

S. B. No. 63 By Messrs. Day, Fowles and Anderson

AN ACT AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTERS 95, 96, 97 AND 105, LAWS OF UTAH 1953, RELATING TO AN ELECTRICAL ADVISORY COMMITTEE IN THE DEPARTMENT OF REGISTRATION AND ENACTING SIXTEEN NEW SECTIONS TO BE KNOWN AS SECTIONS 58-23-1, 58-23-2, 58-23-3, 58-23-4, 58-23-5, 58-23-6, 58-23-7, 58-23-8, 58-23-9, 58-23-10, 58-23-11, 58-23-12, 58-23-13, 58-23-14 AND 58-23-15, UTAH CODE ANNOTATED 1953, RELATING TO THE LICENSING OF ELECTRICAL CONTRACTORS, ELECTRICAL WORKMEN AND PRESCRIBING ELECTRICAL STANDARDS FOR WORKMANSHIP AND MATERIALS.

Be it enacted by the Legislature of the State of Utah:

Section 1. Sec. 58-1-5, Utah Code Annotated 1953, as amended by Chapter 95, 96, 97 and 105, Laws of Utah 1953, is amended to read:

58-1-5. The functions of the department of registration shall be exercised by the director of registration under the supervision of the commission of the department of business regulation and, when so provided, in collaboration with and with the assistance of representative committees of the several professions, trades and occupations as follows:

(1) For accountants, a committee of three competent public accountants.

(2) For architects, a committee of three architects.

(3) For barbers, a committee of three persons, citizens of the United States who shall have practiced barbering for at least five years.

(4) For chiropody, a committee of three members.

(5) For chiropractors, a committee of three chiropractors; a chiropractice is defined as the science of palpating and adjusting the articulation of the spinal column by hands only.

(6) For dentists, a committee of five persons; but no member of such committee shall be a member of the faculty of any dental college or dental department of any medical college or have a financial interest in any such college.

(7) For funeral directors, embalmers and apprentice embalmers, a committee of three licensed furneral directors or embalmers; provided however, that each member of such committee shall have had a minimum of five years' experience in the preparation and disposition of dead human bodies, and in the practice of embalming, immediately preceding their appointment.

(8) For beauty culturists and electrologists, a committee of three persons.

(9) For practitioners of medicine and surgery in all branches thereof, and for the practice of obstetrics only, a committee of five persons each of whom shall be a licensed practitioner of medicine and surgery in all branches thereof in this state and a graduate of a chartered medical college of recognized standing.

(10) For practitioners in the treatment of human ailments without the use of medicine and surgery, except such practitioners as are specifically provided for herein, a committee of five members, two members of which to be designated by the director shall be members of the committee appointed to examine applicants to practice medicine and surgery in all branches thereof, and three other persons from particular school for treating human ailments for which the applicant desires a license.

(11) For practitioners of naturopathy, a committee of three members, each of whom shall be a graduate of a school of naturopathy of standing recognized by the department of registration.

(12) For graduate registered nurses and licensed practical nurses a committee of four registered nurses and two licensed practical nurses and one registered nurse who is either an instructor in practical nursing or a director of a practical nurse school. [The licensed practical nurses shall be exempt from the five year license requirement set forth in section 58-1-6, Utah Code Annotated 1953, until July 1, 1954.]

(13) For osteopathic physicians or osteopathic physicians and surgeons, a committee of three members each of whom shall be a graduate of a chartered college of osteopathy of recognized standing.

(14) For optometrists, a committee of three persons.

(15) For pharmacists, a committee of five pharmacists to be designated as Utah state board of pharmacy.

(16) For veterinarians, a committee of three veterinarians each of whom shall be a graduate of a college or university of standing recognized by the department of registration.

(17) For plumbers, a committee of five persons.

(18) For sanitarians, a committee of five persons, each of whom shall have had a minimum of five years experience as a sanitarian. Each committee member, shall be exempt from the five year license requirement set forth in Section 58-1-6, Utah Code Annotated 1953, until July 1, 1957.

(19) For persons engaged in, conducting, operating or maintaining in any home, residence or domicilary facility the business of a nursing home, maternity home, the refuge care (of) or maintenance of the needy, the care of the aged or infirm, for two or more non-related individuals, a committee of five certified operators, each of whom shall have had a minimum of five years' experience as a home operator. Each committee member shall be exempt from the five year license requirement set forth in Section 58-1-6 until July 1, 1959.

(20) For contractors, a committee of five qualified contractors.

(21) For electrical workmen, a committee of five persons. Such persons shall include:

(a) An electrical contractor,

(b) A non-licensed member,

(c) An electrical inspector,

(d) A professional electrical engineer,

(e) A representative of the electrical public utilities.

Section 2. Secs. 58-23-1, 58-23-2, 58-23-3, 58-23-4, 58-23-5, 58-23-6, 58-23-7, 58-23-8, 58-23-9, 58-23-10, 58-23-11, 58-23-12, 58-23-13, 58-23-14, and 58-23-15, Utah Code Annotated 1953, are enacted to read.

58-23-1. The provisions of this chapter shall apply to all installations of electrical conductors, fittings, devices and fixtures, hereinafter referred to as "electrical equipment," within or on public and private buildings and premises, with the following general exceptions:

1. The provisions of this chapter shall not apply to installations in mines, including benefication, reduction and auxiliary facilities, ships, or railway cars or to automotive equipment;

2. The provisions of this chapter shall apply to electrical equipment used for radio transmission in amateur radio transmitting stations and shall apply to all electrical equipment used for power supply to radio transmitting equipment, but shall not apply to other electrical equipment used for radio transmission;

3. The provisions of this chapter shall not apply to the installation of electrical wiring by owners in residences in rural districts supplied with electrical energy from an isolated plant located on the same premises as the residences provided that such residence is personally occupied by the owner.

4. As used in this chapter, "reasonably safe to persons and property" as applied to electrical installations and electrical equipment means safe to use in the service for which in the installation or equipment is intended without unnecessary hazard to life, limb, or property.

5. The provisions of this chapter 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 business.

6. Organizations and industrial concerns and their employees not directly related to electrical contracting as a business shall be exempt from the provisions of Sections 58-23-4 to 58-23-11 inclusive, where such organizations or industrial concerns either employ a licensed electrical engineer or obtain electrical contractors licenses under the provisions of Section 58-23-5.

58-23-2. All installations of electrical equipment shall be reasonably safe to persons and property and in conformity with the applicable statutes of the State of Utah, and all applicable ordinances, orders, rules and regulations of any political subdivisions of the State of Utah, which are not in conflict with this chapter.

Conformity of installations of electrical equipment with applicable regulations set forth in the national electrical code of the national fire protection association, national electrical safety code or the electrical provisions of other safety codes which have been approved by the American standards association, shall be prima-facie evidence that such installations are reasonably safe to persons and property. Political subdivisions of the State of Utah shall adopt minimum standards of installations which are reasonably safe to persons and property and shall insure compliance with such standards.

58-23-3. All electrical equipment installed or used shall be reasonably safe to persons and property and in conformity with the applicable statutes of this state.

Conformity of electrical equipment with applicable standards of Underwriters' Laboratories, Inc. shall be prima-facie evidence that such equipment is reasonably safe to persons and property.

This section shall not apply to equipment owned and used by an electricity supply or communication agency in the generation, transmission or distribution of electricity or for the operation of signals or the transmission of intelligence.

58-23-4. In accordance with the provisions of this chapter, no electrical wiring or equipment shall be installed within or on any building, structure, or premises, publicly or privately owned, nor shall any alteration or addition be made in any such existing wiring system unless such work is done under the supervision of a holder of an appropriate license, except as provided in Section 58-23-1 and except that no license will be required to execute any of the classes of electrical work specified in the following subsections:

1. Minor repair work, the replacement of lamps, fuses, or the connection of portable electrical equipment to suitable permanently installed receptacles:

2. The installation, alteration or repair of electrical equipment for the operation of signals or the transmission of intelligence.

3. The installation, alteration or repair of electrical equipment installed by or for an electricity supply or communication agency for the use of such agency in the generation, transmission, distribution or metering of electricity.

4. Any work involved in the manufacturing, testing, servicing, altering, or repairing of electrical equipment or apparatus, except that this exemption shall not include any permanent wiring other than that required for testing purposes.

5. Wiring done by an owner in his residence, provided that such residence is personally occupied by the owner, or wiring done by an owner on premises occupied by the owner for his business or occupation and to which the public is not generally invited.

58-23-5. All of the provisions of this chapter shall apply to any contractor doing work affected by the provisions of this chapter.

The provisions of Chapter 6 of Title 58 of the Utah Code Annotated 1953, as amended shall apply to electrical contractors with the following exceptions:

The exemption stated in section 58-6-2(f) shall not apply to electrical contractors.

58-23-6. Those persons engaged in electrical maintenance work shall not be required to take an examination but shall practice safety measures as required by electrical codes and ordinances in effect, and in accordance with good electrical wiring practice, and shall be responsible for compliance with provisions Section 58-23-2 and 58-23-3.

58-23-7. Electrical maintenance work shall be defined as any electrical work necessary to maintain normal operation of business and properties and

shall not include any electrical work necessary to the expansion of plant facilities, other than extension of branch circuits which have been provided for in the original structures and wiring. Alterations, changes, or additions to main service equipment, disconnects, or feeders shall be made within the scope of an electrical workman's license, except that main and branch circuit fuses may be replaced by maintenance persons.

58-23-8. It shall be unlawful for any persons to offer his services for employment or act in the capacity of an electrical workman within this state without having a license therefor as herein provided, unless such person is particularly exempted as provided in this chapter.

Any person who on the date this section of this act went into effect was actively engaged as an electrical workman shall, upon application and payment of the prescribed fee within twelve months from that date be issued an electrical workman's license without examination, provided satisfactory data is furnished to the department of registration establishing the applicant's qualifications and experience.

58-23-9. An electrical workman within the meaning of this act is any person who performs electrical work not otherwise specifically exempted under this act.

58-23-10. An electrical workman apprentice shall not be required to hold a license, but shall not be permitted to perform any electrical work unless supervised by a licensed electrical workman.

58-23-11. Any person desiring to obtain an electrical workman's license under this act shall make application in writing to the department of registration and shall pay to the department the prescribed fee and shall, on such forms as the department of registration shall prescribe, and in accordance with such rules and regulations as may be adopted by it, file an application in writing for such license. The information contained in the application shall include a statement of the general nature of the applicant's qualifications and experience, together with such other information as may be deemed necessary by the director of the department; except as otherwise provided no electrical workman license shall be issued until applicant has passed an examination prescribed by the department of registration.

Persons engaged in mines, automotive, railroads, or public utilities whose services are concerned with generation, transmission or distribution of electrical energy are exempt from this act.

58-23-12. No person shall be employed as an electrical inspector in the State of Utah by any of its political subdivisions as the only or supervising electrical inspector unless he is the holder of an electrical workman's license issued by the department of registration, except that any person who on the date on which this section of this act went into effect was serving as an electrical inspector legally appointed by the State of Utah or any political sub-division thereof shall, upon application and payment of the prescribed fee and without examination, be issued a license permitting him to continue to serve as electrical inspector.

58-23-13. This chapter shall not apply to an authorized representative of the United States Government or to professional electrical engineers registered by this state, unless such electrical engineers are acting in the capacity of an electrical workman as defined herein.

58-23-14. Electrical inspectors shall be defined as those persons regularly engaged in the inspection of electrical materials, devices, appliance, or installation, or the supervision of other electrical inspectors, for the purpose of preventing loss or damage to persons or property, on behalf of the State of Utah or any of its political subdivisions.

58-23-15. The fees to be paid by applicants shall be as follows:

1. Examination and or application fees:
   (1) Electrical contractors .....$20.00
   This shall include license fee required for a contractors license.
   (2) Electrical workmen .....$15.00
2. Annual Fees:
   (1) Electrical contractors .....$10.00
   (2) Electrical workmen .....$ 5.00

On motion of Senator Day, the rules were suspended and the Senate voted to consider the substituted S. *B. No. 63* as having been read the third time.

On motion of Senator Lloyd, S. *B. No. 63* was made a Special Order of Business for Wednesday, March 6, 1957 at 2:30 P.M.

S. *B. No. 86* was read the third time and placed on its final passage.

On motion of President Hafen, S. *B. No. 86* was made a Special Order of Business for Friday, March 8, 1957 at 10:00 A.M.

S. *B. No. 92* was read the third time and placed on its final passage.

On motion of Senator Davis, S. *B. No. 92* was amended as follows:

Page 2, line 4, delete the following: "Chapter 38", then following the word "to" insert "Sections 53-38-1 to 53-38-11 Inclusive,".

On motion of Senator Davis, the title of S. *B. No. 92* was amended as follows:

Line 8 of the title, delete the following: "CHAPTER 38", insert immediately following the word "TO," "SECTIONS 53-38-1 TO 53-38-11 INCLUSIVE,".

*S. B. No. 92* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Selvin and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Jenkins, Larson, Lloyd, Stringham and Thorn.

*S. B. No. 92* was transmitted to the House.

On motion of President Hafen, the Senate resolved itself into a Committee of the Whole.

Senator Lloyd, chairman of the Special Committee on Salaries, gave a detailed report with reference to a number of bills pertinent to increase in salaries.

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

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Lloyd, the Senate voted to lift *S. B. Nos. 228* and *165* from the Sifting Committee and place them on Second Reading immediately following *S. B. No. 167*.

*S. B. No. 251* was read the second time.

On motion of Senator Lloyd, *S. B. No. 251* was amended as follows:

Page 1, line 4, insert the amount of "$12,000".

Page 1, line 5, insert the amount of "$9,500" in the first blank and the amount of "$7,500" in the second blank.

Page 1, line 6, insert the amount of "$7,500" in the first blank and the amount of "$10,000" in the second blank.

Senator Hopkin moved to amend *S. B. No. 251* as follows:

Page 1, line 5, insert "8,000".

On motion of Senator Clegg, the Senate voted for a roll call vote on the Hopkin amendment:

Yeas, 8; Nays, 14; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Clegg, Davis, Hopkin, Jack, Selvin, Stringham (explained vote) and Thorn.

Those voting in the negative were: Senators Adams, Anderson, Bullen, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Harward, Hunter, Kerr, Lloyd and Mr. President.

Absent and not voting: Senators Gibson, Jenkins and Larson.

On motion of Senator Hopkin, *S. B. No. 251* was amended as follows:

Page 1, line 5, delete the amount of "9,500", insert in lieu thereof "8,500".

On motion of Senator Barlow, *S. B. No. 251* was amended as follows:

Page 1, line 5, delete "7,500", insert in lieu thereof "7,000".

Page 1, line 6, delete "7,500", insert in lieu thereof "7,000".

Page 1, line 6, delete "10,000"", insert in lieu thereof "9,000".

On motion of Senator Day, the rules were suspended and *S. B. No. 251* was read the third time and placed on its final passage.

*S. B. No. 251* then passed on the following roll call:

Yeas, 15; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Harward, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Sentors Barlow, Davis, Hopkin, Hunter, Jack, Kerr and Thorn.

Absent and not voting: Senators Gibson, Jenkins and Larson.

*S. B. No. 251* was transmitted to the House.

*S. B. No. 100* was read the second time.

On motion of Senator Davie, the rules were suspended and *S. B. No. 100* was read the third time and placed on its final passage.

*S. B. No. 100* then passed on the following roll call:

Yeas, 14; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Adams, Clegg (explained vote), Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Barlow, Bullen, Hopkin, Hunter, Jack, Kerr and Thorn.

Absent and not voting: Senators Anderson, Gibson, Jenkins and Larson.

*S. B. No. 100* was transmitted to the House.

*S. B. No. 99* was read the second time.

On motion of Senator Day, the rules were suspended and *S. B. No. 99* was read the third time and placed on its final passage.

*S. B. No. 99* then passed on the following roll call:

Yeas, 14; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Adams, Clegg, Dastrup, Davie, Davis, Day, Fowles (explained vote), Hatch, Hammond, Harward, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Barlow, Bullen, Hopkin, Hunter, Jack, Kerr and Thorn.

Absent and not voting: Senators Anderson, Gibson, Jenkins and Larson.

*S. B. No. 99* was transmitted to the House.

*S. B. No. 248* was read the second time.

On motion of Senator Day, the rules were suspended and *S. B. No. 248* was read the third time and placed on its final passage.

*S. B. No. 248* then passed on the following roll call:

Yeas, 16; Nays, 3; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Harward, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davis, Hopkin and Jack.

Absent and not voting: Senators Adams, Anderson, Gibson, Hunter, Jenkins and Larson.

*S. B. No. 248* was transmitted to the House.

On motion of Sentaor Thorn, the Senate recessed until 2:00 P.M.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 193* was read the second time.

On motion of Senator Lloyd, *S. B. No. 193* was amended as follows:

Page 1, line 9, delete "$10,000", insert "$12,000".

Page 1, following line 17, insert a new sentence to read: "Provided that the salaries of the chairman of each of the full time commissions shall be $7500 per year."

On motion of Senator Hopkin, *S. B. No. 193* was amended as follows:

Page 1, line 6, delete "$8,000", insert "$7,000".

Page 1, lines 7 and 8, delete "$10,000," insert "$7,000".

Page 1, lines 10, 11, 13, 14, 15 and 16, delete "10,000", insert "7,000".

Page 1, line 17, delete "$8,000", insert "$7,000".

On motion of Senator Larson, *S. B. No. 193* was amended as follows:

Page 1, following line 17 of the Lloyd amendment, delete the amount of "7500" and insert in lieu thereof "7300".

On motion of Senator Hatch, the rules were suspended and *S. B. No. 193* was read the third time and placed on its final passage.

*S. B. No. 193* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Davis, Gibson, Jenkins, Kerr and Thorn.

*S. B. No. 193* was transmitted to the House.

*S. B. No. 25*, having been previously read, was before the Senate.

On motion of Senator Day, the rules were suspended and *S. B. No. 25* was read the third time and placed on its final passage.

*S. B. No. 25* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch (explained vote), Hammond, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Davis, Gibson, Harward, Jenkins, Kerr, Stringham and Thorn.

*S. B. No. 25* was transmitted to the House.

*S. B. No. 20*, having been previously read, was before the Senate.

On motion of Senator Day, *S. B. No. 20* was amended as follows:

Page 1, line 10, delete "3,000", insert "3600."

On motion of Senator Day, the rules were suspended and *S. B. No. 20* was read the third time and placed on its final passage.

*S. B. No. 20* then passed on the following roll call:

Yeas, 15; Nays, 2; Absent, 8.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Hopkin, Jack, Lloyd, Selvin and Mr. President.

Those voting in the negative were: Senators Davis and Hunter.

Absent and not voting: Senators Adams, Gibson, Harward, Jenkins, Kerr, Larson, Stringham and Thorn.

*S. B. No. 20* was transmitted to the House.

## SPECIAL ORDER

*S. B. No. 63*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *S. B. No. 63* was further made a Special Order of Business for Thursday, March 7, 1957 at 10:30 A.M.

## CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 158* was read the second time.

On motion of Senator Hunter, the enacting clause of S. *B. No. 158* was struck.

S. *B. No. 139* was read the second time.

On motion of Senator Hunter, the enacting clause of S. *B. No. 139* was struck.

S. *B. No. 129* was read the second time.

On motion of Senator Hatch, 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, 14; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Hatch, Hunter, Jack, Kerr, Larson, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen, Day, Fowles, Hammond, Hopkin, Lloyd and Selvin.

Absent and not voting: Sentaors Adams, Gibson, Harward and Jenkins.

S. *B. No. 129* was transmitted to the House.

On motion of Senator Thorn, the Senate recessed.

The Senate re-assembled.

S. *B. No. 215* was read the second time.

On motion of Senator Anderson, the rules were suspended and S. *B. No. 215* was read the third time and placed on its final passage.

S. *B. No. 215* then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Voting in the negative was Senator Davie.

Absent and not voting: Senators Gibson, Harward, Jack, Jenkins and Mr. President.

*S. B. No. 215* was transmitted to the House.

*S. B. No. 167* was read the second time.

On motion of Senator Day, *S. B. No. 167* was amended as follows:

Page 1, line 4, delete the figure "6,500.00", insert in lieu thereof "6,000.00".

On motion of Senator Adams, *S. B. No. 167* was amended as follows:

Page 1, line 9, delete "semi-".

On motion of Senator Day, the rules were suspended and *S. B. No. 167* was read the third time and placed on its final passage.

*S. B. No. 167* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senators Gibson, Harward, Jenkins and Mr. President.

*S. B. No. 167* was transmitted to the House.

*S. B. No. 228* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 228* was amended as follows:

Page 1, line 12, delete "$8,000.00", insert in lieu thereof "$7,500.00".

Page 2, line 14, delete "$10,000.00", insert in lieu thereof "$9,000.00".

On motion of Senator Day, the title of *S. B. No. 228* was amended as follows:

Line 8 of the title, delete '$8,000", insert in lieu thereof "$7,500".

Line 11 of the title, delete "$10,000.00", insert in lieu thereof "$9,000.00".

On motion of Senator Day, the rules were suspended and *S. B. No. 228* was read the third time and placed on its final passage.

*S. B. No. 228* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Stringham.

Absent and not voting: Senators Gibson, Harward, Jenkins, Thorn and Mr. President.

*S. B. No. 228* was transmitted to the House.

*S. B. No. 165* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, *S. B. No. 165* was amended as follows:

Page 1, line 11, after the word "board" strike the period, insert a comma, then delete remainder of line 11 and line 12. Then on line 11 after the word "board" and following the comma, insert "and who shall receive for his services not less than "$8,000.00 and not to exceed $12,000 per annum".

On motion of Senator Davis, *S. B. No. 165* was amended as follows:

Page 1, line 20, after the word "effect" delete "upon approval", then insert "July 1, 1957."

On motion of Senator Davis, the title of *S. B. No. 165* was amended as follows:

Line 4, delete the word "INSTRUCTION", insert in lieu thereof the word "SUPERINTENDENT". Then on the same line following the word "AN" insert "EFFECTIVE DATE".

Delete line 5 of the title.

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 165* was read the third time and placed on its final passage.

*S. B. No. 165* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Hopkin,

Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Hunter and Lloyd.

Absent and not voting: Senators Bullen, Gibson, Harward, Jenkins and Thorn.

*S. B. No. 165* was transmitted to the House.

Senator Davis, having voted on the prevailing side, served notice that he would ask the Senate to reconsider its action on *S. B. No. 165*.

On motion of Senator Day, *S. B. No. 240* was made a Special Order of Business for Thursday, March 7, 1957, at 11:00 A.M.

## REPORTS OF SPECIAL COMMITTEES

March 6, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 173, 33, 61, 164 and 247.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 173* was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *S. B. No. 173* was amended as follows:

Page 1, line 5, after the word "members," insert "not more than 3 of which shall belong to the same political party".

Page 1, line 6, strike "on a non partisan basis".

On motion of Senator Lloyd, *S. B. No. 173* was amended as follows:

Page 2, line 2, delete "$25", insert "a", then after the words "per diem"

add the following: "remuneration to be determined by the Board of Examiners".

*S. B. No. 173* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Harward and Jenkins.

On motion of Senator Anderson, the Senate voted to recall *S. B. No. 193* from the House for re-consideration.

*S. B. Nos. 33, 61, 164* and *247* 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 adjourned until Thursday, March 7, 1957 at 9:00 A.M.

## FIFTY-THIRD DAY

### MORNING SESSION

March 7, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 7, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 6, 1957

Mr. President:

I am directed 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*, CHANGING NAME OF AGRICULTURAL COLLEGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 56* was transmitted to the Governor.

March 6, 1957

Mr. President:

I am directed 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. 49*, AMENDMENTS TO WATER CONSERVANCY LAW, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 49* was transmitted to the Governor.

March 6, 1957

Mr. President:

I am directed 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*, PLACING JUVENILE DELINQUENTS IN STATE OF FEDERAL INSTITUTIONS, and the same is forwarded herewith for tranmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 47* was transmitted to the Governor.

March 6, 1957

Mr. President:

I am directed 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. 31*, APPOINTMENTS TO STATE COUNCIL OF DEFENSE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 31* was transmitted to the Governor.

March 5, 1957

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. 121*, AN ACT ENABLING BOARD OF EDUCATION TO QUALIFY FOR AND SECURE FEDERAL AID FOR THE CONSTRUCTION AND MAINTENANCE OF PUBLIC SCHOOL BUILDINGS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 121* was read the first time and referred to the Committee on Education.

March 6, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 194*, AN ACT RELATING TO A CITY ACTING AS A DISTRIBUTING AGENT OF WATER, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 194* was read the first time and referred to the Committee on Agriculture and Irrigation.

March 6, 1957

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. 177*, AN ACT REQUIRING LIFE PRESERVERS AS STANDARD EQUIPMENT ON ALL BOATS, VESSELS AND SHIPS USING UTAH WATERS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 177* was read the first time and referred to the Committee on Highways and Aeronautics.

March 6, 1957

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. 112*, PROVIDING FOR DISPOSITION OF PROPERTY STOLEN, EMBEZZLED, OR TAKEN AS EVIDENCE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 112* was read the first time and referred to the Committee on Judiciary.

March 6, 1957

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. 182*, PROVIDING FOR FILING OF DECLARATION OF CANDIDACY AND DESIGNATION OF NOMINATION AND ACCEPTANCE BY POLITICAL CANDIDATES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 182* was read the first time and referred to the Committee on Political Subdivisions.

March 6, 1957

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. 183*, PROVIDING A DEADLINE FOR FILING AS AN INDEPENDENT CANDIDATE, AND THE SAME IS TRANSMITTED HEREWITH FOR YOUR ACTION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 183* was read the first time and referred to the Committee on Political Subdivisions.

March 6, 1957

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. 232*, CHANGING CERTAIN STATE ROAD ROUTES IN SALT LAKE COUNTY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 232* was read the first time and referred to the Committee on Highway and Aeronautics.

March 6, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 140,* AN ACT AUTHORIZING BANKS AND TRUST COMPANIES TO INVEST FUNDS COLLECTED FROM PREARRANGED FUNERAL AGREEMENTS AND CONTRACTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 140* was read the first time and referred to the Committee on Business and Commerce.

## REPORTS OF STANDING COMMITTEES

March 7, 1957

Mr. President:

Your Rules Committee, to which was referred *S. B. No. 254,* reports the same back with a few minor changes assented to by the author and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

The above bill was ordered printed and referred to the Sifting Committee.

March 7, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 83,* by Messrs. Howe, G. Douglas Taylor and Hopkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 83* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 7, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 124, 130, 33, 61, 164, 247, 127, 102, 199, 200, 217, 246, 250 and 44.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

On motion of Senator Day, the Senate voted to convene in night session tonight, March 7, 1957 at 7:00 P.M.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 173* was read the third time and placed on its final passage.

*S. B. No. 173* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davis and Fowles (explained vote).

Absent and not voting: Senators Adams, Gibson, Hopkin, Jenkins and Larson.

*S. B. No. 173* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 124* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 124* was tabled.

On motion of Senator Day, *S. B. No. 130* was tabled.

## SPECIAL ORDER

*S. B. No. 63*, being a Special Order of Business, was before the Senate.

*S. B. No. 63* then passed on the following roll call:

Yeas, 16; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Harward, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen, Davie, Hopkin and Hunter.

Absent and not voting: Senators Adams, Barlow, Gibson, Hammond and Jenkins.

*S. B. No. 63* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 33* was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 33* was amended as follows:

Page 1, line 7, after the word "thereof;" insert "all sales of beer sold for consumption on the premises;".

*S. B. No. 33* was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Kerr, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Davie, Hatch, Jack, Larson and Selvin.

Absent and not voting: Senators Gibson and Jenkins.

On motion of Senator Lloyd, the Senate recessed.

The Senate re-assembled.

On motion of Senator Day, *S. B. No. 61* was made a Special Order of Business for March 7, 1957 at 3:30 P.M.

*S. B. No. 164* was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 164* was tabled.

*S. B. No. 247* was read the second time.

Committee report read and adopted.

*S. B. No. 247* failed to pass on Second Reading on the following roll call:

Yeas, 5; Nays, 14; Absent, 6.

Those voting in the affirmative were: Senators Davis, Day (explained vote), Hatch, Hammond and Mr. President.

Those voting in the negative were: Senators Adams, Anderson, Barlow, Clegg (explained vote), Dastrup, Davie, Fowles, Harward, Hunter, Jack, Kerr, Lloyd, Selvin (explained vote) and Thorn.

Absent and not voting: Senators Bullen, Gibson, Hopkin, Jenkins, Larson and Stringham.

Senator Day, having voted on the prevailing side served notice that he would ask the Senate to re-consider its action on *S. B. No. 247.*

On motion of Senator Davis, the Senate voted to re-consider its final action of *S. B. No. 165.*

*S. B. No. 165* was before the Senate for re-consideration.

On motion of Senator Davis, *S. B. No. 165* was amended as follows:

Page 1, line 11, after the word "board" delete the comma, re-insert a period, then delete "and who shall receive for his services not less than $8,000 and not to exceed $12,000 per annum." Then re-insert [and who shall receive for his services $8,000.00 per annum.]

Upon re-consideration *S. B. No. 165* then passed on final passage on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch (explained vote), Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd (explained vote), Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Bullen and Gibson.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*S. B. No. 165* was transmitted to the House.

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

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 127* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *S. B. No. 127* was amended as follows:

Page 4, following the word "year" and the period that follows delete remainder of line 4, all of lines 5-6-7.

On motion of Senator Hatch, the title of *S. B. No. 127* was amended as follows:

Line 9 of the title after the word "FUELS," delete "A", also on line 10 delete a portion of the line to include the word "FUND".

On motion of Senator Thorn, *S. B. No. 127* was amended as follows:

Page 4, line 11, delete "seven", insert in lieu thereof "six."

On motion of Senator Thorn, the title of *S. B. No. 127* was amended as follows:

Line 8 of the title following the word "FUELS," insert "AND SPECIAL FUELS AND".

Line 10 of the title, delete the word "AND".

Delete line 11.

*S. B. No. 127* was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Hatch, Hammond, Harward, Hunter, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Day, Fowles (explained vote), Gibson (explained vote), Hopkin, Jack (explained vote), Kerr, Larson, and Selvin.

Absent and not voting: Senator Jenkins.

## SPECIAL ORDER

*S. B. No. 240,* being a Special Order of Business, was before the Senate.

*S. B. No. 240* was read the second time.

Committee report read and adopted.

On motion of Senator Gibson, *S. B. No. 240* was amended as follows:

Page 1, delete lines 10 to 22 inclusive.

Page 2, delete lines 1 to 22 inclusive. Insert in place of deleted material the following:

"and to receive for the remainder of his life compensation as provided herein.

Section 3. Any judge who because of mental or physical illness becomes substantially and permanently incapacitated to perform the duties of his office shall be deemed to be disabled under this act and may resign from office.

Any judge desiring to resign under this section shall certify to the Governor his disability in writing, who may order a medical examination and report before accepting the resignation.

Section 4. Any judge who has had 10 years of service and who becomes disabled as defined in Section 3 shall retire and shall be entitled to the disability retirement compensation provided for in this act. Upon request of the Utah State Bar Commission, a hearing may be had as to whether a judge should retire under this requirement. Whenever a district judge is involved, the hearing and determination shall be by the Supreme Court; whenever a Justice of the Supreme Court is involved, the hearing and determination shall be by a committee of five district judges to be designated by the Governor. At least 20 days prior to the date of such hearing the judge in question shall be notified of the time, place and purpose of such hearing, and he shall be informed of his right to present evidence and to be represented by counsel. Upon determination and certification to the Governor by the Supreme Court, or by such committee, that the judge in question is disabled as defined in Section 3, he shall be placed in retirement status and his office shall be deemed vacant and shall be filled as provided by law.

Section 5. Each judge whose resignation is accepted, or who is retired under the provisions of this act shall be entitled to receive for the remainder of his life retirement pay at the rate of $350.00 per month to be paid from the general fund."

Page 3, delete lines 1 to 6 inclusive.

Page 3, line 7, renumber Section "9" to read "Section 8."

Page 3, line 10, renumber Section "10" to read "Section 9."

On motion of Senator Davis, the rules were suspended and *S. B. No. 240* was read the third time and placed on its final passage.

*S. B. No. 240* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hatch, Harward, Hopkin, Jack, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Fowles, Hammond, Hunter, Jenkins, Kerr, Larson, Stringham and Thorn.

*S. B. No. 240* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 102* was read the second time.

Committee report read and adopted.

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

Mr. Paul Hodson appeared before the Committee of the Whole.

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

*S. B. No. 102* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Hopkins, Thorn and Jenkins.

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

On motion of Senator Clegg, the rules were suspended and the Senate voted to place *S. B. No. 44* at the head of the Second Reading Calendar.

On motion of Senator Day, *S. B. Nos. 133, 134* and *135* were lifted from the table and placed on the Third Reading Calendar and it was further moved that the rules be suspended and the Senate do now consider bills on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 133*, having been previously read, was before the Senate.

*S. B. No. 133* then passed on the following roll call:

Yeas, 17; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles (explained vote), Hatch, Hammond, Hunter, Jack, Kerr, Larson, Lloyd (explained vote), Selvin (explained vote) and Stringham.

Those voting in the negative were: Senators Gibson, Hopkin and Mr. President (explainted vote).

Absent and not voting: Senators Adams, Davis, Harward, Jenkins and Thorn.

*S. B. No. 133* was transmitted to the House.

*S. B. No. 134*, having been previously read, was before the Senate.

On motion of Senator Day, *S. B. No. 134* was amended as follows:

Line 11, following the word section, strike the following "is guilty of a misdemeanor and".

Line 13, delete "one year", insert "six months."

Line 15, delete "five years" insert "six months".

Line 17, following the word days, strike the period and add ", or place in an appropriate institution for treatment".

Line 17, begin with the word "in" strike to end of the sentence.

*S. B. No. 134* then passed on the following roll call:

Yeas, 16; Nays, 7; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Selvin and Stringham.

Those voting in the negative were: Senators Adams, Fowles, Gibson, Hatch, Hopkin, Larson and Mr. President.

Absent and not voting: Senators Jenkins and Thorn.

*S. B. No. 134* was transmitted to the House.

*S. B. No. 135* was read the third time and placed on its final passage.

*S. B. No. 135* then passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Jack, Kerr, Lloyd, Selvin and Stringham.

Those voting in the negative were: Senators Adams, Fowles, Gibson, Hopkin, Larson and Mr. President.

Absent and not voting: Senators Hunter, Jenkins and Thorn.

*S. B. No. 135* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 44* was read the second time.

Committee report read and adopted.

On motion of Senator Jack, *S. B. No. 44* was amended as follows:

Page 1, line 7, after the comma delete the following words: "a municipal corporation and".

Page 1, line 9, delete the period and insert a comma in lieu thereof and delete the quotation marks and the word "municipal" and also delete all of lines 10 and 11. Then insert the following: "but shall not include towns, cities, counties, conservancy districts, improvement districts or other governmental units created or organized under any general or special law of this state".

Page 5, line 23, delete the period, insert a semi-colon and add: "nor shall the term include towns, cities, counties, water conservancy districts, improvement districts or other governmental units created or organized under any general or special law of this state".

Page 5, line 29, delete the period, insert a semi-colon, and add: "nor shall the term include towns, cities, counties, conservancy districts, improvement districts or other governmental units created or organized under any general or special law of this state".

On motion of Senator Jack, the rules were suspended and *S. B. No. 44* was read the third time and placed on its final passage.

*S. B. No. 44* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham (explained vote) and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Gibson, Jenkins and Thorn.

*S. B. No. 44* was transmitted to the House.

*S. B. No. 199* was read the second time.

Committee report read and adopted.

On motion of Senator Barlow, the rules were suspended and *S. B. No. 199* was read the third time and placed on its final passage.

*S. B. No. 199* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Jenkins and Thorn.

*S. B. No. 199* was transmitted to the House.

*S. B. No. 200* was read the second time.

Committee report read and adopted.

*S. B. No. 200* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Jenkins, Kerr and Thorn.

At the request and suggestion of the Governor, President Orval Hafen and Senator Hopkin are two among a group of 24 Utahns to represent the State at a Western Regional Conference on Education beyond the High School to be held in San Francisco April 10th and 11th.

Senator Lloyd moved that the expenses that are to be incurred for the necessary trip be appropriated from the Contingent Expense funds of the Legislature.

Motion carried.

On motion of Senator Hammond, the Senate recessed until 7:00 P.M.

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## EVENING SESSION

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The Senate re-assembled. President Hafen in the chair.

## SPECIAL ORDER

*S. B. No. 61*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *S. B. No. 61* was further made a Special Order of Business for Friday, March 8, 1957 at 10:30 A.M.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 217* was read the second time.

Committee report read and adopted.

*S. B. No. 217* was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 1; Absent, 10.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Jack, Kerr, Lloyd, Selvin and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Adams, Fowles, Gibson, Hatch, Harward, Hopkin, Jenkins, Larson, Stringham and Thorn.

*S. B. No. 246* was read the second time.

Committee report read and adopted.

*S. B .No. 246* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Gibson, Harward, Jenkins, Larson and Thorn.

*S. B. No. 250* was read the second time.

Committee report read and adopted.

*S. B. No. 250* was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg (explained vote), Dastrup, Davis, Day (explained vote), Fowles, Hammond, Hopkin, Hunter, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Adams, Davie (explained vote), Hatch and Jack.

Absent and not voting: Senators Gibson, Harward, Jenkins, Larson and Thorn.

## REPORTS OF SPECIAL COMMITTEES

March 7, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 161, 263, 153, 174, 219, 242, 150, 214, 202, 236 and 235.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 161* was read the second time.

On motion of Senator Clegg, the title of *S. B. No. 161* was amended as follows:

Line 4 of the title after the word "PROVIDING" delete the words "TO OF AS", insert in lieu thereof the words "FOR AN."

On motion of Senator Hopkin, *S. B. No. 161* was amended as follows:

Page 1, line 4, delete "$10,000.00", insert "$9,000.00".

Page 1, line 6, delete "$8,500.00", insert "$7,200.00".

Page 1, line 11, delete "$8,000.00", insert "$7,200.00".

Page 1, line 16, delete "$6,000.00", insert "$4,800.00".

On motion of Senator Adams, *S. B. No. 161* was amended as follows:

Page 1, line 14, delete the following words "having a population of less than 25,000."

Page 1, line 7, delete "25,000" insert "30,000".

Page 1, line 13, delete "25,000" insert "30,000".

*S. B. No. 161* was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 6; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Davis, Day, Hatch, Hammond, Hopkin, Jack, Kerr, Lloyd, Selvin and Mr. President.

Those voting in the negative were: Senators Bullen, Clegg, Dastrup, Davie, Hunter (explained vote), and Stringham (explained vote).

Absent and not voting: Senators Fowles, Gibson, Harward, Jenkins, Larson and Thorn.

*S. B. No. 263* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the Senate voted that all bills on the Second Reading Calendar retain their place.

On motion of Senator Hopkin, the Senate adjourned until Friday, March 8, 1957 at 9:00 A.M.

# FIFTY-FOURTH DAY

## MORNING SESSION

March 8, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 8, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

March 4, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 7*, entitled, RELOCATION OF UTILITIES BY ROAD COMMISSION.
This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 6, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 40*, entitled, ELIGIBILITY STANDARDS FOR PUBLIC ASSISTANCE.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 5, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 35*, entitled, LEGISLATIVE POLICY FOR OCCUPATION REGULATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

March 7, 1957

Mr. President:

I am directed 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*, METROPOLITAN WATER DISTRICT–BONDING, and the

same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 64* was transmitted to the Governor.

March 6, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 200,* APPROPRIATION FOR THE STATE COURSE OF STUDY COMMISSION, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 200* was read the first time and referred to the Committee on Eduaction.

March 7, 1957

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. 215,* AN ACT ESTABLISHING SPECIFICATIONS FOR GASOLINE SOLD IN THE STATE OF UTAH, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 215* was read the first time and referred to the Committee on Highways and Aeronautics.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 173,* APPROPRIATING FUNDS FOR THE PURCHASE OF LAND ADJACENT TO THE UTAH FAIR GROUNDS, and

the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 173* was read the first time and referred to the Committee on Appropriations.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 214*, PROVIDING FOR CONSOLIDATION OR DIVISION OF SOIL CONSERVATION DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 214* was read the first time and referred to the Committee on Political Subdivisions.

March 7, 1957

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. 135*, AN ACT PROVIDING INCREASED MAXIMUM LIMITS FOR SALARIES OF COUNTY OFFICERS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 135* was read the first time and referred to the Committee on Salaries.

March 7, 1957

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. 240*, RELATING TO SAFETY REQUIREMENTS OF MOTOR VEHICLES AND DRIVERS, and the

same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 240* was read the first time and referred to the Committee on Highways and Aeronautics.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 30*, AN ACT TO WITHHOLD STATE INCOME TAX MAKING ANYONE WITH GROSS INCOME OVER $600 A NON-DEPENDENT AND DEFINING TERMS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 30* was read the first time and referred to the Committee on Revenue and Taxation.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 14*, AN ACT TO PROVIDE FOR A STATE MEDICAL EXAMINER TO INVESTIGATE VIOLENT DEATHS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 14* was read the first time and referred to the Committee on Political Subdivisions.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 120,* AN ACT RELATING TO THE UTAH STATE HISTORICAL SOCIETY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 120* was read the first time and referred to the Committee on State and Federal Affairs.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. 142,* AN ACT CREATING A COMMITTEE TO REGULATE BEAUTY CULTURISTS, MANICURISTS AND ELECTROLOGISTS, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 142* was read the first time and referred to the Committee on Business and Commerce.

## REPORTS OF STANDING COMMITTEES

March 8, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 196,* by Messrs. Hopkins, Wangsgaard, Sheffield and Welch, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 196* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 32*, by Messrs. Welch and Rowberry, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 32* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 130*, by Messrs. Stuart and Barnes, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,

Report filed. Chairman

*H. B. No. 130* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 197*, by Messrs. Hopkins, Wangsgaard, Sheffield and Welch, has

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

carefully considered said bill and reports the same out favorably.

*H. B. No. 197* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 177*, by Messrs. Conover, Erickson, Burck, Tingey and Albrecht, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 177* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 232*, by Mr. Fred Froerer, Jr., has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 232* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 75*, by Mr. Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 75* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 84*, by Mr. Thorn, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 84* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 79*, by Mr. Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 79* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 78*, by Mr. Bullen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 78* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 28*, by Mr. Hunter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 28* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 6*, by Messrs. Bullen and Stringham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 6* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 204*, by Mr. Adams, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 204* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 163*, by Mr. Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 163* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 80*, by Mr. Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 80* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 12*, by Messrs. Clegg, Davis and Jack, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 12* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 245*, by Mr. Gibson, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*S. B. No. 245* was referred to the Sifting Committee.

March 8, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 133,* by Messrs. Cannon, Bowen, Brewster and Howe, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 133* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 7, 1957

The Honorable Orval Hafen
President of the Senate
The Honorable Jaren L. Jones
Speaker of the House
State Capitol

Mr. President and Mr. Speaker:

Your Conference Committee, consisting of Senators Elias L. Day, Sol Selvin and Grant Thorn and Representatives George Burck, W. Sterling Evans and Florien J. Wineriter, appointed to consider the rejection by the House of Representatives of the Senate's amendment to *H. B. No. 21,* wherein the Senate appropriated to the Board from the General Fund the sum of $210,000, desires to report that it has considered the matter and recommends as follows:

It is the unanimous conclusion of the Committee that the sum of $210,000 be deleted and that the sum of $160,000 be inserted in lieu thereof so that the amendment will then read: "There is hereby appropriated to the Board from the General Fund the sum of $160,000."

Respectfully submitted,

Senator Elias L. Day, Chairman

Representative George Burck,
Co-Chairman

Committee report read and adopted.

*H. B. No. 21* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Anderson, Bullen, Gibson, Hopkin, Jenkins, Lloyd and Thorn.

*H. B. No. 21* was returned to the House.

## UNFINISHED BUSINESS

*S. B. No. 263*, being Unfinished Business, was before the Senate.

On motion of Senator Day, *S. B. No. 263* was amended as follows:

Page 3, line 9, delete the following ", working interest and similar".

Page 3, line 9, after the word "royalty" delete the comma, insert "and", then after the word "income" insert a comma.

On motion of Senator Day, the rules were suspended and *S. B. No. 263* was read the third time and placed on its final passage.

*S. B. No. 263* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Bullen, Jenkins and Thorn.

*S. B. No. 263* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

*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, 15; Nays, 6; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Kerr, Lloyd, Stringham and Mr. President.

Those voting in the negative were: Senators Davie, Gibson, Hatch, Jack, Larson and Selvin.

Absent and not voting: Senators Adams, Bullen, Jenkins and Thorn.

*S. B. No. 33* was transmitted to the House.

On motion of Sentor Day, *S. B. No. 127* retained its position on the Third Reading Calendar.

*S. B. No. 102* was read the third time and placed on its final passage.

*S. B. No. 102* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Barlow, Davie, Hopkin, Jenkins and Thorn.

*S. B. No. 102* was transmitted to the House.

*S. B. No. 200* was read the third time and placed on its final passage.

On motion of Senator Clegg, *S. B. No. 200* was amended as follows:

Page 3, line 10, delete "1957", insert in lieu thereof "1960".

*S. B. No. 200* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham Thorn and Mr. President.

Absent and not voting: Senators Adams, Barlow, Hopkin and Jenkins.

*S. B. No. 200* was transmitted to the House.

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

United States Representative from Utah, William A. Dawson, appeared before the Committee of the Whole.

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

## SPECIAL ORDER

*S. B. No. 86*, being a Special Order of Business, was before the Senate.

On motion of Senator Lloyd, *S. B. No. 86* was amended as follows:

Page 5, line 7, delete "$145,000", insert in lieu thereof "$100,000".

On motion of Senator Lloyd, the title of *S. B. No. 86* was amended as follows:

Line 1 of the Title, delete "$145,000", insert in lieu thereof "$100,000."

*S. B. No. 86* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson Lloyd, Selvin (explained vote), Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams and Jenkins.

*S. B. No. 86* was transmitted to the House.

*S. B. No. 61*, being a Special Order of Business, was before the Senate.

*S. B. No. 61* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 61* was amended as follows:

Delete lines 19 and 20 on page 2.

Delete (f) on line 21, page 2, and insert (e) in place thereof.

Delete on line 22 the words "laundry and dry cleaning" and insert after the word "hotel", the words "and trailer court".

Below line 22, page 22, add Section 2 and "This act shall take effect July 1, 1957."

On motion of Senator Day, the title of *S. B. No. 61* was amended as follows:

Amend the title, line 4, page 1, as follows: Take out the period after the word "SERVICES" and insert ", AND PROVIDING AN EFFECTIVE DATE."

On motion of Senator Day, the rules were suspended and *S. B. No. 61* was read the third time and placed on its final passage.

*S. B. No. 61* then passed on the following roll call:

Yeas, 15; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hammond, Harward, Hunter, Kerr, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davie, Fowles, Gibson, Hatch, Hopkin, Jack, Larson and Selvin.

Absent and not voting: Senators Adams and Jenkins.

S. *B. No. 61* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

S. *B. No. 217* was read the third time and placed on its final passage.

S. *B. No. 217* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams and Jenkins.

S. *B. No. 217* was transmitted to the House.

S. *B. No. 246* was read the third time and placed on its final passage.

S. *B. No. 246* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson (explained vote), Hatch, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Kerr.

Absent and not voting: Senators Fowles, Hopkin, Jenkins and Thorn.

S. *B. No. 246* was transmitted to the House.

S. *B. No. 250* was read the third time and placed on its final passage.

S. *B. No. 250* then passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg (explained vote), Dastrup, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Kerr, Lloyd, Selvin (explained vote), Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Davie, Hatch, Jack and Larson.

Absent and not voting: Senator Jenkins.

S. *B. No. 250* was transmitted to the House.

On motion of Senator Thorn, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 269* was introduced.

## INTRODUCTION OF BILLS

S. B. No. 269 By Messrs. Thorn and Hopkin

AN ACT AMENDING SENATE BILL NO. 266 OF THE 32ND LEGISLATURE OF THE STATE OF UTAH, AS PASSED BY BOTH HOUSES AND SIGNED BY THE GOVERNOR, RELATING TO APPROPRIATIONS TO STATE INSTITUTIONS AND AGENCIES FOR BUILDING CONSTRUCTION AND OTHER PURPOSES BY ENACTING A NEW SECTION TO BE KNOWN AS SECTION 4, SPECIFYING CERTAIN CONDITIONS, was read the first time.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 269* was read the second and third times and placed on its final passage.

*S. B. No. 269* then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senator Jenkins.

*S. B. No. 269* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 161* was read the third time and placed on its final passage.

On motion of Senator Hopkin, *S. B. No. 161* was amended as follows:

Page 1, line 18, delete "$6,000.00", insert "$4,320.00".

Page 1, line 20, delete "$5,000.00", insert "$4,560.00".

On motion of Senator Hatch, *S. B .No. 161* was amended as follows:

Page 1, line 14, after the word "class" insert "having a population of less than 30,000 and more than 15,000".

Page 2, line 2, after the word "all" used for the second time insert "other."

*S. B. No. 161* then passed on the following roll call:

Yeas, 14; Nays, 9; Absent, 2.

Absent and not voting: Senators Hopkin and Jenkins.

*S. B. No. 161* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 153* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, 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, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Jenkins and Kerr.

*S. B. No. 153* was transmitted to the House.

*S. B. No. 174* was read the second time.

Committee report read and adopted.

On motion of Senator Barlow, *S. B. No. 174* was amended as follows:

Page 1, line 11, delete the semi-colon following the word "property", insert a period, then delete "provided, that" and capitalize the word "it" to read "It".

On motion of Senator Hatch, *S. B. No. 174* was amended as follows:

Page 1, line 8, after the word "may" insert "until December 15, 1959."

On motion of Senator Hatch, 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, 1; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Adams.

Absent and not voting: Senators Bullen, Davie, Gibson, Jenkins and Thorn.

*S. B. No. 174* was transmitted to the House.

On motion of Senator Day, *S. B. No. 219* was made a Special Order of Business for March 8, 1957 at 3:30 P.M.

On motion of Senator Day, *S. B. No. 242* was made a Special Order of Business for March 8, 1957 at 4:00 P.M.

*S. B. No. 150* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 150* was amended as follows:

On line 3, page 1, delete the word "thereof" and add "of an article bearing the owner's validly registered trade-mark or service-mark".

On line 4, page 1, delete the word "any" and insert the word "such" in its place.

On line 5, page 1, delete the words "bearing" and "the registered trade-mark of another".

On line 6, page 1, delete the words "any such" and insert the word "the"; delete the word "put" and insert the words or service-mark".

On line 14, page 1, after the word 'trade-mark" insert the words "or service-mark".

On line 17, page 1, after the word "owner" and before the comma, insert the words "of an article bearing the owner's validly registered trade-mark or service-mark".

On line 18, page 1, delete the word "any" and insert the word "such" in its stead; delete the words "bearing the".

On line 19, page 1, delete the words "registered trade-mark of another" and "the trade-marked". Insert after the word "withholds" the word "such".

On line 3, page 2, after the words 'Section 3" and before the beginning of the sentence on that line, insert the following words: "Subject to the provisions of Section 4 of this act"; the "T" on the word "The" should be changed to lower case.

On line 10, page 2, delete the words "on its own initiative".

On line 11, page 2, delete the word "or".

On motion of Senator Lloyd, the title of *S. B. No. 150* was amended as follows:

On line 5 of the title, after the word "TRADE-MARK" insert the words "OR SERVICE-MARK".

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 150* was read the third time and placed on its final passage.

*S. B. No. 150* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Thorn and Mr. President.

Absent and not voting: Senators Barlow, Davis, Gibson, Hopkin, Jenkins, Selvin and Stringham.

*S. B. No. 150* was transmitted to the House.

*S. B. No. 214* was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, *S. B. No. 214* was amended as follows:

Page 1, line 13, delete the word "shall", insert in lieu thereof "may."

On motion of Senator Clegg, the rules were suspended and *S. B. No. 214* was read the third time and placed on its final passage.

*S. B. No. 214* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Davis and Jenkins.

*S. B. No. 214* was transmitted to the House.

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

AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. 117*, AN ACT LIMITING THE OPTIONS OF AN INSURED IN A TERM POLICY OF LIFE INSURANCE, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 117* was read the first time and referred to the Committee on Business and Commerce.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 2*, TO GIVE FIRST AND SECOND CLASS CITIES A CHOICE OF FOUR FORMS OF MUNICIPAL GOVERNMENT, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 2* was read the first time and referred to the Committee on Political Subdivisions.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. 94*, ACT INCREASING TAX ON MOTOR FUEL TO 6 CENTS PER GALLON REDUCING EVAPOR-

ATION ALLOWANCE, ESTABLISHING STATE RIGHTS OF WAY PURCHASE FUND AND INCREASING TAX TO 8 CENTS A GALLON ON SPECIAL FUEL, and the same is transmitted herewith for your action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 94* was read the first time and referred to the Committee on Revenue and Taxation.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, upon reconsideration, *H. B. No. 163*, AN ACT PROVIDING A PENALTY FOR INFLICTING DEATH THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 163* was read the first time and referred to the Committee on Judiciary.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 108*, CHANGING THE MINIMUM AGES FOR EMPLOYMENT OF MINORS IN VARIOUS OCCUPATIONS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 108* was read the first time and referred to the Committee on Labor.

March 7, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, upon reconsideration *H. B. No. 162*, AN ACT PROVIDING A PENALTY FOR INFLICTING INJURY THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 162* was read the first time and referred to the Committee on Judiciary.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 10*, TO WITHHOLD STATE FUNDS FROM COUNTIES, MUNICIPALITIES OR SCHOOL DISTRICTS WHICH DO NOT COMPLY WITH AUDIT REQUIREMENTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 13*, AN ACT PROVIDING FOR THE STATE AUDITOR TO FURNISH BUDGET FORMS AT COST TO LOCAL GOVERNMENTS AND SCHOOL DISTRICTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 20,* AN ACT PROVIDING THAT THE FEE FOR LIQUOR PERMITS BE INCREASED.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 50,* PROVIDING FOR USE AND ACCOUNTING OF FUNDS FOR DRIVER EDUCATION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 243,* MAKING APPROPRIATIONS FOR THE BIENNIUM ENDING JUNE 30, 1957 TO CERTAIN DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 12,* TO AUTHORIZE STATE TAX COMMISSION ENFORCE-

MENT OF A UNIFORM ACCOUNTING SYSTEM FOR ALL TAXING UNITS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 49*, LEVYING A TAX TO PAY FOR DRIVER EDUCATION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 65*, RAISING THE BASIC GUARANTEE TO THE STATE SCHOOL DISTRICTS AND INCREASING THE SUPPLEMENTAL LOCAL LEEWAY.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. 98*, INCREASING THE MAXIMUM LICENSE FEE OF THE UTAH STATE BAR.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 66*, RAISING THE LOCAL MILL LEVY IN SCHOOL DISTRICTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 202* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 202* was read the third time and placed on its final passage.

*S. B. No. 202* then passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg (explained vote), Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Gibson.

Absent and not voting: Senator Jenkins.

*S. B. No. 202* was transmitted to the House.

*S. B. No. 236* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 236* was read the third time and placed on its final passage.

*S. B. No. 236* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bar-Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Jack, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hunter, Jenkins, Kerr and Larson.

*S. B. No. 236* was transmitted to the House.

On motion of Senator Stringham, the Senate voted to suspend the rules and, with unanimous consent the following resolutions were introduced.

## PRESENTATION OF RESOLUTIONS

S. C. R. No. 5 By Mr. Stringham

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO FAVORABLY CONSIDER WHAT IS KNOWN AS THE "WESTERN WATER RIGHTS SETTLEMENT ACT OF 1957," was read the first time.

On motion of Senator Stringham, the rules were suspended and *S. C. R.* No. 5 was read the second time and placed on the Third Reading Calendar.

S. C. R. No. 6 By Mr. Stringham

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE AN EFFECTIVE LONG RANGE MINERAL POLICY, was read the first time.

On motion of Senator Stringham, the rules were suspended and *S. C. R. No. 6 was* read the second time and placed on the Third Reading Calendar.

S. C. R. No. 7 By Mr. Stringham

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO MAKE ADEQUATE APPROPRIATIONS FOR PROJECT PLANNING AND CONSTRUCTION OF THE COLORADO RIVER STORAGE PROJECT AND PARTICIPATING PROJECTS, was read the first time.

On motion of Senator Stringham, the rules were suspended and *S. C. R. No. 7* was read the second time and placed on the Third Reading Calendar.

S. C. R. No. 8 By Mr. Stringham

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ASSERT ITS CONSTITUTIONAL AUTHORITY IN THE CONSERVATION AND DEVELOPMENT OF LAND AND WATER RESOURCES, was read the first time.

On motion of Senator Stringham, the rules were suspended and *S. C. R. No. 8* was read the second time and placed on the Third Reading Calendar.

On motion of Senator Adams, the Senate voted to suspend the rules and, with unanimous consent, *S. C. R. No. 9* was introduced.

S. C. R. No. 9 By Messrs. Lloyd and Adams

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO REQUIRE THE SECRETARY OF THE INTERIOR TO REVOKE A WITHDRAWAL OF LANDS IN SAN JUAN COUNTY, UTAH, was read the first time.

On motion of Senator Adams, the rules were suspended and *S. C. R. No. 9* was read the second time and placed on the Third Reading Calendar.

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

Senator Frank Church, United States Senator from Idaho, appeared before the Committee of the Whole.

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

## CONSIDERATION OF BILLS ON SECOND READING

*S. B. No. 235* was read the second time.
Committee report read and adopted.

On motion of Senator Anderson, the rules were suspended and *S. B. No. 235* was read the third time and placed on its final passage.

*S. B. No. 235* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond,, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senators Barlow, Harward, Hopkin, Jenkins and Mr. President.

*S. B. No. 235* was transmitted to the House.

## SPECIAL ORDER

*S. B. No. 219*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, the rules were suspended and the Senate voted to amend *S. B. No. 219* by deleting all of the body and the title of the original *S. B. No. 219* and then inserting in lieu thereof the following:

S. B. No. 219 By Mr. Bullen

AN ACT ENABLING COUNTIES AND INCORPORATED CITIES AND TOWNS TO ADOPT A LOCAL SALES TAX OF ONE PERCENT. Be it enacted by the Legislature of the State of Utah:

Section 1. This Act shall be known and may be citied as "The Uniform Local Sales and Use Tax Law of Utah."

Section 2. Any county, city and town may levy a sales and use tax in accordance with the provisions of this Act.

Section 3. The sales tax portion of any county sales and use tax ordinance adopted pursuant to this Act shall be imposed upon the retail sale of tangible personal property, services and meals and shall include provisions in substance as follows:

(a) A provision imposing a tax upon every retail sale of personal tangible property, services and meals made within a county including areas contained within the municipalities thereof at the rate of one-half percent (½%) of the purchase price paid or charged therefor.

(b) Provisions substantially the same as those contained in Chapter 15 of Title 59, Utah Code Annotated 1953, as amended, excepting Sections 59-15-1 and 59-15-21 insofar as they relate to sales tax, except that the name of the county as the taxing agency shall be substituted for that of the State where necessary for the purposes of this Act and that an additional seller's permit shall not be required if one has been or is issued to the seller under Section 59-15-3, Utah Code Annotated 1953.

(c) A provision that the county shall contract prior to the effective date of the county sales and use tax ordinance with the State Tax Commission to perform all functions incident to the administration or operation of the sales and use tax ordinance of the county.

(d) A provision that the sale, storage, use or other consumption of tangible personal property, the purchase price or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any county or municipality in any other county in this State, shall be exempt from the tax due under this ordinance.

(e) That any person subject to the provisions of a county sales and use tax ordinance shall be entitled to credit against the payment of taxes due under that ordinance the amount of sales and use tax due to any municipality;

provided, that the municipal sales and use tax is levied under an ordinance including provisions in substance as follows:

(1) A provision imposing a tax upon every retail sale of personal tangible property, services and meals made within the municipality at the rate of one-half percent (½%) or less and a use tax of one-half percent (½%) or less of purchase price upon the storage, use or other consumption of tangible personal property purchased from a retailer for storage, use or consumption in the municipality.

(2) Provisions substantially the same as those contained in Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, as amended, excepting Sections 59-15-1, 59-15-21, 59-16-1 and 59-16-25 insofar as they relate to sales and use taxes, except that the name of the municipality as the taxing agency shall be substituted for that of the State where necessary for the purposes of this Act and that an additional seller's permit or registration shall not be required if one has been or is issued to the seller under Sections 59-15-3 or 59-16-5, Utah Code Annotated 1953.

(3) A provision that the municipality shall contract prior to the effective date of the municipal sales and use tax ordinance with the State Tax Commission to perform all functions incident to the administration or operation of the sales and use tax ordinance of the municipality which shall continue in effect so long as the county within which the municipality is located has operative sales and use tax ordinances enacted pursuant to this Act.

(4) A provision that the sale, storage, use or other consumption of tangible personal property, the gross receipts from the sale of or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any county other than the county in which the municipality is located, or municipality in this State, shall be exempt from the tax due under this ordinance.

(5) A provision that the amount of any sales tax paid under Chapter 15 of Title 59, Utah Code Annotated 1953, shall not be included as a part of the purchase price paid or charged for a taxable item hereunder.

Section 4. All counties and municipalities in order to maintain in effect sales and use tax ordinances pursuant to the provisions of this Act shall within thirty (30) days of any amendment of any applicable provisions of Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, adopt amendments of their respective sales and use tax ordinances to conform with the said amendments insofar as they relate to sales and use taxes.

Section 5. The use tax portion of any sales and use tax ordinance adopted by a county under this Act shall impose a complementary tax upon the storage, use or other consumption in the county including areas contained within the municipalities thereof of tangible personal property purchased from any retailer for storage, use or other consumption in the county. Such tax shall be at the rate of one-half percent (½%) of the sales price of the property whose storage, use or other consumption is subject to the tax and shall include:

(a) Provisions substantially the same as the provisions contained in Chapter 16 of Title 59, Utah Code Annotated 1953, excepting the provisions of Sections 59-16-1 and 59-16-25, Utah Code Annotated 1953, insofar as such provisions relate to the use tax except that the name of the county as the taxing agency enacting the ordinance shall be substituted for that of the State, where necessary for the purposes of this Act and excepting that any retailer who has registered in accordance with the provisions of Section 15-6-5, Utah Code Annotated 1953, with the State Tax Commission shall not be required to repeat said registration with the county.

(b) A provision that the storage, use or other consumption of tangible personal property, the purchase price from the sale of or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any other county or municipality in another county in this State, shall be exempt from the tax due under this ordinance.

(c) A provision that the amount of any sales or use tax paid under Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, shall not be included as a part of the purchase price paid or charged for a taxable item hereunder.

Section 6. All sales and use taxes collected by the State Tax Commission pursuant to contract with any municipality or county shall be transmitted by the commission to such municipality or county quarterly, and the commission shall charge the municipality or county for the commission's services specified in this Act such amount as will reimburse the commission for the cost to it in rendering the services.

Section 7. In the event a retailer has no permanent place of business in the State or has more than one place of business or in event the places at which sales are consummated are not otherwise readily determinable, the place or places at which the retail sales are consummated for the purposes of this Act shall be determined under rules and regulations to be prescribed and adopted by the State Tax Commission.

Section 8. If any provision or provisions of this Act are declared to be invalid by a final decision of the Supreme Court of Utah, all of the provisions of this Act shall be null and void.

On motion of Senator Day, the rules were suspended and the Senate voted to consider the substituted *S. B. No. 219* as having been read the second and third times and up for final passage.

*S. B. No. 219* failed of passage on the following roll call:

Yeas, 10; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Anderson (explained vote), Barlow, Bullen, Clegg, Davis, Fowles, Hammond, Lloyd, Stringham and Mr. President.

Those voting in the negative were: Senators Dastrup, Davie, Day, Gibson, Hatch, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Thorn.

Absent and not voting: Senators Adams and Jenkins.

Senator Day, having voted on the prevailing side, served notice that on the next Legislative day he would ask the Senate to re-consider its action on *S. B. No. 219.*

*S. B. No. 242,* being a Special Order of Business, was before the Senate.

*S. B. No. 242* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 242* was amended as follows:

Page 2, line 11, delete "000.0", insert "22.5".

Page 2, line 13, delete the brackets, also "000.0".

On motion of Senator Lloyd, *S. B. No. 242* was amended as follows:

Page 2, line 13, delete "21.5", insert "22.5".

*S. B. No. 242* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

## REPORTS OF SPECIAL COMMITTEES

March 8, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. Nos. 76, 157, 168, 267, 224, 222, 106, 107, 108, 237, 140, S. J. R. No. 2, S. B. Nos. 98, 101 and 212.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 76* was read the second time.

Committee report read and adopted.

On motion of President Hafen, S. *B. No. 76* was amended as follows:

Page 2, line 5, remove the bracket.

Page 2, line 8, remove the bracket.

Page 2, line 16, after the word "committee" insert new material "for barbers, funeral directors, beauty culturists and electrologists, plumbers, sanitarians, and persons engaged in conducting, operating or maintaining nursing homes; and one advisory member on each committee for accountants, architects, chiropody, chiropractors, dentists, practitioners of medicine and surgery in all branches thereof, and for the practice of obstetrics only, practitioners of naturopathy, graduate registered nurses and licensed practical nurses, osteopathic physicians and surgeons, optometrists, pharmacists, and veterinarian".

Page 5, line 28, after the bracket, insert the new word "only".

On motion of Senator Anderson, S. *B. No. 76* was amended as follows:

Page 4, line 12, delete "two", insert in lieu thereof "four".

On motion of Senator Adams, the rules were suspended and S. *B. No. 76* was read the third time and placed on its final passage.

S. *B. No. 76* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hunter, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Jack and Kerr.

Absent and not voting: Sentaors Bullen, Gibson, Hopkin, Jenkins and Larson.

S. *B. No. 76* was transmitted to the House.

S. *B. No. 157* was read the second time.

Committee report read and adopted.

On motion of President Hafen, *S. B. No. 157* was amended as follows:

Line 3 of the title, after the word "LAY" insert the word "ADVISORY".

On line 5, page 1 of the bill, after the word "one" insert the word "advisory".

On line 11, delete the underscored material; delete all of line 12, and delete the underscored material on line 13.

Page 2, line 26, remove the brackets and delete the new word "five".

On motion of Senator Davis, the rules were suspended and *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, 4; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson (explained vote), Hatch, Hammond, Harward, Hopkin, Hunter, Lloyd, Selvin, Stringham (explained vote) and Mr. President.

Those voting in the negative were: Senators Jack (explained vote), Kerr, Larson and Thorn.

Absent and not voting: Senator Jenkins.

*S. B. No. 157* was transmitted to the House.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to lift *S. B. No. 230* from the Sifting Committee and place it at the head of the Second Reading Calendar.

On motion of Senator Davis, the rules were suspended and the following bills were read the second time and placed on the Third Reading Calendar: *S. B. Nos. 230, 168, 267, 224, 222, 106, 107, 108, 237, 140, S. J. R. No. 2, S. B. Nos. 98, 101 and 212.*

On motion of Senator Fowles, the Senate adjourned until Saturday, March 9, 1957 at 9:00 A.M.

# FIFTY-FIFTH DAY

## MORNING SESSION

March 9, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

Roll Call – All Senators present except Senator Jenkins, excused.
Prayer by the Chaplain.

March 9, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 8, 1957

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. 80*, TO APPROPRIATE $20,000.00 TO THE SECRETARY OF STATE FOR A "UTAH INFORMATION CENTER," and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 80* was read the first time and referred to the Committee on State and Federal Affairs.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 90*, ACT PROVIDING DATE FOR ELECTION OF MEMBERS OF LOCAL BOARDS OF EDUCATION AND SETTING THEIR TERM, as substituted, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 90* was read the first time and referred to the Committee on Education.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 193*, CHANGING THE ADMINISTRATION OF THE STATE HIGHWAY CONSTRUCTION FUND, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 193* was read the first time and referred to the Committee on Revenue and Taxation.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. 199*, AN ACT ESTABLISHING THE APPOINTMENT AND REGULATION OF OPERATOR AND CHAUFFEUR LICENSE EXAMINERS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 199* was read the first time and referred to the Committee on Highways and Aeronautics.

March 8, 1957

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. 18*, COMMENDING MAURICE ABRAVANEL ON COMPLETION OF HIS 10TH SEASON AS CONDUCTOR OF UTAH STATE SYMPHONY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 18* was read the first time.

On motion of Senator Day, the rules were suspended and *H. J. R. No. 18* was read the second and third times and placed on its final passage.

*H. J. R. No. 18* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg ,Dastrup, Davie, Day, Fowles, Gibson, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Davis, Hatch, Hopkin, Jenkins, Larson and Thorn.

*H. J. R. No. 18* was returned to the House.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 17*, SHOWING APPRECIATION TO ALEX J. JEX, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 17* was read the first time.

On motion of Senator Clegg, the rules were suspended and *H. J. R. No. 17* was read the second and third times and placed on its final passage.

*H. J. R. No. 17* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Davis, Hopkin, Jack, Jenkins, Larson and Thorn.

*H. J. R. No. 17* was returned to the House.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 229*, INCREASING THE TAX ON ANIMALS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 229* was read the first time and referred to the Committee on Revenue and Taxation.

March 8, 1957

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. 207*, AN ACT AUTHORIZING POLITICAL PARTIES TO USE SCHOOL PROPERTY, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 207* was read the first time and referred to the Committee on State and Federal Affairs.

March 8, 1957

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*, INCREASING WELFARE PAYMENTS AND ESTABLISHING A HEALTH PROGRAM FOR PERSONS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 54* was read the first time.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to refer *H. B. No. 54* directly to the Sifting Committee.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 67*, AN ACT WHICH PERMITS PUBLISHING TEACHER SALARY SCHEDULE INSTEAD OF INDIVIDUAL TEACHER SALARIES, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 67* was read the first time and referred to the Committee on Education.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 77*, AN ACT AMENDING WORKMEN'S COMPENSATION PROVIDING FOR INCREASED BENEFITS AND DEFINING HEIRS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 77* was read the first time.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to refer *H. B. No. 77* directly to the Sifting Committee.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 71*, INCREASING BY AMENDMENT BENEFITS UNDER OCCUPATIONAL DISEASE STATUTE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 71* was read the first time.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to refer *H. B. No. 71* directly to the Sifting Committee.

March 8, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 7, 1957, and passed *H. B. No. 21*, TO EARMARK LIQUOR PERMIT FEES FOR THE USE OF A REVISED UTAH STATE BOARD ON ALCOHOLISM.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF STANDING COMMITTEES

March 9, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 127*, by Messrs. Froerer, Hopkins, Bowen, Gardner and Beus, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*H. B. No. 127* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 194*, by Messrs. Griffin and Erickson, has carefully considered said bill and reports the same out favorably.

Respectfully,

B. H. STRINGHAM,
Chairman

Report filed.

*H. B. No. 194* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *H. B. No. 166*, by Messrs. Hopkins, Howe, Gunther and Brewster, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*H. B. No. 166* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Appropriations, to which was referred *H. B. No. 173*, by Messrs. Conover, Rowberry, Erickson, W. C. Larsen and Brewer, has carefully considered said bill and reports the same out favorably.

Respectfully,

GRANT S. THORN,
Chairman

Report filed.

*H. B. No. 173* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 122*, by Messrs. Hopkins, Wilkinson, Cannon, Peterson and Froerer, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 122* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 123*, by Messrs. Hopkins, Cannon, Peterson, Froerer and Wilkinson, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 123* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 82*, by Messrs. Howe, Taylor and Hopkins, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 82* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 140,* by Messrs. Rowberry, Burck, Taylor and Wangsgaard, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 140* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 142,* by Messrs. Cazier, Vance, Hurst, Collard and Froerer, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 142* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 121,* by Messrs. Urry, Hurst, Carl H. Taylor and Edwin C. Larsen, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 121* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 99,* by Messrs. Palmer, E. C. Larsen, N. W. Peterson and Wineriter, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 99* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 200,* by Mr. Esplin, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,
Chairman

Report filed.

*H. B. No. 200* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 175,* by Messrs. Gunther, Hopkins and Gordon, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 175* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 240,* by Messrs. Gunther, Wilkinson and Hodgson, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 240* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 215,* by Mr. Welch, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 215* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 108*, by Messrs. Winterton and Erickson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LAMAR A. DASTRUP,
Chairman

Report filed.

*H. B. No. 108* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 2*, by Messrs. Taylor, Larsen, Howe, and Cannon, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 2* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 182*, by Mrs. Abbott and Mr. Howe, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 182* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 183*, by Mrs. Abbott and Mr. Howe, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,
Chairman

Report filed.

*H. B. No. 183* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 214*, by Messrs. Cardon and Leatham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,

Chairman

Report filed.

*H. B. No. 214* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 14*, by Messrs. Taylor, Larsen and Howe, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

KLEON KERR,

Chairman

Report filed.

*H. B. No. 14* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 30*, by Messrs. Rowberry, Burck, Archie O. Gardner and Wineriter, has carefully considered said bill and reports the same out favorably.

Respectfully,

ELIAS L. DAY,

Chairman

Report filed.

*H. B. No. 30* was referred to the Sifting Committee.

March 9, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 94*, by Messrs. Wangsgaard, Hopkins, Gunther and Albrecht, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

ELIAS L. DAY,

Chairman

Report filed.

*H. B. No. 94* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 9, 1957

Mr. President:

Your Sifting Committee reports out the following bills:
H. B. Nos. 25, 32, 45, 52 and 59.

Respectfully,

SHERMAN P. LLOYD,

Chairman

Report adopted and filed.

Inasmuch as *H. B. No. 145* was a Special Order of Business for Monday, March 11, at 2:30, the rules were suspended and *H. B. No. 145* was made a Special Order of Business at this time.

## SPECIAL ORDER

*H. B. No. 145*, being a Special Order of Business, was before the Senate.

On motion of Senator Hopkin, the enacting clause of *H. B. No. 145* was struck.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider House bills on the Second Reading Calendar.

## CONSIDERATION OF BILLS ON SECOND READING

*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, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Fowles, Gibson, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Those voting in the negative were: Senators Davis (explained vote) and Day.

Absent and not voting: Senators Harward, Hopkin, Jenkins, Stringham and Thorn.

*H. B. No. 32* was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Anderson, Harward, Jenkins, Larson, Stringham and Thorn.

*H. B. No. 32* was returned to the House.

*H. B. No. 45* was read the second time.

Committee report read and adopted.

On motion of Senator Dastrup, the rules were suspended and *H. B. No. 45* was read the third time and placed on its final passage.

*H. B. No. 45* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Hunter, Jack, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Anderson, Harward, Hopkin, Jenkins, Kerr, Larson, Stringham and Thorn.

*H. B. No. 45* was returned to the House.

*H. B. No. 52* was read the second time.

Committee report read and adopted.

*H. B. No. 52* was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President (explained vote).

Absent and not voting: Senators Jenkins, Stringham and Thorn.

*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, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin and Mr. President.

Those voting in the negaitve were: Senators Barlow and Jack.

Absent and not voting: Senators Jenkins, Stringham and Thorn.

On motion of Senator Davis, the rules were suspended and the Senate voted to now consider bills on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 242* was read the third time and placed on its final passage.

*S. B. No. 242* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Davie, Jenkins and Thorn.

*S. B. No. 242* was transmitted to the House.

*S. B. No. 230* was read the third time and placed on its final passage.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 230* was amended as follows:

Page 1, line 5, delete "18.5".

Page 1, line 6, following "1953," insert "and as amended".

*S. B. No. 230* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson (explained vote), Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davie, Harward and Jenkins.

*S. B. No. 230* was transmitted to the House.

On motion of Senator Stringham, the rules were suspended and the Snate voted to now consider the following resolutions:

*S. C. R. No. 5* was read the third time and placed on its final passage.

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

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Gibson Hatch, Hammond, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senators Davis, Fowles, Harward, Hopkin, Hunter, Jenkins and Mr. President.

*S. C. R. No. 5* was transmitted to the House.

*S. C. R. No. 6* was read the third time and placed on its final passage.

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

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hatch, Hammond, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Gibson, Harward, Hopkin, Hunter, Jenkins and Larson.

*S. C. R. No. 6* was transmitted to the House.

*S. C. R. No. 7* was read the third time and placed on its final passage.

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

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Anderson, Bar-

low, Bullen, Clegg, Dastrup, Day, Hatch, Hammond, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senators Davie, Davis, Fowles, Gibson, Harward, Hopkin, Hunter, Jenkins and Mr. President.

*S. C. R. No. 7* was transmitted to the House.

*S. C. R. No. 8* was read the third time and placed on its final passage.

*S. C. R. No. 8* then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hatch, Hammond, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Absent and not voting: Senators Davie, Davis, Fowles, Gibson, Harward, Hopkin, Hunter, Jenkins and Mr. President.

*S. C. R. No. 8* was transmitted to the House.

*S. C. R. No. 9* was read the third time and placed on its final passage.

On motion of Senator Adams, *S. C. R. No. 9* was amended as follows:

Page 1, following line 17 insert:

"Whereas by the Act of March 1, 1933, 72 Congress, Second Session (Vol 47 U. S. Statutes page 1418, Chapter 160) Congress ordained that no further allotment of lands to Indians on the public domain would be made in San Juan County, Utah, and

Whereas, the Secretary of Interior's withdrawal is in contradiction of said Act of Congress."

*S. C. R. No. 9* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Lloyd, Stringham and Thorn.

Absent and not voting: Senators Davie, Gibson, Harward, Hopkin, Jenkins, Selvin and Mr. President.

*S. C. R. No. 9* was transmitted to the House.

On motion of Senator Lloyd, the Senate voted to re-call *S. B. No. 242.*

On motion of Senator Lloyd, the Senate voted to re-consider its final action on *S. B. No. 242.*

*S. B. No. 242* was before the Senate for re-consideration.

On motion of Senator Lloyd, *S. B. No. 242* was amended as follows:

Page 1, line 7, delete the bracket.

Page 2, line 9, delete the bracket.

*S. B. No. 242* then passed on re-consideration on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow,, Bullen, Clegg, Dastrup, Day, Fowles, Hatch, Hammond, Hunter, Kerr, Larson, Lloyd, Selvin, Stringham and Thorn.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Davie, Davis, Gibson, Harward, Hopkin, Jenkins and Mr. President.

*S. B. No. 242* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

*S. B. No. 168* was read the third time and placed on its final passage.

On motion of Senator Fowles, the Senate voted to add Senator Day's name as an additional sponsor to *S. B. No. 168.*

Committee report read and adopted.

On motion of Senator Gibson, *S. B. No. 168* was amended as follows:

Page 3, line 7, delete the bracket.

Page 3, line 18, delete the bracket.

On motion of Senator Davis, *S. B. No. 168* was amended as follows:

Page 3, line 10, delete "$5,000.00", insert "$20,000.00".

Page 3, line 11, delete "$10,000.00", insert "$40,000.00".

Page 3, line 13, delete "$5,000.00", insert "$10,000.00".

On motion of Senator Hatch, *S. B. No. 168* was amended as follows:

Page 4, line 22, delete "$5,000.00", insert "$20,000.00".

Page 4, line 24, delete "$10,000.00", insert "$40,000.00".

Page 4, line 26, delete "$5,000.00", insert "$10,000.00".

*S. B. No. 168* then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Hatch, Hammond, Hopkin, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Fowles, Kerr and Thorn (explained vote).

Absent and not voting: Senators Davie, Harward, Hunter and Jenkins.

*S. B. No. 168* was transmitted to the House.

*S. B. No. 267* was read the third time and placed on its final passage.

Committee report read and adopted.

On motion of Senator Stringham, *S. B. No. 267* was amended as follows:

Page 2, line 19, delete "N½ NW¼", insert in lieu thereof "N½ NW¼".

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

Mr. John S. Boyden, attorney for Ute, Oruray Indians, appeared before the Committee of the Whole.

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

On motion of Senator Gibson, *S. B. No. 267* retained its position on the Third Reading Calendar.

*S. B. No. 224* was read the third time and placed on its final passage.

On motion of Senator Clegg, the Senate adjourned until Monday, March 11, 1957 at 9:00 A.M.

# FIFTY-SEVENTH DAY

## MORNING SESSION

March 11, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

Roll Call – All Senators present except Senator Jenkins, excused, Senator Hatch, absent.

Prayer by the Chaplain.

March 11, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 192*, INTERNATIONAL SCHOLARSHIPS – HIGH SCHOOL STUDENTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 192* was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 226*, AUTHORIZING PURCHASE OF PRISON MADE GOODS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 226* was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 21*, TO EARMARK LIQUOR PERMIT FEES FOR THE USE OF A REVISED UTAH STATE BOARD ON ALCOHOLISM, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. 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 Governor.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to refer all bills coming from the House direct to the Sifting Committee.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as substituted and amended by the House, *H. B. No. 113*, PROVIDING FOR LICENSING CONTRACTORS AND FOR A DEPARTMENT OF CONTRACTORS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 113* was read the first time and referred to the Sifting Committee.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as substituted and amended by the House, *H. B. No. 217*, AN ACT ALLOWING CITY AND COUNTY OFFICES TO REMAIN CLOSED ON SATURDAYS, and the same is transmitted herewtih for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 217* was read the first time and referred to the Sifting Committee.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 244*, APPROPRIATIONS TO STATE PRISON, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 244* was read the first time and referred to the Sifting Committee.

March 9, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 245*, APPROPRIATIONS STATE DEPARTMENTS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 245* was read the first time and referred to the Sifting Committee.

## SPECIAL REPORT ON REVENUE AND TAXATION

March 8, 1957

Honorable Orval Hafen
President of the Senate
State Capitol

Dear President Hafen:

The Committee on Revenue and Taxation feels that it might be in order to make a few brief recommendations in connection with the problems facing the State in providing needed revenue.

In 1930, the total State revenue was $13,201,813. 15 years later in 1945, it was $35,666,560. Last year in 1956, it was $100,996,953. In other words, in eleven years the State revenue had almost trebled.

The questions of fair taxation, equitable assessment and collection of taxes continue to remain most important in State government. Progress is being made, but much remains to be done.

The following questions, we believe, are worthy of consideration:

1. There should be a further study of the problems of revenue and taxation by the Legislative Council during the coming biennium. Particular attention should be given to equitable assessment, removing loopholes, and municipal finance. Special study should be directed toward providing new sources of revenue both for the State and municipalities. A study of fuel tax problems, together with licensing and assessing of trucks and automobiles, is important, so that the securing of annual motor vehicle taxes and dates could be simplified.

2. Sources of new revenue without raising tax rates is of paramount consideration. The desirability of taxing cooperatives, who compete in the business world in many instances with corporations and without carrying the tax burden of cooperatives, should be carefully studied.

3. A review of the mine taxation problem should have consideration. Lead and zinc mines, particularly at this time, are facing serious problems in Utah. Reference is made to the Governor's message – "Property Tax on Federal Land, Oil and Gas Deposits and Ore in Place," found on Page 18, 32nd Day, Senate Journal.

4. Lastly, if the demands of State Government make it imperative for higher tax rates, the areas in which they should be applied should receive careful study.

Sincerely yours,

SENATE COMMITTEE ON
REVENUE AND TAXATION

Elias L. Day, Chairman
Haven J. Barlow
Merrill K. Davis
Charles R. Hunter
J. Francis Fowles
Marl D. Gibson
Alonzo F. Hopkin

Report adopted and filed.

## REPORTS OF SPECIAL COMMITTEES

March 11, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 75, 83, 100, 139, 101, 94, 71 and 77.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

President Hafen appointed Senators Lloyd and Hopkin, majority and minority floor leaders as representatives from the Senate to act with a like committee from the House to confer and make recommendations to the Legislature the special studies that should be referred to the Legislative Council for detailed study.

Inasmuch as Senate Rule No. 104 reads as follows: "104. No senate bills shall be passed after the fifty-fifth day of the regular session of the Legislature;" Senator Lloyd moved that the Senate go on record to this effect: That all Senate bills that are on the table or otherwise, and is deemed of sufficient importance will be given due consideration under suspension of the rules.

Motion carried.

## UNFINISHED BUSINESS

*S. B. No. 224*, being Unfinished Business, was before the Senate.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 224* was amended as follows:

Page 3, line 21, delete all of Section 7 and amend to read:

"Section 7. A person who is not registered and licensed under this act as a physical therapist, or whose registration or license has been suspended or revoked, or whose registration or license has lapsed and has not been revived, who practices physical therapy as defined in this act or who uses in connection with his name the words physical therapist, physio-therapist, or registered physical therapist, or uses the abbreviation P.T., R.P.T., or any other letters, words, or insignia indicating or implying that he is a registered physical therapist or in any way, orally, or in writing, or in print, or by sign, directly or by implication, represents himself as a registered physical therapist, is guilty of a misdemeanor."

Page 4, line 23, delete all of Section 11 and amend to read:

"Section 11. Nothing contained in this act shall be construed to limit or prevent the practices of physical therapy by any person not registered under the act, if such a person is licensed under another law such as medicine, osteopathy, chiropractic, naturopathy, or any other form or method of healing. This act shall not be construed to prohibit a masseur or masseuse from giving massage and shall not apply to hot springs or hot baths and the usual services rendered in the operation thereof."

Page 4, following line 30, insert:

"Section 13. Every registered physical therapist shall, during January 1958 and during January of every year thereafter, apply to the department of registration for an extension of his registration and license and pay a fee of $2.00. Registration and license that is not so extended shall automatically lapse by March 1 of the year in which the renewal fee is due."

Page 4, line 31, after first word "Section" delete "13" and insert "14".

Page 6, line 20, after the eighth word "registered" insert "physical."

On motion of Senator Davie, *S. B. No. 224* was amended as follows:

Page 2, line 1, after the word "rays" insert ", radio active isotopes."

*S. B. No. 224* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hunter, Jack, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Barlow, Hatch, Hopkin, Jenkins, Kerr, Lloyd and Thorn.

*S. B. No. 224* was transmitted to the House.

## CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 25* was read the third time and placed on its final passage.

*H. B. No. 25* then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg,, Dastrup, Davie, Fowles, Gibson, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Davis and Day.

Absent and not voting: Senators Hatch, Hopkin, Jenkins, Kerr and Thorn.

*H. B. No. 25* was returned to the House.

*H. B. No. 52* was read the third time and placed on its final passage.

*H. B. No. 52* failed to pass on the following roll call:

Yeas, 12; Nays, 9; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Davie, Day, Fowles, Hammond, Hunter, Jack, Larson, Selvin and Stringham.

Those voting in the negative were: Senators Bullen, Clegg, Dastrup, Davis, Gibson, Harward, Hopkin, Lloyd and Mr. President.

Absent and not voting: Senators Hatch, Jenkins, Kerr and Thorn.

*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, 5.

*H. B. No. 59* was returned to the House.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin and Stringham.

Absent and not voting: Senators Barlow, Hatch, Jenkins, Kerr and Thorn.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 75* was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, 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, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Fowles, Hatch, Jenkins, Kerr, Lloyd and Thorn.

*H. B. No. 75* was returned to the House.

*H. B. No. 83* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 83* was read the third time and placed on its final passage.

*H. B. No. 83* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hatch, Jenkins and Kerr.

*H. B. No. 83* was returned to the House.

*H. B. No. 100* was read the second time.
Committee report read and adopted.

On motion of Senator Larson, the rules were suspended and the Senate voted to now consider *H. B. No. 139.*

*H. B. No. 139* was read the second time.

Committee report read and adopted.

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

Mr. John S. Boyden appeared before the Committee of the Whole.

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

On motion of Senator Clegg, the Senate recessed until 1:30 P.M.

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 264,* IMPROVEMENT

DISTRICTS – POLITICAL SUBDIVISIONS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 264* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 236*, CHANGING DATES OF REPORTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 236* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 246*, IMPROVEMENT DISTRICT CONSOLIDATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 246* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 269*, APPROPRIATION

BILL CORRECTION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 269* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 138*, IRRIGATION DISTRICT – ASSESSMENTS – COMPENSATION OF DIRECTORS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 138* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 91*, REVENUE BONDS – U. OF UTAH, U.S.A.C., STATE BOARD OF EDUCATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 91* was referred to the Commitee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

*No. 67*, PROCEDURE FOR BANK DIRECTORS MEETINGS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 67* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 53*, mimeographed copy as substituted by the Senate, LITTER ON HIGHWAYS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 53* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, upon reconsideration, under suspension of the rules, as amended by the Senate and House, *S. B. No. 225*, PUNISHING PRISONER FOR ASSAULTING GUARDS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate refused to concur in the House amendments on *S. B. No. 225* and asked the House to recede from its amendments.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 152*, COMMISSION ON UNIFORM STATE LAWS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Adams, the Senate voted to concur with the House amendments of *S. B. No. 152* on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Hatch, Jenkins, Kerr, Stringham and Thorn.

*S. B. No. 152* was referred to the Committee on Rules to be enrolled and engrossed.

## UNFINISHED BUSINESS

*H. B. No. 139*, being Unfinished Business, was before the Senate.

On motion of Senator Clegg, 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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Hatch, Jenkins and Stringham.

*H. B. No. 139* was returned to the House.

## COMMUNICATIONS FROM THE HOUSE

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 50*, NATURAPATHIC – HEALING ARTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 50* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 51*, TO PERMIT NATUROPATHS TO PRACTICE OBSTETRICS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendments of *S. B. No. 51* on the following roll call:

Yeas, 17; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Fowles, Gibson and Lloyd.

Absent and not voting: Senators Adams, Davie, Hatch, Jenkins and Stringham.

*S. B. No. 51* was referred to the Committee on Rules to be enrolled and engrossed.

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, the rules were suspended and the Senate voted to now consider *H. B. No. 100.*

*H. B. No. 100,* having been previously read, was before the Senate.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 100* was read the third time and placed on its final passage.

*H. B. No. 100* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hatch, Jenkins and Stringham.

*H. B. No. 100* was returned to the House.

*H. B. No. 101* was read the second time.

Committee report read and adopted.

*H. B. No. 101* was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Davie and Gibson.

Absent and not voting: Senators Hatch, Jenkins and Stringham.

*H. B. No. 94* was read the second time.

Committee report read and adopted.

On motion of Senator Day, *H. B. No. 94* was made a Special Order of Business for March 11, 1957 at 4:00 P.M.

*H. B. No. 71* was read the second time.

On motion of Senator Davis, 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, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Hatch, Harward, Jenkins and Kerr.

*H. B. No. 71* was returned to the House.

*H. B. No. 77* was read the second time.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 77* was read the third time and placed on its final passage.

*H. B. No. 77* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Hatch and Jenkins.

*H. B. No. 77* was returned to the House.

On motion of Senator Thorn, the rules were suspended and the Senate voted to now consider *H. B. No. 94.*

## SPECIAL ORDER

*H. B. No. 94,* being a Special Order of Business, was before the Senate.

On motion of Senator Thorn, 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, 5; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Fowles, Hammond, Harward, Hopkin, Hunter, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Day, Jack, Kerr, Larson and Selvin.

Absent and not voting: Senators Gibson, Hatch and Jenkins.

*H. B. No. 94* was returned to the House.

In compliance with the Lloyd motion, the rules were suspended and the Senate voted to now consider Senate bills on the Third Reading Calendar.

## CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Day, the enacting clause of *S. B. No. 127* was struck.

*S. B. No. 267*, having been previously read, was before the Senate.

*S. B. No. 267* then passed on the following roll call:

Yeas, 15; Nays, 5; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Stringham and Mr. President.

Those voting in the negative were: Senators Adams, Davis, Fowles, Hopkin and Thorn.

Absent and not voting: Senators Gibson,, Hatch, Jenkins, Larson and Selvin.

*S. B. No. 267* was transmitted to the House.

*S. B. No. 222* was read the third time and placed on its final passage.

Committee report read and adopted.

*S. B. No. 222* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch, Jenkins, Larson and Lloyd.

*S. B. No. 222* was transmitted to the House.

On motion of Senator Davis, *S. B. No. 106* retained its position on the Third Reading Calendar.

S. *B. No. 107* was read the third time and placed on its final passage.

On motion of Senator Day, S. *B. No. 107* was amended as follows:

Page 1, line 8, delete "1961", insert in lieu thereof "1959."

S. *B. No. 107* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Harward, Hunter, Jack, Kerr, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Barlow, Fowles, Gibson, Hatch, Hopkin, Jenkins, Lloyd and Thorn.

S. *B. No. 107* was transmitted to the House.

S. *B. No. 106* was read the third time and placed on its final passage.

On motion of Senator Davis, S. *B. No. 106* was amended as follows:

Page 1, delete line 1.

Page 1, line 2, delete "2", insert in lieu thereof "1."

Page 1, line 5, delete "3", insert in lieu thereof "2".

On motion of Senator Davis, the title of S. *B. No. 106* was amended as follows:

Line 1 of the title after the word "ACT" delete remainder of line 1, line 2 and part of line 3 down to include the word "SECTION".

S. *B. No. 106* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hammond, Harward, Hunter, Jack, Kerr, Larson, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Barlow, Davie, Hatch, Hopkin, Jenkins, Lloyd and Stringham.

S. *B. No. 106* was transmitted to the House.

S. *B. No. 108* was read the third time and placed on its final passage.

On motion of Senator Clegg, S. *B. No. 108* was amended as follows:

Page 1, following line 8, add a new section to read "Section 2. This act shall take effect January 1, 1959."

Page 1, line 7, amend "County Attorney" to read "county attorney."

On motion of Senator Gibson, *S. B. No. 108* was made a Special Order of Business for Tuesday, March 12, 1957 at 2:30 P.M.

On motion of Senator Hunter, the Senate recessed.

The Senate re-assembled.

*S. B. No. 237* was read the third time and placed on its final passage.

Committee report read and adopted.

On motion of Senator Davis, *S. B. No. 237* was amended as follows:

Page 1, line 17, delete the bracket.

Page 2, line 2, delete the bracket.

*S. B. No. 237* then passed on the following roll call:

Yeas, 15; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Bullen, Davie, Davis, Day, Fowles, Hammond, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Anderson, Clegg, Dastrup, Gibson (explained vote), Harward, Hopkin and Hunter.

Absent and not voting: Senators Hatch, Jenkins and Stringham.

*S. B. No. 237* was transmitted to the House.

*S. B. No. 140* was read the third time and placed on its final passage.

Committee report read and adopted.

On motion of Senator Day, *S. B. No. 140* was amended as follows:

Page 3, line 8, delete the bracket.

Page 3, line 9, after the word "department" insert "of a policeman."

*S. B. No. 140* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hatch, Jenkins and Stringham.

*S. B. No. 140* was transmitted to the House.

*S. J. R. No. 2* was read the third time and placed on is final passage.

Committee report read and adopted.

*S. J. R. No. 2* then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams (explained vote), and Gibson.

Absent and not voting: Senators Davis, Hatch and Jenkins.

*S. J. R. No. 2* was transmitted to the House.

On motion of Senator Hopkin, *S. B. No. 98* was tabled.

On motion of Senator Fowles, *S. B. No. 101* was tabled.

*S. B. No. 212* was read the third time and placed on its final passage.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 212* was amended as follows:

Page 6, line 4, delete the word "the", insert in lieu thereof the word "to."

On page 7 following line 23, add the following:

"Hereafter cities or towns may issue general obligation water or sewer bonds payable from taxes or revenues or both to mature in not to exceed 40 years from their date."

*S. B. No. 212* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hatch, Jenkins and Stringham.

*S. B. No. 212* was transmitted to the House.

On motion of Senator Hunter, the Senate adjourned until Tuesday, March 12, 1957 at 9:00 A.M.

## FIFTY-EIGHTH DAY

### MORNING SESSION

March 12, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 12, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 11, 1957

Mr. President:

I am directed to inform your 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*, TO ISSUE SPECIAL AUTO LICENSE PLATE TO ACTIVE MEMBERS OF THE UTAH NATIONAL GUARD AND TO EXEMPT THEM FROM THE $5 REGISTRATION FEE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 32* was signed by the President on open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1957

Mr. President:

I am directed to inform your 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*, TO ESTABLISH $12,000 REVOLVING FUND FOR THE OGDEN WORKSHOP FOR THE BLIND, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 11, 1957

Mr. President:

I am directed to 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. 18*, APPRECIATION TO MAURICE ABRAVANEL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 18* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 11, 1957

Mr. President:

I am directed to 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. 17*, SHOWING APPRECIATION TO ALEX J. JEX, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. 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 Secretary of State.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 159*, CREATING A STATE ROAD COMMISSION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate voted to concur with the House amendments of *S. B. No. 159* on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Adams, Anderson, Hopkin, Jack, Jenkins, Stringham and Thorn.

*S. B. No. 159* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 86*, STATE LIBRARY ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Jack, the Senate voted to concur with the House amendments of *S. B. No. 86* on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Adams, Anderson, Davis, Hopkin, Jenkins, Larson, Stringham and Thorn.

*S. B. No. 86* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

March 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 236*, by Messrs. Hafen and Day, entitled, CHANGING DATES OF REPORTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 236* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 246*, by Messrs. Jenkins and Hatch, entitled, IMPROVEMENT DISTRICT CONSOLIDATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 246* 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 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 53*, by Messrs. Barlow and Kerr, entitled, LITTER ON HIGHWAYS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 53* 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 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 67*, by Mr. Gibson, entitled, PROCEDURE OF BANK DIRECTOR'S MEETING, 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,

HAVEN J. BARLOW,
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.

March 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 269*, by Messrs. Thorn and Hopkin, entitled, AMENDMENTS TO S. B. NO. 266, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 269* 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 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 192*, by Messrs. Lloyd, Jenkins and Bullen, entitled, INTERNATIONAL SCHOLARSHIPS—HIGH SCHOOL STUDENTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 192* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 162*, by Mr. Peterson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 162* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 163*, by Mr. Wallace A. Peterson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

MERRILL K. DAVIS,
Chairman

Report filed.

*H. B. No. 163* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 117*, by Messrs. Maurice Anderson and Teerlink, has carefully considered said bill and reports the same out favorably.

Respectfully,

CHARLES R. HUNTER,
Chairman

Report filed.

*H. B. No. 117* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 199*, by Messrs. Burck, Peterson and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. CLAIR ANDERSON,
Chairman

Report filed.

*H. B. No. 199* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 193*, by Mr. Duncan, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,
Chairman

Report filed.

*H. B. No. 193* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 229*, by Messrs. Conover, Peterson and Winterton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ELIAS L. DAY,

Report filed. Chairman

*H. B. No. 229* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 90*, by Messrs. Cazier, Hurst, Larsen, Esplin and Wineriter, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,

Report filed. Chairman

*H. B. No. 90* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 67*, by Messrs. Gunther, Welch, Esplin and Hodgson, has carefully considered said bill and reports the same out favorably.

Respectfully,

LUKE CLEGG,

Report filed. Chairman

*H. B. No. 67* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 224*, by Messrs. Duncan, Brussato and Rowberry, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,

Report filed. Chairman

*H. B. No. 224* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 120*, by Messrs. E. Q. Cannon, Jr., Howe and Welch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 120* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 207*, by Messrs. Brewster, Esplin, Hodgson and Mesdames Abbott and Vance, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 207* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on State and Federal Affairs, to which was referred *H. B. No. 80*, by Messrs. G. Douglas Taylor, Bennion, Rowberry and Froerer, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 80* was referred to the Sifting Committee.

March 12, 1957

Mr. President:

Your Committee on Salaries, to which was referred *H. B. No. 135*, by Messrs. Edward C. Larsen and Burck, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

*H. B. No. 135* was referred to the Sifting Committee.

## REPORTS OF SPECIAL COMMITTEES

March 12, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 175, 162, 163, 164, 166, 99, 232, 109, 30 and S. B. No. 260.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON THIRD READING

*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, 17; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Day, Fowles, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Those voting in the negative were: Senators Davie and Gibson (explained vote).

Absent and not voting: Senators Adams, Dastrup, Davis, Hopkin, Jenkins and Thorn.

*H. B. No. 101* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 175* was read the second time.

Committee report read and adopted.

On motion of Senator Stringham, *H. B. No. 175* was made a Special Order of Business for Wednesday, March 13, 1957, at 2:30 P.M.

*H. B. No. 162* was read the second time.

Committee report read and adopted.

On motion of Senator Hatch, *H. B. Nos. 162* and *163* were made a Special Order of Business for March 12, 1957 at 3:00 P.M.

*H. B. No. 164* was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *H. B. No. 164* was read the third time and placed on its final passage.

*H. B. No. 164* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Jenkins, Larson and Lloyd.

*H. B. No. 164* was returned to the House.

On motion of Senator Thorn, the rules were suspended and the Senate voted to amend *H. B. No. 166* by deleting all of the body and the title of the original *H. B. No. 166* and then inserting in lieu thereof the following:

H. B. No. 166 By Messrs. Hopkins, Howe, Gunther and Brewster

AN ACT MAKING AN APPROPRIATION OF $132,000 AND OTHER MONIES TO THE DEPARTMENT OF EMPLOYMENT SECURITY OF THE INDUSTRIAL COMMISSION FROM THIS STATE'S ACCOUNT IN THE UNEMPLOYMENT TRUST FUND CONSISTING OF MONIES COLLECTED UNDER THE FEDERAL UNEMPLOYMENT TAX ACT AND TRANSFERRED TO THIS STATE PURSUANT TO THE FEDERAL EMPLOYMENT SECURITY ADMINISTRATIVE FINANCING ACT OF 1954; TO BE USED FOR ADMINISTRATIVE EXPENSES IN CARRYING OUT COMMUNITY EMPLOYMENT PROGRAMS AND FOR THE PURPOSE OF PURCHASING LOTS AND THE ERECTION THEREON OF EMPLOYMENT SECURITY OFFICE BUILDINGS.

Be it enacted by the Legislature of the State of Utah:

Section 1. There is hereby appropriated to the Department of Employment Security of the Industrial Commission from the monies transferred to the state's account in the unemployment trust fund pursuant to the Federal Employment Security Administrative Financing Act of 1954 the sum of $132,000 together with such other monies as are transferred to such account

during the two-year period commencing with the date of enactment hereof. Such monies are available for withdrawal and expenditure in accordance with Section 2 hereof; provided, that the amount which may be used during each such fiscal year or part thereof which falls within such two-year period shall not exceed the amount by which the aggregate of the amounts credited to this state's account in the fund pursuant to Section 903 of the Social Security Act during such fiscal year and the two preceding fiscal years exceeds the aggregate of the amounts used by the state pursuant to such section and charged against the amounts credited to the account of this state during such three fiscal years.

Such appropriated monies shall be requisitioned and shall be deposited to and expended from the employment security administration fund but until expended shall remain a part of the unemployment trust fund. If any money so deposited is, for any reason, not to be expended for the purpose for which it was appropriated or remains unexpended at the end of the period for which appropriated by this Act, such money shall, not later than the end of the period for which appropriated, be withdrawn and returned to the Secretary of the Treasury of the United States to the credit of this state's account in the unemployment trust fund.

Section 2. The Industrial Commission of Utah, Department of Employment Security, is hereby authorized to expend during the two-year period commencing with the date of enactment hereof such appropriated monies during the fiscal years and in the amounts and for such purposes as follows:

| | |
|---|---|
| For the fiscal year 1957: | For the purpose of working with local communities in the development of community employment programs – $25,000. |
| For the fiscal year 1958: | For the purpose of working with local communities in the development of community employment programs – $50,000. |
| For the fiscal year 1959: | For the purpose of working with local communities in the development of community employment programs – $35,000. |
| For the fiscal year 1958: | For the purchase of land and erection of local employment security office buildings thereon – $60,000. |
| For the fiscal year 1959: | For the purchase of land and erection of local employment security office buildings thereon – $225,000. |

Section 3. This Act shall take effect upon approval.

*H. B. No. 166* was read the second time.

Committee report read and adopted.

On motion of Senator Thorn, the rules were suspended and *H. B. No. 166* was read the third time and placed on its final passage.

*H. B. No. 166* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Clegg, Davis, Jenkins and Lloyd.

*H. B. No. 166* was returned to the House.

*H. B. No. 99* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *H. B. No. 99* was read the third time and placed on its final passage.

*H. B. No. 99* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin (explained vote), Stringham, Thorn and Mr. President.

Voting in the negative was Senator Day (explained vote).
Absent and not voting: Senators Barlow, Hopkin and Jenkins.

*H. B. No. 99* was returned to the House.

On motion of Senator Anderson, *H. B. No. 232* retained its position on the Second Reading Calendar.

*H. B. No. 109* was read the second time.

Committee report read and adopted.

On motion of Senator Larson, the rules were suspended and *H. B. No. 109* was read the third time and placed on its final passage.

*H. B. No. 109* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Gibson, Hatch, Hammond, Harward, Hopkin, Jack, Kerr, Larson, Stringham and Mr. President.

Absent and not voting: Senators Davis, Fowles, Hunter, Jenkins, Lloyd, Selvin and Thorn.

*H. B. No. 109* was returned to the House.

*H. B. No. 30* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *H. B. No. 30* was made a Special Order of Business for March 12, 1957 at 4:00 P.M.

*S. B. No. 260* was read the second time.

Committee report read and adopted.

On motion of Sentor Hopkin, *S. B. No. 260* was amended as follows:

Page 12, line 24, delete "central", insert in lieu thereof the word "General."

On motion of Senator Day, the rules were suspended and *S. B. No. 260* was read the third time and placed on its final passage.

*S. B. No. 260* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Harward, Jenkins and Selvin.

*S. B. No. 260* was transmitted to the House.

On motion of Senator Barlow, the Senate recessed until 1:30 P.M.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 60*, SCHOOL MERIT STUDY APPROPRIATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 60* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 191*, JOINT-OWNERSHIP – IMPROVEMENT DISTRICTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 191* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 190*, ANNEXATION – IMPROVEMENT DISTRICTS,

and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 190* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 217*, REGULATION OF PHARMACISTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 217* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 102*, SCHOOL EMPLOYEES' RETIREMENT ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to concur with the House amendments of *S. B. No. 102* on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hammond, Harard, Hopkin, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hatch, Hunter, Jenkins and Stringham.

*S. B. No. 102* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S .B. No. 33*, OFF-HIGHWAY FUEL EXEMPTION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Fowles, the Senate voted to concur with the House amendments of *S. B. No. 33* on the following roll call:

Yeas, 13; Nays, 9; Absent, 3.

Those voting in the affirmative were: Senators Bullen, Clegg, Dastrup, Davis, Day, Hammond, Harward, Hopkin, Kerr, Lloyd, Stringham, Thorn, and Mr. President.

Those voting in the negative were: Senators Adams, Barlow, Davie, Fowles, Gibson, Hatch, Jack, Larson and Selvin.

Absent and not voting: Senators Anderson, Hunter and Jenkins.

*S. B. No. 33* was referred to the Committee on Rules to be enrolled and engrossed.

March 11, 1957

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. 19*, COMMENDING U. A. D. ASSOCIATION FOR SUPPORT OF DRIVER EDUCATION PROGRAM, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 19* was read the first time and referred to the Sifting Committee.

March 12, 1957

Mr. President:

I am directed to inform your 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*, PROVIDING FEE FOR SEARCHING DRIVER LICENSE FILES, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 12, 1957

Mr. President:

I am directed to inform your 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*, PROVIDING FOR FILING AFFIDAVITS OF PERMANENT BLINDNESS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 25*, AN ACT PROVIDING THAT SALES OF SPRAYS AND INSECTICIDES FOR CONTROL OF INSECTS AND DISEASE SHALL BE DEEMED A WHOLESALE SALE AND EXEMPT FROM TAXATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 25* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 14*, A JOINT RESOLUTION RELATING TO COMPENSATION OF MEMBERS OF LEGISLATURE, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 14* was read the first time and referred to the Sifting Committee.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as substituted and amended by the Senate, *S. B. No. 48*, HIGHWAY PATROL RETIREMENT SYSTEM, and the same is returned herewith for your further action.

Respectfully submitted,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 48* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 92*, PROPRIETARY ACTIVITIES FUND, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 92* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 27*, ENLARGEMENT OF IMPROVEMENT DISTRICTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 27* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 25*, SALARY INCREASE OF DISTRICT ATTORNEY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 25* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 20*, INCREASING DEPUTIES OF DISTRICT ATTORNEYS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 20* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 248*, INCREASE SALARY – STATE ENGINEER – SALARIES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 248* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 228*, SALARY INCREASES – NATIONAL GUARD, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 228* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

March 12, 1957

Mr. President:

Your Commitee on Rules, to which was referred *S. B. No. 91*, by Messrs. Davis, Bullen and Hunter, entitled, REVENUE BONDS – U. OF UTAH, U. S. A. C., STATE BOARD OF EDUCATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 91* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 12, 1957

Mr. President:

Your Commitee on Rules, to which was referred *S. B. No. 152*, by Mr. Adams, entitled, COMMISSION ON UNIFORM STATE LAWS, 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,

HAVEN J. BARLOW,
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 12, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 226*, by Messrs. Lloyd and Hopkin, entitled, AUTHORIZING PURCHASE OF PRISON MADE GOODS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 226* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

## REPORTS OF SPECIAL COMMITTEES

March 12, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 160, 121, 244, 245, 140, 127, 169, 197, 177, 135, 215, 54 and 130.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 160* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 160* was read the third time and placed on its final passage.

*H. B. No. 160* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins and Stringham.

*H. B. No. 160* was returned to the House.

*H. B. No. 121* was read the second time.

Committee report read and adopted.

On motion of Senator Harward, the rules were suspended and *H. B. No. 121* was read the third time and placed on its final passage.

*H. B. No. 121* then passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Davis, Day (explained vote), Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Thorn.

Those voting in the negative were: Senators Adams, Bullen, Dastrup, Davie, Gibson and Mr. President.

Absent and not voting: Senators Hatch, Jenkins and Stringham.

*H. B. No. 121* was returned to the House.

*H. B. No. 244* was read the second time.

On motion of Senator Thorn, *H. B. No. 244* was amended as follows:

After line 8 of the bill insert a new Section 3 to read:

"There is appropriated to the Utah State Treasurer from the general fund, out of monies not otherwise appropriated, the sum of $12,121, or so much thereof as may be necessary, for administrative expenses in addition to the amount appropriated in Item 29, Section 14, Chapter 164, Laws of Utah 1955, for the biennium ending June 30, 1957."

On line 9 of the bill, change "Section 3" to read "Section 4".

On motion of Senator Thorn, the title of *H. B. No. 244* was amended as follows:

On line 5 of the Title, after the figure "1957" insert "; AND APPROPRIATING THE SUM OF $12,121 TO THE UTAH STATE TREASURER FOR THE BIENNIUM ENDING JUNE 30, 1957".

On motion of Senator Day, the rules were suspended and *H. B. No. 244* was read the third time and placed on its final passage.

*H. B. No. 244* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Davis.

Absent and not voting: Senators Harward, Jenkins, Kerr and Stringham.

*H. B. No. 244* was returned to the House.

*H. B. No. 245* was read the second time.

On motion of Senator Thorn, *H. B. No. 245* was amended as follows:

Page 2, in item 6 delete "House Bill No. 10", then amend it to read "House Bill No. 12".

On motion of Senator Day, the rules were suspended and *H. B. No. 245* was read the third time and placed on its final passage.

*H. B. No. 245* then passed on the following roll call:

Yeas, 19; Nays, 4; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Hatch, Hammond, Hopkin, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow (explained vote), Davis, Gibson (explained vote), and Kerr.

Absent and not voting: Senators Harward and Jenkins.

*H. B. No. 245* was returned to the House.

## SPECIAL ORDER

*S. B. No. 108*, being a Special Order of Business, was before the Senate.

On motion of Senator Hatch, *S. B. No. 108* was amended as follows:

On line 8 change the period to a comma and add the following words:

"Provided that when a duly licensed member of the bar in good standing is a resident of the county and will accept the appointment to the position of county attorney, the vacancy shall be filled by the appointment of such licensed member of the bar."

*S. B. No. 108* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Jack, Larson, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Hunter, Jenkins, Kerr, Lloyd and Thorn.

*S. B. No. 108* was transmitted to the House.

On motion of Senator Gibson, the Senate recessed.

The Senate re-assembled.

## SPECIAL ORDER

*H. B. No. 162,* being a Special Order of Business, was before the Senate.

On motion of Senator Hatch, *H. B. No. 162* was further made a Special Order of Business for Wednesday, March 13, 1957 at 9:30 A.M.

*H. B. No. 163,* being *a* Special Order of Business, was before the Senate.

On motion of Senator Gibson, *H. B. No. 163* was further made a Special Order of Business to follow *H. B. No. 162,* Wednesday, March 13, 1957 at 9:30 A.M.

*H. B. No. 30,* being a Special Order of Business, was before the Senate.

On motion of Senator Day, *H. B. No. 30* was amended as follows:

After line 7, page 8, which includes "59-14-71." in sub-section "(1) (a)" delete the word "non-resident."

On motion of Senator Day, *H. B. No. 30* was made a Special Order of Business for Wednesday, March 13, 1957 at 3:00 P.M.

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Anderson, the rules were suspended and the Senate voted to now consider *H. B. No. 232.*

*H. B. No. 232* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *H. B. No. 232* was amended as follows:

Page 3, last line after the word "line" strike the period, insert a comma and add "at a point either east or west of the Green River."

On motion of Senator Anderson, the rules were suspended and *H. B. No. 232* was read the third time and placed on its final passage.

*H. B. No. 232* then passed on the following roll call:

Yeas, 22, Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch and Jenkins.

*H. B. No.* 232 was returned to the House.

Inasmuch as Senate Rule No. 41 reads as follows: No notice of a motion to reconsider shall be received after the 55th day of the regular session of the legislature, Senator Hopkin moved that Senate Rule No. 41 be suspended.

Motion carried.

On motion of Senator Hopkin, the Senate voted to re-call *H. B. No. 52* from the House for reconsideration of its final action.

*H. B. No. 140* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, 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, 1; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Fowles, Gibson, Hatch, Harward, Hopkin, Kerr, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senator Adams, Davie, Hammond, Hunter, Jenkins, Larson and Stringham.

*H. B. No. 140* was returned to the House.

*H. B. No. 127* was read the second time.

Committee report read and adopted.

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

Edwin J. Skeen appeared before the Committee of the Whole.

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

On motion of Senator Dastrup, the rules were suspended and *H. B. No. 127* was read the third time and placed on its final passage.

*H. B. No. 127* then passed on the following roll call:

Yeas, 15; Nays, 4; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Fowles, Hatch, Harward, Hopkin, Jack, Selvin, Thorn and Mr. President.

Those voting in the negative were: Senators Davie, Davis, Gibson and Kerr.

Absent and not voting: Senators Hammond, Hunter, Jenkins, Larson, Lloyd and Stringham.

*H. B. No. 127* was returned to the House.

*H. B. No. 169* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, 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, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hatch, Harward, Hopkin, Jack, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Hammond, Hunter, Jenkins, Kerr, Larson, Lloyd and Stringham.

*H. B. No. 169* was returned to the House.

On motion of Senator Davis, the Senate voted that all bills on the Second Reading Calendar retain their position.

On motion of Senator Gibson, the Senate adjourned until Wednesday, March 13, 1957 at 9:00 A.M.

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# FIFTY-NINTH DAY

## MORNING SESSION

March 13, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 13, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE GOVERNOR

March 8, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

ADVISORY COUNCIL FOR THE SCHOOL FOR THE DEAF AND BLIND, OGDEN:

Mrs. Iliff Jeffery, Provo, for a five year term expiring March 1, 1962.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 11, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

DEPARTMENT OF BUSINESS REGULATION, BANK COMMISSION:

Seth H. Young, Salt Lake City, for a period of four years, term expiring April 1, 1961.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 11, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointments to your Honorable Body for advice and consent:

HISTORICAL SOCIETY – BOARD OF CONTROL:

Joel E. Ricks, Logan

Mrs. Juanita Brooks, St. George

Dr. Leland H. Creer, Salt Lake City

Russell B. Swenson, Provo

N. G. Morgan, Sr., Salt Lake City

all for a period of four years, terms to expire April 1, 1961.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 11, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate
Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, TAX COMMISSION:

Arias G. Belnap, Ogden, for a term of four years expiring March 1, 1961.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 11, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointments to your Honorable Body for advice and consent:

COMMISSIONER, FISH AND GAME COMMISSION:

Dr. Paul Stringham, Roosevelt, for a six year term, replacing Jack Turner, and expiring March 1, 1963.

K. E. Bullock, Provo, for a six year term ending March 1, 1963.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 8, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

Alden K. Barton, Salt Lake City, to fill the unexpired term of J. H. Crofts, ending March 1, 1961.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 12, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have on March 7, 1957 signed into law, *S. B. No. 77*, entitled, COVERING UNCLAIMED PROPERTY AND FUNDS TO GENERAL FUND.

This document has been transmitted to the Secretary of State.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 12, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day signed into law, *S. B. No. 49*, entitled, AMENDMENTS TO WATER CONSERVANCY LAW.

This document has been transmitted to the Secretary of State.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 12, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have on March 7, 1957 signed into law, *S. B. No. 266*, entitled, APPROPRIATION STATE BUILDING BOARD.

This document has been transmitted to the Secretary of State.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 12, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have on March 7, 1957 signed into law, *S. B. No. 218*, entitled, ESTABLISHING BRANCH BANK.

This document has been transmitted to the Secretary of State.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 12, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have on March 7, 1957 signed into law, *S. B. No. 43*, entitled, EXTENSION OF CITIES.

This document has been transmitted to the Secretary of State.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day receded from its amendments and passed *S. B. No. 225*, PUNISHING PRISONER FOR ASSAULTING GUARDS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 225* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, upon reconsideration, *S. B. No. 251*, SALARIES ELECTIVE OFFICIALS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the Senate refused to concur in the House amendments on *S. B. No. 251* and ask the House to recede from its amendments.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 193*, SALARIES STATE OFFICIALS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, *S. B. No. 193* was made a Special Order of Business for Wednesday, March 13, 1957 at 4:45 P.M.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 215*, INCREASING SALARY – CLERK SUPREME COURT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate voted to concur with the House amendments of *S. B. No. 215* on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Jenkins, Larson and Thorn.

*S. B. No. 215* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

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. 16*, ACT RELATING TO COMPENSATION OF JUDGES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate voted to concur with the House amendments of *S. B. No. 16* on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day (explained vote), Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham and Mr. President.

Voting in the negative was Senator Davis (explained vote).

Absent and not voting: Senators Jenkins, Larson and Thorn.

*S. B. No. 16* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

Upon your request, I am returning *H. B. No. 52*, entitled, UNIFORM CIVIL LIABILITY FOR SUPPORT ACT, for your further consideration.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the Senate voted to re-consider its final action on *H. B. No. 52*.

*H. B. No. 52* was before the Senate for re-consideration.

Upon re-consideration *H. B. No. 52* then passed on the following roll call:

Yeas, 16; Nays, 7; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, (explained vote), Dastrup, Davis, Day, Fowles, Hammond, Harward, Hopkin, Jack, Kerr, Larson, Selvin and Stringham.

Those voting in the negative were: Senators Bullen, Davie, Gibson, Hatch, Hunter, Lloyd and Mr. President.

Absent and not voting: Senators Jenkins and Thorn.

*H. B. No. 52* was returned to the House.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 173*, SEPARATION STATE LAND BOARD FROM DEPT. OF FINANCE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Stringham, the Senate voted to concur with the House amendments of *S. B. No. 173* on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Hunter, Jenkins and Thorn.

*S. B. No. 173* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 33*, by Messrs. Day, Jenkins and Hafen, entitled, OFF-HIGHWAY FUEL EXEMPTION, 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,

HAVEN J. BARLOW,
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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 48*, by Messrs. Thorn, Gibson and Davis, entitled, HIGHWAY PATROL RETIREMENT SYSTEM, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 48* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 190*, by Messrs. Davis, Thorn and Fowles, entitled, ANNEXATION — IMPROVEMENT DISTRICTS, to be engrossed, has been examined by this Commitee 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 190* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 159*, by Messrs. Lloyd, Stringham and Anderson, entitled, CREATING A STATE ROAD 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 159* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 50*, by Messrs. Day, Harward and Mrs. Jack, entitled, NATUROPATHIC–HEALING ARTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 50* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 51*, by Messrs. Day, Harward and Mrs. Jack, entitled, TO PERMIT NATUROPATHS TO PRACTICE OBSTETRICS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 51* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 60*, by Messrs. Adams, Clegg and Gibson, entitled, SCHOOL MERIT STUDY 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 60* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 86*, by Messrs. Anderson, Harward and Jack, entitled, STATE LIBRARY 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,

HAVEN J. BARLOW,
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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 92*, by Messrs. Davis, Bullen and Hunter, entitled, PROPRIETARY ACTIVITIES 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,

HAVEN J. BARLOW,
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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 138*, by Messrs. Fowles and Stringham, entitled, IRRIGATION DISTRICT – ASSESSMENTS – COMPENSATION OF DIRECTORS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 138* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 217*, by Messrs. Day, Kerr and Selvin, entitled, REGULATION OF PHARMACISTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 217* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 264*, by Messrs. Kerr and Day, entitled, IMPROVEMENT DISTRICTS – POLITICAL SUBDIVISIONS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 264* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 191*, by Messrs. Davis and Thorn and Mrs. Jack, entitled, JOINT-OWNERSHIP – IMPROVEMENT DISTRICTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 191* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

## SPECIAL ORDER

*H. B. No. 162*, being a Special Order of Business, was before the Senate.

On motion of Senator Hatch, the rules were suspended and the Senate voted to amend *H. B. No. 162* by deleting all of the body and the title of the original *H. B. No. 162* and then inserting in lieu thereof the following:

H. B. No. 162 (Substitute Bill) By Mr. Walter A. Peterson

AN ACT AMENDING SECTIONS 41-6-43 AND 41-6-44, UTAH CODE ANNOTATED 1953 RELATING TO DRIVING A MOTOR VEHICLE WHILE INTOXICATED OR UNDER THE INFLUENCES OF NARCOTICS; AND PROVIDING FOR AN INCREASED PENALTY.
Be it enacted by the Legislature of the State of Utah:

Section 1. Sections 41-6-43 and 41-6-44, Utah Code Annotated 1953 are amended to read:

41-6-43. [(a) Local authorities may by ordinance provide that it shall be unlawful for any person who is an habitual user of narcotic drugs or any person who is under the influence of intoxicating liquor or narcotic drugs to drive or be in actual physical control of any vehicle, and provide penalties therefor as a first offense consistent with section 41-6-44.

(b)] Local authorities may [also] by ordinance provide that any person who drives any vehicle in wilful or wanton disregard for the safety of persons or property is guilty of reckless driving, and provide penalties therefor as a first offense consistent with section 41-6-45.

41-6-44. (a) It is unlawful and punishable as provided in subdivision (d) of this section for any person who is an habitual user of narcotic drugs or any person who is under the influence of intoxicating liquor or narcotic drugs to drive or be in actual physical control of any vehicle within this state.

(b) In any criminal prosecution for a violation of subdivision (a) of this section relating to driving a vehicle while under the influence of intoxicating liquor, the amount of alcohol in the defendant's blood at the time alleged as shown by chemical analysis of the defendant's blood, urine, breath, or other bodily substance shall give rise to the following presumptions.

1. If there was at that time 0.05 per cent or less by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was not under the influence of intoxicating liquor;

2. If there was that time in excess of 0.05 per cent but less than 0.15 per cent by weight of alcohol in the defendant's blood, such fact shall not give rise to any presumption that the defendant was or was not under the

influence of intoxicating liquor, but such fact may be considered with other competent evidence in determining the guilt or innocence of the defendant;

3. If there was at that time 0.15 per cent or more by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was under the influence of intoxicating liquor;

4. The foregoing provisions of this subdivision shall not be construed as limiting the introduction of any other competent evidence bearing upon the question whether or not the defendant was under the influence of intoxicating liquor.

(c) It is unlawful and punishable as provided in subdivision (d) of this subsection for any person who is an habitual user of or under the influence of any narcotic drug or who is under the influence of any other drug to a degree which renders him incapable of safely driving a vehicle to drive a vehicle within this state. The fact that any person charged with a violation of this subsection is or has been entitled to use such drug under the laws of this state shall not constitute a defense against any charge of violating this subsection.

(d) Every person who is convicted of a violation of this section shall be punished [upon a first conviction by imprisonment for not less than 30 days nor more than 6 months, or by a fine of not less than $100 or more than $299, or by both such fine and imprisonment, and on a second or subsequent conviction, or on a conviction under this section subsequent to a conviction under an ordinance in section 41-6-43 (a), shall be punished] by imprisonment in the county jail for not [less than 90 days nor] more than one year and, in the discretion of the court, a fine of not more than $1,000. [For the purpose of this section such second violation shall have occurred within three years of the preceding violation.]

The department shall revoke the operator's or chauffeur's license of any person convicted under this section [or under an ordinance as provided by section 41-6-43 (a)].

On motion of Senator Hatch, the rules were suspended and *H. B. No. 162* was read the third time and placed on its final passage.

*H. B. No. 162* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Larson, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Jenkins, Kerr and Lloyd.

*H. B. No. 162* was returned to the House.

*H. B. No. 163*, being a Special Order of Business, was before the Senate.

*H. B. No. 163* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 163* was read the third time and placed on its final passage.

*H. B. No. 163* then passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Stringham.

Those voting in the negative were: Senators Adams, Davie, Davis, Fowles and Gibson (explained vote).

Absent and not voting: Senators Jenkins, Thorn and Mr. President.

*H. B. No. 163* was returned to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 197* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, 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, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin and Stringham.

Absent and not voting: Senators Davis, Hatch, Harward, Jenkins, Thorn and Mr. President.

*H. B. No. 197* was returned to the House.

*H. B. No. 177* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, *H. B. No. 177* was amended as follows:

Delete Section 1, lines 1-2-3.

Page 1, line 4, re-number "Section 2" to read "Section 1."

Page 1, line 12, re-number "Section 4" to read "Section 2."

On motion of Senator Anderson, the title of *H. B. No. 177* was amended as follows:

Line 4, after the word "STREAMS" delete the semi-colon, insert a period, then delete "the remainder of line 4 and all of line 5."

On motion of Senator Day, the rules were suspended and *H. B. No. 177* was read the third time and placed on its final passage.

*H. B. No. 177* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senators Dastrup, Harward, Hopkin, Jenkins, Lloyd, Thorn and Mr. President.

*H. B. No. 177* was returned to the House.

*H. B. No. 135* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 135* was read the third time and placed on its final passage.

On motion of Senator Stringham, the title of *H. B. No. 135* was amended as follows:

Line 5 of the title, delete "EMERGENCY CLAUSE."

*H. B. No. 135* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Bullen, Clegg, Dastrup, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senators Barlow, Davie, Davis, Jenkins, Lloyd, Thorn and Mr. President.

*H. B. No. 135* was returned to the House.

*H. B. No. 215* was read the second time.

Committee report read and adopted.

On motion of Senator Day, 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, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Hunter, Jack, Kerr, Larson, Selvin and Stringham.

Absent and not voting: Senators Bullen, Gibson, Harward, Hopkin, Jenkins, Lloyd, Thorn and Mr. President.

*H. B. No. 215* was returned to the House.

*H. B. No. 54* was read the second time.

On motion of Senator Day, the rules were suspended and *H. B. No. 54* was read the third time and placed on its final passage.

*H. B. No. 54* then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin (explained vote), Stringham and Thorn.

Voting in the negative was Senator Davie.

Absent and not voting: Senators Fowles, Jenkins and Mr. President.

*H. B. No. 54* was returned to the House.

*H. B. No. 130* was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 130* was read the third time and placed on its final passage.

*H. B. No. 130* then passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Sentaors Adams, Fowles and Hatch (explained vote).

Absent and not voting: Senator Jenkins.

*H. B. No. 130* was returned to the House.

On motion of Senator Thorn, the Senate voted to suspend the rules and, with unanimous consent, *S. B. No. 270* was introduced.

## INTRODUCTION OF BILLS

S. B. No. 270 By Mr. Thorn

AN ACT APPROPRIATING $7,300 FROM THE GENERAL FUND TO THE DEPARTMENT OF BUSINESS REGULATION: EMERGENCY CLAUSE, was read the first time.

On motion of Senator Thorn, the rules were suspended and *S. B. No. 270* was read the second and third times and placed on its final passage.

*S. B. No. 270* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Jenkins and Stringham.
*S. B. No. 270* was transmitted to the House.

On motion of Senator Clegg, the Senate recessed until 1:30 P.M.

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## AFTERNOON SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE GOVERNOR

March 12, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointments to your Honorable Body for advice and consent:
TOURIST AND PUBLICITY COUNCIL:

The following men for a four year term, expiring July 1, 1961:

Darrell Greenwell of Ogden

Andrew Pace of St. George

Conley Watts of Logan

BOARD OF CORRECTIONS:

Dr. Anthon S. Cannon, Salt Lake City, to fill the unexpired term of Raymond C. Wilson, which term expires March 1, 1961.

INSTITUTE OF FINE ARTS:

The following people to be appointed for a term of four years, their terms expiring June 30, 1961:

Gaell Lindstrom of Cedar City

Dr. C. Lowell Lees of Salt Lake City

Conrad B. Harrison of Salt Lake City

Raymond J. Ashton, Kaysville

Mrs. Fred Froerer, Sr. of Ogden

David L. McKay, Salt Lake City

George M. Gadsby, Salt Lake City

FAIR BOARD:

The following people to be appointed for a term of four years, their terms expiring June 1, 1961:

Horace Godfrey of Salt Lake City

Lawrence W. Jones, Monroe

J. W. Gillman of Orem

T. K. Voyer of Tooele

Sam Gordon of Brigham City

Ray Liljenquist of Salt Lake City

A. J. Redd, Monticello, to fill the unexpired term occasioned by the resignation of Jesse M. Conover, said term expiring June 1, 1959.

UNIVERSITY OF UTAH BOARD OF REGENTS:

The following people to be appointed for a term of four years, their terms to expire July 1, 1961:

N. G. Morgan, Jr., of Salt Lake City

Mrs. A. U. Miner of Salt Lake City

Mr. Royden G. Derrick of Salt Lake City

William J. O'Connor of Salt Lake City

Leland B. Flint of Salt Lake City

Rendell N. Mabey of Bountiful

UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

The following people to be appointed for a term of four years, their terms to expire July 1, 1961:

Alma Sonne of Logan

R. J. Potter of Garland

Ralph Blackham of Moroni

David W. Evans of Salt Lake City

Nelson L. Marsden of Cedar City

Joseph Rosenblatt of Salt Lake City

Bennie Schmidt of Roosevelt

STATE COURSE OF STUDY COMMITTEE:

The following people to be appointed for a term of four years, their term expiring June 30, 1960:

Mrs. Whitney Smith of Logan

Mrs. Clara Kimball Ruggeri of Price

Dr. George A. Odgers of Salt Lake City

STATE BOARD OF HEALTH:

Dr. J. Poulson Hunter, Salt Lake City, for a term of seven years expiring March 1, 1963.

Howard M. Hurst, Salt Lake City, for a term of seven years expiring March 1, 1964.

Dr. R. O. Porter, Logan, for a term of seven years expiring March 1, 1965.

WATER POLLLUTION CONTROL BOARD:

Mr. Wm. F. Sigler of Logan for a term of eight years, term to expire March 1, 1965.

BOARD OF ALCOHOLISM:

The following men to be appointed for a term of two years, their term expiring March 1, 1959:

Dr. Chester A. Swinyard, Salt Lake City

Dr. Le Grand Noble, Logan

Rex Hughes, Provo

Joseph M. Warner, Midvale

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 13, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

STATE ENGINEER:

Wayne D. Criddle, Logan, for a term of four years, expiring March 1, 1961.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 8, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:

MEMBER, TEACHERS RETIREMENT BOARD:

Alex J. Jex, Salt Lake City, for a five year term ending June 30, 1962.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 8, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointments to your Honorable Body for advice and consent:

HIGHWAY PATROL CIVIL SERVICE COMMISSION:

Darrel Welling, Salt Lake City, for a four year term ending January 1, 1961.

Elias J. Strong, Salt Lake City, to fill the unexpired term occasioned by the resignation of Gomer Peacock, ending January 1, 1958.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

March 8, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with the State laws, I am submitting the following recommended appointments to your Honorable Body for advice and consent:

BOARD OF CORRECTIONS:

A. Ray Curtis, Salt Lake City, for a six year term expiring March 4, 1963.

George Handy, Ogden, for a six year term expiring March 4, 1963.

Dr. Leslie Burbidge for a six year term expiring March 4, 1963.

Calvin A. Behle, Salt Lake City, to fill the unexpired term of George R. Putnam of Murray, expiring March 2, 1959.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Special Committee on Appointments.

## COMMUNICATIONS FROM THE HOUSE

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 166*, as substituted by the Senate, APPROPRIATING $132,000 TO THE DEPARTMENT OF EMPLOYMENT SECURITY.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 244*, APPROPRIATION STATE PRISON.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendments to *H. B. 232*, CHANGING ROUTES OF STATE ROADS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 71*, INCREASING BY AMENDMENT BENEFITS UNDER OCCUPATIONAL DISEASE STATUTE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 77*, AN ACT AMENDING WORKMEN'S COMPENSATION PROVIDING FOR INCREASED BENEFITS AND DEFINING HEIRS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 77* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 246*, IMPROVEMENT DISTRICT CONSOLIDATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 246* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 236*, CHANGING DATES OF REPORTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 236* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 226*, AUTHORIZING PURCHASE OF PRISON MADE GOODS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

S. *B. No. 226* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 192*, INTERNATIONAL SCHOLARSHIPS – HIGH SCHOOL STUDENTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

S. *B. No. 192* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 152*, COMMISSION ON UNIFORM STATE LAWS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

S. *B. No. 152* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 91*, REVENUE BONDS – U. OF U., U.S.A.C., STATE BOARD OF

ED., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 91* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 67*, PROCEDURE FOR BANK DIRECTORS' MEETINGS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 67* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed 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. 53*, LITTER ON HIGHWAYS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 53* was transmitted to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 83*, AN ACT RELATING TO GIFTS OF SECURITIES AND MONEY TO MINORS: PROVIDING DEFINITIONS, PROCEDURE, FORMS, AND CUSTODIAN'S DUTIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 83* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 109*, PROVIDING A STATUTORY SCALE OF TAXATION FOR NON-PROFIT TELEPHONE CORPORATIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 109* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 94*, AN ACT INCREASING TAX ON MOTOR FUEL TO 6 CENTS PER GALLON REDUCING EVAPORATION ALLOWANCE, ESTABLISHING STATE RIGHTS OF WAY PURCHASE FUND AND INCREASING TAX TO 6 CENTS A GALLON SPECIAL FUEL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 94* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 101*, ALLOWING OSTEOPATHIC PHYSICIANS TO PRACTICE IN THE GENERAL HOSPITALS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 139*, AN ACT LICENSING & REGULATING THE PRACTICE OF PHARMACY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 100*, AN ACT ESTABLISHING A FOOD, DRUG AND COSMETIC LAW TO BE ADMINISTERED BY THE DEPARTMENT OF AGRICULTURE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 100* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 44*, MAKING "SEWERAGE CORPORATION" A PUBLIC UTILITY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 44* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 213*, STATE OFFICE BUILDING, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 213* was referred to the Committee on Rules to be enrolled and engrossed.

March 12, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 189*, STATE BUILDING BOARD, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 189* was referred to the Committee on Rules to be enrolled and engrossed.

## REPORTS OF STANDING COMMITTEES

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 25*, by Messrs. Day and Fowles, entitled, SALARY INCREASE OF DISTRICT ATTORNEYS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 25* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 248*, by Mr. Lloyd, entitled, INCREASE SALARY – STATE ENGINEER, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 248* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 228*, by Messrs. Day, Hammond and Gronning, entitled, SALARY INCREASES NATIONAL GUARD, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 228* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 20*, by Messrs. Day, Fowles and Thorn, entitled, INCREASING DEPUTIES OF DISTRICT ATTORNEYS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 20* 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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 215*, by Mr. Lloyd, entitled, INCREASING SALARY – CLERK SUPREME COURT, 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,

HAVEN J. BARLOW,
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 13, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 102*, by Messrs. Anderson, Adams and Barlow, entitled, SCHOOL EMPLOYEES' RETIREMENT 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 102* 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 13, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

S. B. No. 229, H. B. Nos. 142, 113, H. J. R. No. 7, H. J. R. No. 14, H. B. Nos. 217 and 200.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Day, *S. B. No. 229* retained its position on the Second Reading Calendar.

*H. B. No. 142* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 142* was read the third time and placed on its final passage.

*H. B. No. 142* then passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Fowles, Gibson, Hammond, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Bullen and Hatch.

Absent and not voting: Senators Day, Harward and Jenkins.

*H. B. No. 142* was returned to the House.

On motion of Senator Anderson, *H. B. No. 113* retained its position on the Second Reading Calendar.

*H. J. R. No. 7* was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *H. J. R. No. 7* was read the third time and placed on its final passage.

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

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senator Jenkins.

*H. J. R. No. 7* was returned to the House.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 229*.

*S. B. No. 229* was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 229* was read the third time and placed on its final passage.

*S. B. No. 229* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Hopkin, Hunter, Jack, Larson, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Harward, Jenkins, Kerr and Lloyd.

*S. B. No. 229* was transmitted to the House.

*H. J. R. No. 14* was read the second time.

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

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

On motion of Senator Stringham, the rules were suspended and *H. J. R. No. 14* was read the third time and placed on its final passage.

*H. J. R. No. 14* then passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Anderson, Barlow, Dastrup, Davie, Davis, Day (explained vote), Fowles (explained vote), Gibson, Hatch, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin (explained vote), Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams (explained vote), Bullen, Clegg, Hopkin and Kerr.

Absent and not voting: Senator Jenkins.

*H. J. R. No. 14* was returned to the House.

*H. B. No. 217* was read the second time.

On motion of Senator Day, 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, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Anderson, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Adams, Bullen and Hunter.

Absent and not voting: Senators Barlow and Jenkins.

*H. B. No. 217* was returned to the House.

## SPECIAL ORDER

*H. B. No. 175*, being a Special Order of Business, was before the Senate.

On motion of Senator Gibson, *H. B. No. 175* was further made a Special Order of Business for March 13, 1957 at 4:00 P.M.

*H. B. No. 30*, being a Special Order of Business, was before the Senate.

On motion of Senator Hopkin, the Senate recessed.

The Senate re-assembled.

## COMMUNICATIONS FROM THE HOUSE

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 260*, BEAR RIVER COMPACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 260* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

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. 9*, A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO REQUIRE THE SECRETARY OF THE INTERIOR TO RE-

VOKE A WITHDRAWAL OF LANDS IN SAN JUAN COUNTY, UTAH, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 9* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 250*, COLLEGE EMINENT DOMAIN, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 250* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

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. 5*, A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO FAVORABLY CONSIDER WESTERN WATER RIGHTS SETTLEMENT ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 5* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

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*, LONG RANGE

MINERAL POLICY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

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

March 13, 1957

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*, APPROPRIATION FOR COLORADO RIVER STORAGE PROJECT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

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

March 13, 1957

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*, LAND AND WATER DEVELOPMENT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 8* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 168*, PUBLIC LIABILITY MOTOR VEHICLES, and the same is re-

turned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 168* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 241*, CHANGING NAME OF LAW LIBRARY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 241* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 230*, EXTENDING 4 MILL LEVY FOR WATER PURIFICATION OR SEWAGE DISPOSAL, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 230* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 166*, DEDUCTION FOR SELF-HELP-MEAT PROMO-

TION PROGRAM, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hopkin, the Senate voted to concur with the House amendments of *S. B. No. 166* on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Selvin, Thorn and Mr. President.

Absent and not voting: Senators Dastrup, Gibson, Jenkins, Lloyd and Stringham.

*S. B. No. 166* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *H. J. R. No. 20*, MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 20* was read the first time.

On motion of Senator Hopkin, the rules were suspended and *H. J. R. No. 20* was read the second and third times and placed on its final passage.

*H. J. R. No. 20* then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hatch, Hammond, Harward, Hopkin, Hunter, Kerr, Larson, Lloyd, Selvin, Thorn and Mr. President.

Voting in the negative was Senator Jack.

Absent and not voting: Senators Bullen, Gibson, Jenkins and Stringham.

*H. J. R. No. 20* was returned to the House.

## UNFINISHED BUSINESS

*H. B. No. 30*, being Unfinished Business, was before the Senate.

On motion of Senator Lloyd, *H. B. No. 30* was amended as follows:

"Subsections (e) and 3 (a) of Section 59-14-71 of H. B. 30, as amended, should now be amended to read:

"(e) For purposes of the withholding provisions of this act, the term "non-resident" includes any person who did not file an individual income tax return with the state tax commission for the preceding year and who has not continuously maintained a domicile in Utah for a period of one full calendar year (i. e. January 1st to December 31st), and such person shall be deemed a non-resident of Utah until he has filed an individual income tax return with the state tax commission for the preceding year and until he has continuously maintained a domicile in Utah for a full calendar year.

3 (a) Every employer shall, on or before the last day of April, July, October and January, pay over to the tax commission the amount required to be deducted and withheld from wages paid to any non-resident employee during the preceding calendar quarter under the provisions of this act; provided the tax commission may alter the time or period for making reports and payment when, in its opinion, the tax is in jeopardy, or it may use any other time or period as will facilitate the collection and payment of the tax by the employer."

On motion of Senator Day, *H. B. No. 30* was amended as follows:

After line 7, page 8 which includes "59-14-71" in sub-section "(1) (a)" insert the word "non-resident" after the word "to" and preceding the word "employees."

On motion of Senator Kerr, *H. B. No. 30* was amended as follows:

Page 4, subsection 5 of the House amendment delete in its entirety, then insert in lieu thereof the following:

"(5) For the necessary expenses of administering the withholding provisions of this act to June 30, 1959, including the use of necessary tabulating devices and cards, auditing and clerical services, forms, stationary, stamps and printing, there is appropriated from the Uniform School Fund to the Tax Commission, the sum of $90,000.00 and to the Finance Commission the sum of $20,000.00."

On motion of Senator Kerr, the rules were suspended and *H. B. No. 30* was read the third time and placed on its final passage.

*H. B. No. 30* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen,

Clegg, Davis, Day, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Dastrup, Davie, Fowles, Gibson and Jenkins.

*H. B. No. 30* was returned to the House.

On motion of Senator Thorn, the rules were suspended and the Senate voted to now consider *H. B. No. 113.*

On motion of Senator Davis, the rules were suspended and *H. B. No. 113* was read the second and third times and placed on its final passage.

*H. B. No. 113* then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Bullen.

Absent and not voting: Senators Fowles and Jenkins.

*H. B. No. 113* was returned to the House.

On motion of Senator Hatch, the Senate recessed until 7:00 P.M.

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## EVENING SESSION

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The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, S. *B. No.* 222, NON-RESIDENT CORPORATION ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 222* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

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. 135*, INCREASING SALARIES OF COUNTY OFFICIALS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 13, 1957

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. 10*, APPRECIATION TO MR. AND MRS. NICHOLAS G. MORGAN, SR., and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 10* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. 263*, IMPOSE FRANCHISE TAX LEASING PROPERTY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 263* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 61*, SALES TAX-EXTENSION SERVICES, and the

same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 61* was filed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, upon reconsideration under suspension of the rules, as amended by the Senate and House, *S. B. 62*, ESTABLISH STATE PARK COMMISSION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Day, the Senate voted to concur with the House amendments of *S. B. No. 62* on the following roll call:

Yeas, 14; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Day, Hammond, Harward, Hunter, Jack, Kerr, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Adams, Davie, Davis, Fowles, Gibson, Hatch, Hopkin, Jenkins, Larson, Stringham and Thorn.

*S. B. No. 62* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform you that the Governor did on the 13th day of March, 1957, approve *H. B. No. 21*, entitled, TO EARMARK LIQUOR PERMIT FEES FOR THE USE OF A REVISED UTAH STATE BOARD ON ALCOHOLISM.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF SPECIAL COMMITTEES

March 13, 1957

Mr. President:

Your Sifting Committee reports out the following bills:

H. B. Nos. 224, 120, 182, 183, 156, 102, 133, 193, 82, 123, 173 and 240.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

Inasmuch as Senate Rule No. 41 reads as follows: "No notice of a motion to reconsider shall be received after the 55th day of the regular session of the legislature," Senator Day moved that Senate Rule No. 41 be suspended.

Motion carried.

On motion of Senator Day, the Senate voted to re-consider its final action on *H. B. No. 217.*

*H. B. No. 217* was before the Senate for re-consideration.

On motion of Senator Day, *H. B. No. 217* was amended as follows:

On page 1, delete "Section 2. in its entirety."

On motion of Senator Day, the title of *H. B. No. 217* was amended as follows:

Line 1 of the title, delete "AND ENACTING 10-6-43.5."

Line 2 of the title, delete "UTAH CODE, ANNOTATED 1953," also "CITY AND", then following the word "COUNTY" delete the word "MUNICIPAL".

Line 4 of the title, delete the words "CITY OR".

Upon re-consideration *H. B. No. 217* then passed on the following roll call:

Yeas, 16; Nays, 2,; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davie, Day, Hatch, Hammond, Harward, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow and Hunter.

Absent and not voting: Senators Adams, Davis, Fowles, Gibson, Hopkin, Jenkins and Larson.

*H. B. No. 217* was returned to the House.

## SPECIAL ORDER

*H. B. No. 175*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *H. B. No. 175* was further made a Special Order of Business for Thursday, March 14, 1957 at 9:30 A.M.

*S. B. No. 193*, being a Special Order of Business, was before the Senate.

On motion of Senator Day, *S. B. No. 193* was further made a Special Order of Business for Thursday, March 14, 1957 at 10:00 A.M.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 200* was read the second time.

Committee report read and adopted.

On motion of Senator Harward, 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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 200* was returned to the House.

On motion of Senator Davis, *S. B. No. 124* was lifted from the table and placed at the head of the Second Reading Calendar.

On motion of Senator Davis, the rules were suspended and the Senate voted to amend *S. B. No. 124* by deleting all of the body and the title of the original *S. B. No. 124* and then inserting in lieu thereof the following:

S. B. No. 124 (Substitute Bill) By Messrs. Day, Lloyd and Fowles

AN ACT ENABLING COUNTIES, CITIES AND TOWNS OF UTAH TO LEVY SALES AN USE TAXES; PROVIDING A METHOD FOR COLLECTION BY THE STATE TAX COMMISSION AND PROVIDING FOR THE INTEGRATION OF SUCH TAXES IN ORDER TO ESTABLISH UNIFORMITY OF TAXATION WITHIN A COUNTY.

Be it enacted by the Legislature of the State of Utah:

Section 1. This Act shall be known and may be citied as "The Uniform Local Sales and Use Tax Law of Utah."

Section 2. Any county may levy a sales and use tax in accordance with the provisions of this Act.

Section 3. The sales tax portion of any county sales and use tax ordinance adopted pursuant to this Act shall be imposed upon the retail sale of tangible personal property, services and meals and shall include provisions in substance as follows:

(a) A provision imposing a tax upon every retail sale of personal tangible property, services and meals made within a county including areas contained within the municipalities thereof at the rate of one percent (1%) of the purchase price paid or charged therefor.

(b) Provisions substantially the same as those contained in Chapter 15 of Title 59, Utah Code Annotated 1953, as amended, excepting Sections 59-15-1 and 59-15-21, insofar as they relate to sales tax, except that the name of the county as the taxing agency shall be substituted for that of the State where necessary for the purposes of this Act and that an additional seller's permit shall not be required if one has been or is issued to the seller under Section 59-15-3, Utah Code Annotated 1953.

(c) A provision that the county shall contract prior to the effective date of the county sales and use tax ordinance with the State Tax Commission to perform all functions incident to the administration or operation of the sales and use tax ordinance of the county.

(d) A provision that the sale ,storage, use or other consumption of tangible personal property, the purchase price or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any county or municipality in any other county in this State, shall be exempt from the tax due under this ordinance.

(e) That any person subject to the provisions of a county sales and use tax ordinance shall be entitled to credit against the payment of taxes due under that ordinance the amount of sales and use tax due to any municipality; provided, that the municipal sales and use tax is levied under an ordinance including provisions in substance as follows:

(1) A provision imposing a tax upon every retail sale of personal tangible property, services and meals made within the municipality at the rate of one percent (1%) or less and a use tax of one percent (1%) or less of purchase price upon the storage, use or other consumption of tangible personal property purchased from a retailer for storage, use or consumption in the municipality.

(2) Provisions substantially the same as those contained in Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, as amended, excepting Sections 59-15-1, 59-15-21, 59-16-1 and 59-16-25 insofar as they relate to sales and use taxes, except that the name of the municipality as the taxing agency shall be substituted for that of the State where necessary for the purposes of this Act and that an additional seller's permit or registration shall not be

required if one has been or is issued to the seller under Sections 59-15-3 or 59-16-5, Utah Code Annotated 1953.

(3) A provision that the municipality shall contract prior to the effective date of the municipal sales and use tax ordinance with the State Tax Commission to perform all functions incident to the administration or operation of the sales and use tax ordinance of the municipality which shall continue in effect so long as the county within which the municipality is located has operative sales and use tax ordinances enacted pursuant to this Act.

(4) A provision that the sale, storage, use or other consumption of tangible personal property, the gross receipts from the sale of or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any county other than the county in which the municipality is located, or municipality in this State, shall be exempt from the tax due under this ordinance.

(5) A provision that the amount of any sales tax paid under Chapter 15 of Title 59, Utah Code Annotated 1953, shall not be included as a part of the purchase price paid or charged for a taxable item hereunder.

Section 4. All counties and municipalities in order to maintain in effect sales and use tax ordinances pursuant to the provisions of this Act shall within thirty (30) days of any amendment of any applicable provisions of Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, adopt amendments of their respective sales and use tax ordinances to conform with the said amendments insofar as they relate to sales and use taxes.

Section 5. The use tax portion of any sales and use tax ordinance adopted by a county under this Act shall impose a complementary tax upon the storage, use or other consumption in the county including areas contained within the municipalities thereof of tangible personal property purchased from any retailer for storage, use or other consumption in the county. Such tax shall be at the rate of one percent (1%) of the sales price of the property whose storage, use or other consumption is subject to the tax and shall include:

(a) Provisions substantially the same as the provisions contained in Chapter 16 of Title 59, Utah Code Annotated 1953, excepting the provisions of Sections 59-16-1 and 59-16-25, Utah Code Annotated 1953, insofar as such provisions relate to the use tax except that the name of the county as the taxing agency enacting the ordinance shall be substituted for that of the State, where necessary for the purposes of this Act and excepting that any retailer who has registered in accordance with the provisions of Section 15-6-5, Utah Code Annotated 1953, with the State Tax Commission shall not be required to repeat said registration with the county.

(b) A provision that the storage, use or other consumption of tangible personal property, the purchase price from the sale of or the cost of which has been subject to sales or use tax under a sales and use tax ordinance enacted in accordance with this Act by any other county or municipality in another county in this State, shall be exempt from the tax due under this ordinance.

(c) A provision that the amount of any sales or use tax paid under Chapters 15 and 16 of Title 59, Utah Code Annotated 1953, shall not be included as a part of the purchase price paid or charged for a taxable item hereunder.

Section 6. All sales and use taxes collected by the State Tax Commission pursuant to contract with any municipality or county shall be transmitted by the commission to such municipality or county monthly, and the commission shall charge the municipality or county for the commission's services specified in this Act such amount as will reimburse the commission for the cost to it in rendering the services.

Section 7. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated for the purposes of this Act shall be determined under rules and regulations to be prescribed and adopted by the State Tax Commission.

Section 8. If any provision or provisions of this Act are declared to be invalid by a final decision of the Supreme Court of Utah, all of the provisions of this Act shall be null and void.

On motion of Senator Davis, *S. B. No. 124* was amended as follows:

Page 1, Section 2: Delete the words, "city and town". On line 2 thereof, after the word "act" insert the following: Any city or town located within a county having operative sales and use tax ordinances enacted pursuant to this act may levy a sales and use tax in ccordance with the provisions of this act.

Page 1, Section 3 (a), Line 3: Delete the word "one" and insert one-half and delete the figure "1" and insert the figure ½.

Page 2, Paragraph 1, Line 3: Delete the word "one" at the beginning and the middle of the line and insert in lieu thereof the words one-half. Delete the figure "1" at the beginning and end of the sentence and insert the figure ½.

Page 3, Section 5, Line 6: Delete the word "one" and insert in lieu thereof the words one-half and delete the figure "1" and insert in lieu thereof the figure ½.

Page 4, Section 6, Line 1: Insert before the word "all" a new sentence as follows: The state tax commission is hereby authorized to collect sales and use tax for counties and municipalities as herein contemplated.

Page 4, Section 6, Line 3: Delete the word "monthly" and in lieu thereof insert the word quarterly.

Page 4, Section 7, Line 2: Insert after the word "business" the words, or in the event that the places at which sales occur are not readily determinable.

On page four of the bill, following Section 8 and the contents thereof, insert the following new paragraph: "Section 9. This act shall terminate December 31, 1962."

On motion of Senator Adams, *S. B. No. 124* was amended as follows:

Page 4, line 2 of Section 8 delete the following words "by a final decision of the Supreme Court of Utah,".

On motion of Senator Davis, the rules were suspended and *S. B. No. 124* was read the third time and placed on its final passage.

*S. B. No. 124* failed to pass on the following roll call:

Yeas, 9; Nays, 12; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Bullen (explained vote), Davis, Day, Hammond, Harward, Lloyd, Stringham (explained vote) and Mr. President.

Those voting in the negative were: Senators Adams, Anderson, Clegg, Dastrup, Davie, Hatch, Hunter, Jack, Kerr, Larson, Selvin (explained vote) and Thorn.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 224* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 224* was read the third time and placed on its final passage.

*H. B. No. 224* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Harward, Jack, Kerr, Larson, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hatch, Hopkin, Hunter, Jenkins and Thorn.

*H. B. No. 224* was returned to the House.

*H. B. No. 120* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, the rules were suspended and *H. B. No. 120* was read the third time and placed on its final passage.

*H. B. No. 120* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davie, Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 120* was returned to the House.

*H. B. No. 182* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 182* was read the third time and placed on its final passage.

*H. B. No. 182* then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Bullen.

Absent and not voting: Senators Davie, Fowles, Gibson, Hopkin, Jenkins and Selvin.

*H. B. No. 182* was returned to the House.

*H. B. No. 183* was read the second time.

Committee report read and adopted.

On motion of Senator Davis, the rules were suspended and *H. B. No. 183* was read the third time and placed on its final passage.

*H. B. No. 183* then passed on the following roll call:

Yeas, 15; Nays, 4; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davis, Day, Hatch, Hammond, Harward, Jack, Larson, Lloyd, Stringham and Mr. President.

Those voting in the negative were: Senators Bullen, Hunter, Kerr and Thorn.

Absent and not voting: Senators Davie, Fowles, Gibson, Hopkin, Jenkins and Selvin.

*H. B. No. 183* was returned to the House.

*H. B. No. 156* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules wer suspended and *H. B. No. 156* was read the third time and placed on its final passage.

*H. B. No. 156* failed to pass on the following roll call:

Yeas, 3; Nays, 17; Absent, 5.

Those voting in the affirmative were: Senators Day (explained vote), Hammond and Jack.

Those voting in the negative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Hatch (explained vote), Harward, Hunter, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin, Jenkins and Selvin.

*H. B. No. 102* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 102* was read the third time and placed on its final passage.

*H. B. No. 102* then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davis, Day (explained vote), Hammond, Harward (explained vote), Jack, Kerr, Larson, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Davie, Hatch, Hunter, Lloyd (explained vote) and Selvin.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 102* was returned to the House.

*H. B. No. 133* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 133* was read the third time and placed on its final passage.

*H. B. No. 133* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 133* was returned to the House.

*H. B. No. 193* was read the second time.

Committee report read and adopted.

On motion of Senator Adams, 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, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin and Jenkins.

*H. B. No. 193* was returned to the House.

*H. B. No. 82* was read the second time.

Committee report read and adopted.

On motion of President Hafen, the rules were suspended and *H. B. No. 82* was read the third time and placed on its final passage.

*H. B. No. 82* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Hatch, Hammond, Harward, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Fowles, Gibson, Hopkin, Hunter and Jenkins.

*H. B. No. 82* was returned to the House.

On motion of Senator Day, *H. B. No. 123* retained its position on the Second Reading Calendar.

*H. B. No. 173* was read the second time.

Committee report read and adopted.

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

Representative Conover appeared before the Committee of the Whole.

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

On motion of Senator Thorn, the rules were suspended and *H. B. No. 173* was read the third time and placed on its final passage.

*H. B. No. 173* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hatch, Hammond, Harward, Hunter, Jack, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Fowles, Gibson, Hopkin, Jenkins and Kerr.

*H. B. No. 173* was returned to the House.

On motion of Senator Thorn, *H. B. No. 240* retained its position on the Second Reading Calendar.

On motion of Senator Thorn, the Senate adjourned until Thursday, March 14, 1957 at 9:00 A.M.

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## SIXTIETH DAY

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### MORNING SESSION

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March 14, 1957

The Senate was called to order at 9:00 A.M. President Hafen in the chair.

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

Prayer by the Chaplain.

March 14, 1957

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,

R. CLAIR ANDERSON,
Chairman

Report adopted and filed.

## COMMUNICATIONS FROM THE HOUSE

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 99*, SALARIES OF DISTRICT JUDGES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 99* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 100*, SALARIES OF SUPREME COURT JUDGE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 100* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 167*, COMPENSATION OF COURT REPORTERS, and the same is returned

herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 167* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 133*, AMENDMENTS TO UNIFORM NARCOTIC DRUG ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 133* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 134*, NARCOTICS ADDICTION ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 134* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 135*, NARCOTICS — POISONS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 135* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 18*, DOMESTIC RELATIONS COUNCELING ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 18* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 54*, COORDINATING HIGHER EDUCATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hatch, the Senate refused to concur in the House amendments on *S. B. No. 54* and ask the House to recede from its amendments.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 150*, UNAUTHORIZED USE OF CONTAINERS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, the Senate voted to concur with the House amendments of *S. B. No. 150* on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Jenkins and Larson.

*S. B. No. 150* was referred to the Committee on Rules to be enrolled and engrossed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 99*, APPROPRIATING THE FEDERAL GRANT FOR A MINERS HOSPITAL AND ITS REVENUES TO THE UNIVERSITY OF UTAH, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 99* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 240*, RETIREMENT FOR COURT JUDGES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 240* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 147*, AERONAUTICS COMMISSION APPROVAL

OF STATE LAND LEASES, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 147* was filed.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 212*, IMPROVEMENT DISTRICT BONDS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to concur with the House amendments of *S. B. No. 212* on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Adams, Barlow, Davis, Jenkins and Larson.

*S. B. No. 212* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 12th day of March, 1957, approve and transmit to the Secretary of State, *H. B. 92*, ACT PROVIDING METHOD WHEREBY THIRD CLASS CITIES MAY INCREASE ANY BUDGET APPROPRIATION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 12th day of March, 1957, approve and transmit to the Secretary of State, *H. B. 61*, RELATING TO CREATION, ORGANIZATION AND LEVY OF TAXES OF CEMETERY MAINTENANCE DISTRICTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 44*, by Messrs. Jack and Davis, entiled, MAKING "SEWERAGE CORPORATION" A PUBLIC UTILITY, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 44* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 16*, by Mr. Davis, entitled, AN ACT RELATING TO COMPENSATION OF 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred S. *B. No. 27*, by Mr. Larson, entitled, ENLARGEMENT OF IMPROVEMENT DISTRICTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred S. *B. No. 213*, by Mr. Barlow, entitled, STATE OFFICE BUILDING, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

S. *B. No. 213* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred S. *B. No. 173*, by Messrs. Stringham and Hopkin, entitled, SEPARATION STATE LAND BOARD FROM DEPT. OF FINANCE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 173* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 167*, by Messrs. Day, Dastrup and Jack, entitled, COMPENSATION OF COURT REPORTERS, to be engrossed, has been examined by tihs 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 167* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. 6*, by Mr. Stringham, entitled, LONG RANGE MINERAL POLICY, 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. 10*, by Messrs. Day, Hafen and Fowles, entitled, APPRECIATION TO MR. AND MRS. NICHOLAS G. MORGAN, SR., 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. J. 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.

On motion of Senator Harward, the Senate voted to suspend the rules and, with unanimous consent, *S. J. R. No. 11* was introduced.

## PRESENTATION OF RESOLUTIONS

S. J. R. No. 11 By Messrs. Harward, Hafen and Clegg

A JOINT RESOLUTION OF THE 32ND LEGISLATURE OF THE STATE OF UTAH MEMORIALIZING CONGRESS TO APPROPRIATE SUFFICIENT FUNDS TO STIMULATE THE PRODUCTION OF CERTAIN CRITICAL MINERALS, METALS AND MATERIALS INDISPENSABLE IN THE CONSTRUCTION OF JET ENGINES, was read the first time.

On motion of Senator Clegg, the rules were suspended and *S. J. R. No. 11* was read the second and third times and placed on its final passage.

*S. J. R. No. 11* then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Lloyd, Selvin, Stringham and Mr. President.

Absent and not voting: Senators Adams, Barlow, Jenkins, Kerr, Larson and Thorn.

*S. J. R. No. 11* was transmitted to the House.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 123* was read the second time.

Committee report read and adopted.

On motion of Senator Day, the rules were suspended and *H. B. No. 123* was read the third time and placed on its final passage.

*H. B. No. 123* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Adams, Anderson, Barlow, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hatch, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Jenkins and Larson.

*H. B. No. 123* was returned to the House.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House refused to concur in the Senate amendments to *S. B. 251*, SALARIES ELECTIVE OFFICIALS, and the Speaker has this day appointed a Conference Committee consisting of Representatives Urry, Abbott, and W. A. Peterson, to act with a like committee from the Senate on this bill.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Day, President Hafen appointed a Conference Committee consisting of Senators Bullen, Gibson and Harward to act with a like Committee from the House to confer on *S. B. No. 251*.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House refused to concur in the Senate amendments to *S. B. No. 54*, COORDINATING HIGHER EDUCATION, and the Speaker has this day appointed a Conference Committee consisting of Representatives Erickson, Hopkins and Mahoney, to act with a like committee from the Senate on this bill.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Lloyd, President Hafen appointed a Conference Committee consisting of Senators Lloyd, Hatch and Hammond to act with a like committee from the House to confer on *S. B. No. 54.*

On motion of Senator Clegg, the Senate recessed.

The Senate re-assembled.

## SPECIAL ORDER

*S. B. No. 193,* being a Special Order of Business, was before the Senate.

On motion of Senator Fowles, the Senate refused to concur in the House amendments on *S. B. No. 193* and ask the House to recede from its amendments.

Inasmuch as Senate Rule No. 41 reads as follows: "No notice of a motion to re-consider shall be received after the 55th day of the regular session of the legislature," Senator Kerr moved that Senate Rule No. 41 be suspended.

Motion carried.

On motion of Senator Kerr, the Senate voted to re-call *H. B. No. 156* from the House for reconsideration of its final action.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 240* was read the second time.

Committee report read and adopted.

On motion of Senator Anderson, *H. B. No. 240* was amended as follows:

Amend the bill on page 1, line 1, after section "41-6-3" and before "Utah Code annotated 1953" add 41-6-43.10, 41-6-132, 41-6-156, 41-6-157, 41-6-161, 41-6-162.

At the end of line 1, page 1, delete the word "is" and substitute the word "are".

Page 3, line 15, delete "1956" and insert "1958".

On page 5, after line 26 and before line 27 add

Section "41-6-132(b) Any motor vehicle may be equipped and when required under this act shall be equipped with ( ) signal devices approved by the Utah Road Commission showing to the front and rear for the purposes of indicating an intention to turn either to the right or left. When lamps are used for such purpose, the lamps showing to the front shall be located on the same level and as widely spaced laterally as practicable and when in use shall display a white or amber light, or any shade of color between white and amber, visable from a distance of not less than 100 feet to the front in normal sunlight, and the lamps showing to the rear shall be located at the same level and as widely spaced laterally as practicable and when in use shall display a red or amber light, or any shade of color between red and amber visable from a distance of not less than 100 feet to the rear in normal sunlight. When actuated such lamps shall indicate the intended direction of turning by flashing the lights showing to the front and rear on the side toward which the turn is made ( )
It is further provided that a vehicle properly registered in the State of its legal domicile (meaning the State from which it is most frequently dispatched, garaged, serviced, operated or otherwise controlled and which vehicle is being operated in compliance with the laws of that State) shall not be subject to the requirements of this act pertaining to signal devices.

On motion of Senator Anderson, the title of *H. B. No. 240* was amended as follows:

Amend the title of the Bill on page 1, line 4, after "41-6-131" and before "AS AMENDED BY CHAPTER 71" add 41-6-132.

On motion of Senator Anderson, the rules were suspended and *H. B. No. 240* was read the third time and placed on its final passage.

*H. B. No. 240* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Sentors Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Day, Fowles, Gibson, Hammond, Jack, Kerr, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Davis, Hatch, Harward, Hopkin, Hunter, Jenkins, Larson and Lloyd.

*H. B. No. 240* was returned to the House.

## SPECIAL ORDER

*H. B. No. 175*, being a Special Order of Business, was before the Senate.

On motion of Senator Gibson, *H. B. No. 175* was amended as follows:

Page 1, line 11, after the word "revoke" insert "for one year", then

following the word "drive" insert a period and delete the remainder of the material on page 1.

Page 2, delete lines 1-2, then preceding "(b)" and following the word "drive" insert the following new material:

"Any person whose license has been cancelled, suspended or revoked by the department under the provisions of this act shall have the right to file a petition within thirty days thereafter for a hearing in the matter in the District Court in the county wherein such person shall reside, and such court is hereby vested with jurisdiction and it shall be its duty to set the matter for trial de novo upon ten days written notice to the department, and thereupon to take testimony and examine into the facts of the case and to determine whether the petitioner's license is subject to cancellation, suspension or revocation under the provisions of this act."

On motion of Senator Gibson, the rules were suspended and *H. B. No. 175* was read the third time and placed on its final passage.

Yeas, 13; Nays, 5; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup,, Davie, Davis, Day, Harward, Jack, Lloyd, Selvin and Thorn.

Those voting in the negative were: Senators Adams (explained vote), Gibson, Hatch, Kerr and Mr. President (explained vote).

Absent and not voting: Senators Fowles, Hammond, Hopkin, Hunter, Jenkins, Larson and Stringham.

*H. B. No. 175* was returned to the House.

On motion of Senator Clegg, the Senate recessed until 1:30 P.M.

## AFTERNOON SESSION

The Senate re-assembled. President Hafen in the chair.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and

House, *S. B. 132*, INCREASING FIREMEN'S PENSION, and the same is returned herewith for your further action.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Barlow, the Senate voted to concur with the House amendments of *S. B. No. 132* on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Sentors Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Gibson, Hammond, Harward, Jack, Kerr, Larson, Lloyd, Selvin and Mr. President.

Absent and not voting: Senators Fowles, Hatch, Hopkin, Hunter, Jenkins, Stringham and Thorn.

*S. B. No. 132* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, *S. B. No. 129*, INCREASING COMPENSATION – BOARDS OF EDUCATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 129* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 140*, POLICE PENSION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 140* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, *S. B. No. 199*, RETIRED EDUCATIONAL ASSISTANCE ACT, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 199* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed 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. 269*, AMENDMENTS TO S. B. NO. 266, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 269* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 264*, IMPROVEMENT DISTRICTS – POLITICAL SUBDIVISIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 264* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 248*, INCREASE SALARY – STATE ENGINEER, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 248* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 228*, SALARY INCREASES – NATIONAL GUARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 228* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 217*, REGULATION OF PHARMACISTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 217* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, INCREASING SALARY – CLERK SUPREME COURT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 215* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 191*, JOINT-OWNERSHIP – IMPROVEMENT DISTRICTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 191* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 190*, ANNEXATION – IMPROVEMENT DISTRICTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 190* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 159*, CREATING A STATE ROAD COMMISSION, and the same

is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 159* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 138*, IRRIGATION DISTRICT – ASSESSMENTS – COMPENSATION OF DIRECTORS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 138* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 102*, SCHOOL EMPLOYEES' RETIREMENT ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 102* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, PROPRIETARY ACTIVITIES FUND, and the same is for-

warded herewith for transmission to the Governor.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 92* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, STATE LIBRARY ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 86* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 60*, SCHOOL MERIT STUDY APPROPRIATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 60* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 51*, TO PERMIT NATUROPATHS TO PRACTICE OBSTETRICS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 51* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 50*, NATUROPATHIC – HEALING ARTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 50* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 48*, HIGHWAY PATROL RETIREMENT SYSTEM, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 48* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, OFF-HIGHWAY FUEL EXEMPTION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 33* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 25*, SALARY INCREASE OF DISTRICT ATTORNEYS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 25* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 20*, INCREASING DEPUTIES OF DISTRICT ATTORNEYS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 20* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day concurred in Senate amendments to *H. B. No. 177*, REQUIRING BOATS TO HAVE LIFE PRESERVERS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day concurred in Senate amendments to *H. B. No. 30*, STATE WITHHOLDING TAX.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 127*, PROHIBITING THE STATE DEPARTMENT OF HEALTH FROM EXERCISING CONTROL OVER IRRIGATION WATER, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 127* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your 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*, PROVIDING FOR TRANSFERRING LICENSE PLATES, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 13, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 163*, AN ACT PROVIDING A PENALTY FOR INFLICTING DEATH THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 163* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 244*, APPROPRIATIONS TO STATE PRISON, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 244* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 142*, AN ACT CREATING A COMMITTEE TO REGULATE BEAUTY CULTURISTS, MANICURISTS AND ELECTROLOGISTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 142* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your 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*, AN ACT AUTHORIZING BANKS AND TRUST COMPANIES TO INVEST FUNDS COLLECTED FROM PREARRANGED FUNERAL AGREEMENTS AND CONTRACTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 130*, PROVIDING THAT VEHICLES MUST STOP WHEN A SCHOOL BUS IS LOADING OR UNLOADING CHILDREN, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 130* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 121*, AN ACT ENABLING BOARD OF EDUCATION TO QUALIFY FOR AND SECURE FEDERAL AID FOR THE CONSTRUCTION AND MAINTENANCE OF PUBLIC SCHOOL BUILDINGS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 121* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 232*, DESIGNATING CERTAIN ROADS AS STATE ROADS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 232* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 164*, AN ACT REGULATING UNEMPLOYMENT COMPENSATION, AND PROVIDING FOR AN ADMINISTRATOR, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 164* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your 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*, EXEMPTING SALES ON MOTOR VEHICLES TO NONRESIDENTS FROM THE SALES TAX, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 52*, PROVIDING FOR THE UNIFORM CIVIL LIABILITY FOR SUPPORT ACT, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 52* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day concurred in Senate amendments to *H. B. 217*, CLOSING COUNTY OFFICES.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 160*, AN ACT ASSISTING THE SCHOOL DISTRICT OF THE STATE OF UTAH TO MEET EMERGENCY NEEDS FOR REMODELING AND CONSTRUCTION BY AUTHORIZING A TAX FOR DEBT SERVICES AND CAPITAL OUTLAY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 160* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 166*, APPROPRIATING $132,000 TO THE DEPARTMENT OF EMPLOYMENT SECURITY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 166* was 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 14, 1957

Mr. President:

I am directed to 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*, A JOINT RESOLUTION RELATING TO COMPENSATION OF MEMBERS OF LEGISLATURE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. No. 14* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 14, 1957

Mr. President:

I am directed to 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*, EXEMPTING HOUSEHOLD FURNISHINGS FROM TAXATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, *S. B. No. 229*, APPLYING USE TAX TO LEASES AND CONTRACTS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 229* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day refused to concur in the Senate Amendments to *House Bill No. 162*, AN ACT PROVIDING A PENALTY FOR INFLICTING INJURY THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, and requests the Senate to recede from their amendments.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Hatch, the Senate refused to recede from its amendments.

President Hafen appointed Senators Hatch, Gibson and Day to act with a like committee from the House to confer on *H. B. No. 162.*

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 177*, REQUIRING BOATS TO HAVE LIFE PRESERVERS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. 7*, by Mr. Stringham, entitled, APPROPRIATION FOR COLORADO RIVER STORAGE PROJECT, 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 135*, by Messrs. Day, Thorn and Harward, entitled, NARCOTICS – 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,

HAVEN J. BARLOW,
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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 222*, by Mr. Barlow, entitled, NON-RESIDENT CORPORATION 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 222* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 5*, by Mr. Stringham, entitled, CONSIDER WESTERN WATER RIGHTS SETTLEMENT ACT, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. C. 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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 241*, by Messrs. Anderson and Davis, entitled, CHANGING NAME OF LAW LIBRARY, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 241* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 9*, by Messrs. Lloyd and Adams, entitled, REVOKE WITHDRAWAL OF LANDS, 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 166*, by Mr. Hopkin, entiled, DEDUCTION FOR SELF-HELP MEAT PROMOTION PROGRAM, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 166* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 168*, by Messrs. Day, Fowles and Davis, entitled, PUBLIC LIABILITY MOTOR VEHICLES, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 168* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 133*, by Messrs. Day and Selvin, entitled, AMENDMENTS TO UNIFORM NARCOTIC DRUG 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 133* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 240*, by Messrs. Day, Adams and Davis, entitled, RETIREMENT FOR COURT JUSTICES, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 240* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 134*, by Messrs. Day and Bullen, entitled, NARCOTICS ADDICTION 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,

HAVEN J. BARLOW,
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.

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

On motion of Senator Thorn, the Senate resolved itself into Regular Session.

Senator Stringham moved that the Senate do advise and consent to the following appointments:

ADVISORY COUNCIL FOR THE SCHOOL FOR THE DEAF AND BLIND, OGDEN:

Mrs. Iliff Jeffery, Provo, for a five year term expiring March 1, 1962.

DEPARTMENT OF BUSINESS REGULATION, BANK COMMISSION:

Seth H. Young, Salt Lake City, for a period of four years, term expiring April 1, 1961.

HISTORICAL SOCIETY – BOARD OF CONTROL:

Joel E. Ricks, Logan

Mrs. Juanita Brooks, St. George

Dr. Leland H. Creer, Salt Lake City

Russell B. Swenson, Provo

N. G. Morgan, Sr., Salt Lake City

all for a period of four years, terms to expire April 1, 1961.

COMMISSIONER, TAX COMMISSION:

Arias G. Belnap, Ogden, for a term of four years, expiring March 1, 1961.

COMMISSIONER, FISH AND GAME COMMISSION:

Dr. Paul Stringham, Roosevelt, for a six year term, replacing Jack Turner, and expiring March 1, 1963.

K. E. Bullock, Provo, for a six year term ending March 1, 1963.

COMMISSIONER, DEPARTMENT OF AGRICULTURE:

Alden K. Barton, Salt Lake City, to fill the unexpired term of J. H. Crofts, ending March 1, 1961.

STATE ENGINEER:

Wayne D. Criddle, Logan, for a term of four years, expiring March 1, 1961.

MEMBER, TEACHERS RETIREMENT BOARD:

Alex J. Jex, Salt Lake City, for a five year term ending June 30, 1962.

HIGHWAY PATROL CIVIL SERVICE COMMISSION:

Darrel Welling, Salt Lake City, for a four year term ending January 1, 1961.

Elias J. Strong, Salt Lake City, to fill the unexpired term occasioned by the resignation of Gomer Peacock, ending January 1, 1958.

BOARD OF CORRECTIONS:

A. Ray Curtis, Salt Lake City, for a six year term expiring March 4, 1963.

George Handy, Ogden, for a six year term expiring March 4, 1963.

Dr. Leslie Burbidge for a six year term expiring March 4, 1963.

Calvin A. Behle, Salt Lake City, to fill the unexpired term of George R. Putnam of Murray, expiring March 2, 1959.

TOURIST AND PUBLICITY COUNCIL:

The following men for a four year term, expiring July 1, 1961:

Darrell Greenwell of Ogden

Andrew Pace of St. George

Conley Watts of Logan

BOARD OF CORRECTIONS:

Dr. Anthon S. Cannon, Salt Lake City, to fill the unexpired term of Raymond C. Wilson, which term expires March 1, 1961.

INSTITUTE OF FINE ARTS:

The following people to be appointed for a term of four years, their terms expiring June 30, 1961:

Gaell Lindstrom of Cedar City

Dr. C. Lowell Lees of Salt Lake City

Conrad B. Harrison of Salt Lake City

Raymond J. Ashton, Kaysville

Mrs. Fred Froerer, Sr. of Ogden

David L. McKay, Salt Lake City

George M. Gadsby, Salt Lake City

FAIR BOARD:

The following people to be appointed for a term of four years, their terms expiring June 1, 1961:

Horace Godfrey of Salt Lake City

Lawrence W. Jones, Monroe

J. W. Gillman of Orem

T. K. Voyer of Tooele

Sam Gordon of Brigham City

Ray Liljenquist of Salt Lake City

A. J. Redd, Monticello, to fill the unexpired term occasioned by the resignation of Jesse M. Conover, said term expiring June 1, 1959.

UNIVERSITY OF UTAH BOARD OF REGENTS:

The following people to be appointed for a term of four years, their terms to expire July 1, 1961:

N. G. Morgan, Jr. of Salt Lake City

Mrs. A. U. Miner of Salt Lake City

Mr. Royden G. Derrick of Salt Lake City

William J. O'Connor of Salt Lake City

Leland B. Flint of Salt Lake City

Rendell N. Mabey of Bountiful

UTAH STATE AGRICULTURAL COLLEGE BOARD OF TRUSTEES:

The following people to be appointed for a term of four years, their terms to expire July 1, 1961:

Alma Sonne of Logan

R. J. Potter of Garland

Ralph Blackham of Moroni

David W. Evans of Salt Lake City

Nelson L. Marsden of Cedar City

Joseph Rosenblatt of Salt Lake City

Bennie Schmidt of Roosevelt

STATE COURSE OF STUDY COMMITTEE:

The following people to be appointed for a term of four years, their term expiring June 30, 1960:

Mrs. Whitney Smith of Logan

Mrs. Clara Kimball Ruggeri of Price

Dr. George A. Odgers of Salt Lake City

STATE BOARD OF HEALTH:

Dr. J. Poulson Hunter, Salt Lake City, for a term of seven years expiring March 1, 1963.

Howard M. Hurst, Salt Lake City, for a term of seven years expiring March 1, 1964.

Dr. R. O. Porter, Logan, for a term of seven years expiring March 1, 1965.

WATER POLLUTION CONTROL BOARD:

Mr. Wm. F. Sigler of Logan for a term of eight years, term to expire March 1, 1965.

BOARD OF ALCOHOLISM:

The following men to be appointed for a term of two years, their term expiring March 1, 1959:

Dr. Chester A. Swinyard, Salt Lake City

Dr. LeGrand Noble, Logan

Rex Hughes, Provo

Joseph M. Warner, Midvale

Motion carried.

## REPORTS OF SPECIAL COMMITTEES

March 14, 1957

Mr. President:

Your Sifting Committee reports out the following bill:

H. B. No. 176.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report adopted and filed.

## CONSIDERATION OF BILLS ON SECOND READING

*H. B. No. 176* was read the second time.

Committee report read and adopted.

On motion of Senator Harward, *H. B. No. 176* was amended as follows:

Page 2, Section 2, item 3, delete remainder of line 31 following the word "of", and insert in lieu thereof the words "June 1, 1957."

Line 32, delete all of line 32.

Page 7, Section 8, line 5, after the word "districts", change the period to a comma and add the following: "provided, that there shall be not less than two school districts in such Class I group."

Line 16, delete the last two words, "of the".

Line 17, delete the first part of line to and including the word "list".

Page 8, line 20, delete the word "two" and insert the word "one".

On line 24, delete the word "twenty" and insert "fifteen".

On line 32, delete the word 'twenty" and insert "fifteen".

On motion of Senator Harward, the title of *H. B. No. 176* was amended as follows:

Line 8 of the title, delete "TWO", insert in lieu thereof the word "ONE."

On motion of Senator Harward, the rules were suspended and *H. B. No. 176* was read the third time and placed on its final passage.

*H. B. No. 176* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Sentors Adams, Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Fowles, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Larson, Lloyd, Selvin, Stringham, Thorn and Mr. President.

Absent and not voting: Senators Gibson, Hatch and Jenkins.

*H. B. No. 176* was returned to the House.

On motion of Senator Lloyd, the Senate voted to submit a recommendation to the Legislative Council that the Tax study of the council include taxes paid by city residents for county purposes, for which no benefits are received by city residents.

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

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

On motion of Senator Thorn, the Senate recessed.

The Senate re-assembled.

## CONFERENCE COMMITTEE REPORT

March 14, 1957

Mr. President:

Your Joint Conference Committee to which was referred *H. B. No. 162* (substitute bill), AN ACT PROVIDING A PENALTY FOR INFLICTING INJURY THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFUENCE OF INTOXICATING LIQUOR, has carefully considered said bill and refers the matter back to the respective bodies and recommends the following amendments.

AMENDMENTS TO H. B. 162

(Substitute bill) Recommended by the Conference Committee

1. Section 41-6-43 strike brackets immediately following Section number, immediately following (b) and on the first line of sub-paragraph (b), and the brackets on both sides of the word "also".

2. Page 2, sub-paragraph (d) following the word "conviction" on line 2 insert a bracket.

3. Page 2 sub-paragraph (d), line 4, following the word imprisonment, strike the comma and insert the following:
"; provided that in the event such defendant shall have inflicted a bodily injury upon another as a proximate result of having operated said vehicle in a reckless or negligent manner or with a wanton or reckless disregard of human life or safety, he shall be punished ["

4. Page 2, paragraph (d), line 13, remove the bracket after the word "Section" and on line 14, remove the bracket at the end of the sub-paragraph.

Respectfully submitted,

GLEN M. HATCH,
Senate Chairman

RALPH A. SHEFFIELD,
House Chairman

Report filed.

On motion of Senator Day, the Senate voted to concur in the Conference Committee report:

*H. B. No. 162* then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 11.

Those voting in the affirmative were: Sentors Adams, Anderson, Barlow, Bullen, Clegg, Davie, Davis, Day, Fowles, Hopkin, Hunter, Jack, Kerr, and Mr. President.

Absent and not voting: Senators Dastrup, Gibson, Hatch, Hammond, Harward, Jenkins, Larson, Lloyd, Selvin, Stringham and Thorn.

*H. B. No. 162* was returned to the House.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 161*, SALARIES OF OFFICERS OF CITIES OF 1ST AND 2ND CLASS,

and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 161* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day concurred in Senate amendents to *H. B. No. 245*, AMENDING APPROPRIATION BILL.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 11*, JOINT RESOLUTION ON CRITICAL MINERALS, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 11* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorabe Body that the House has this day passed, under suspension of the rules, *S. B. No. 249*, INTERSTATE OIL COMPACT, and the same is transmitted herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 249* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 261*, AUTHORIZE STATE TO INVEST IN FHA OR VA OBLIGATIONS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 261* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 267*, SALE OF LANDS UINTAH-OURAY RESERVATION, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 267* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed 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. 10*, APPRECIATION TO MR. AND MRS. NICHOLAS G. MORGAN, SR., and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 10* was transmitted to the Secretary of State.

March 14, 1957

Mr. President:

I am directed 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*, LONG RANGE MINERAL POLICY, and the same is forwarded herewith for tarnsmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 6* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 173*, SEPARATION STATE LAND BOARD FROM DEPARTMENT OF FINANCE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 173* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, AN ACT RELATING TO COMPENSATION OF JUDGES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 16* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 44*, MAKING "SEWERAGE CORPORATION" A PUBLIC UTILITY, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 44* was transmitted to the Governor.

March 14. 1957

Mr. President:

I am directed 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. 167*, COMPENSATION OF COURT REPORTERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 167* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 213*, STATE OFFICE BUILDING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 213* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, ENLARGEMENT OF IMPROVEMENT DISTRICTS, and

the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 27* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 237*, CHANGES OF TEMPORARY LICENSE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 237* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 235*, REDUCE LIMITS OF GROUP LIFE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 235* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed by the House to return *H. B. 156*, to the Senate for your further consideration.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

On motion of Senator Kerr, the Senate voted to re-consider its final action on *H. B. No. 156.*

*H. B. No. 156* was before the Senate for re-consideration.

On motion of Senator Kerr, *H. B. No. 156* was amended as follows:

On page 1, line 8, after the word chapter delete the period and insert "; and it shall be unlawful for any county assessor, deputy county assessor, agent, clerk or other county officers or employee to divulge the amount of inventory or any particular set forth or disclosed or made available to him under this act.".

Upon re-consideration, *H. B. No. 156* failed to pass on the following roll call:

Yeas, 8; Nays, 8; Absent, 9.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Day, Hammond, Hopkin, Kerr and Thorn.

Those voting in the negative were: Senators Anderson, Dastrup, Davie, Davis, Harward, Hunter, Jack and Mr. President.

Absent and not voting: Senators Adams, Fowles, Gibson, Hatch, Jenkins, Larson, Lloyd, Selvin and Stringham.

*H. B. No. 156* was returned to the House.

March 14, 1957

Mr. President:

I am directed to inform your 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,* INCREASING WELFARE PAYMENTS AND ESTABLISHING A HEALTH PROGRAM FOR PERSONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 54* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 215,* AN ACT ESTABLISHING SPECIFICATIONS FOR GASOLINE

SOLD IN THE STATE OF UTAH, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 14, 1957

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. 251*, SALARIES OF ELECTED OFFICIALS, and the same is returned herewith fr your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## CONFERENCE COMMITTEE REPORT

March 14, 1957

President Orval Hafen
Senate Chamber

Speaker Jaren L. Jones
House of Representatives

State Capitol

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *Senate Bill No. 251* by Mr. Hafen, relating to changing and fixing the annual salaries of the Governor, Secretary of State, State Treasurer, State Auditor and Attorney General, 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 amended by the House.

Respectfully submitted,

REED BULLEN, Chairman
Senate Committee

LeROY URRY, Chairman
House Committee

Report filed.

On motion of Senator Day, the Senate voted to concur in the Conference Committee Report.

*S. B. No. 251* then passed on the following roll call:

Yeas, 14; Nays, 4; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Bullen, Clegg (explained vote), Dastrup, Davie, Day (explained vote), Hammond, Harward, Hopkin, Jack, Lloyd, Stringham, Thorn and Mr. President.

Those voting in the negative were: Senators Barlow, Davis, Hunter and Kerr.

Absent and not voting: Senators Adams, Fowles, Gibson, Hatch, Jenkins, Larson and Selvin.

*S. B. No. 251* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 175*, REVOCATION OF DRIVERS LICENSE DRUNK TEST.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 240*, TRAFFIC CODE AMENDMENTS.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

*No. 108*, FILLING VACANCY OFFICE COUNTY ATTORNEY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 108* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 107*, APPOINTMENT OF COUNTY ATTORNEY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 107* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

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. 2*, PROCEEDS AND ROYALTIES OF MINERAL LEASES TO STATE SCHOOL FUND, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 2* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendment to *S. B. No. 193*, SALARIES STATE OFFICIALS,

and has appointed a Conference Committee consisting of Representatives Gunther, D. James Cannon, and Edward Larsen, to act with a like committee from the Senate on this bill.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

On motion of Senator Barlow, President Hafen appointed a Conference Committee consisting of Senators Barlow, Davie and Davis to act with a like Committee from the House to confer on *S. B. No. 193.*

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. 106,* QUALIFICATION – COUNTY ATTORNEYS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 106* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Hon able Body that the House has this day passed, under suspension of the rules, *S. B. No. 270,* DEFICIT APPROPRIATION – DEPT. OF BUSINESS REGULATIONS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 270* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. 42*, JUVENILE COURT JUDGES TERMS OF OFFICE, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 42* was referred to the Committe on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 174*, ALLOWING CITIES TO ACQUIRE FEDERAL PROPERTY, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 174* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 202*, REPEAL OF SPECIAL DEER HUNTING PERMITS, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 202* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 149*, MOTOR FUELS – TAX REFUND, and the same is returned herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 149* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. 246*, APPROPRIATIONS TO STATE DEPARTMENTS AND CONDITIONS FOR THE GENERAL FUND APPROPRIATION TO THE UNIFORM SCHOOL FUND, and the same is transmitted herewith for your action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 246* was read the first time.

On motion of Senator Thorn, the rules were suspended and *H. B. No. 246* was read the second and third times and placed on its final passage.

*H. B. No. 246* then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 10.

Those voting in the affirmative were: Sentaors Anderson, Bullen, Clegg, Dastrup, Day, Hammond, Harward, Hopkin, Hunter, Jack, Kerr, Lloyd, Thorn and Mr. President.

Absent and not voting: Senators Adams, Barlow, Davie, Davis, Fowles, Gibson, Hatch, Jenkins, Larson, Selvin and Stringham.

*H. B. No. 246* was returned to the House.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 100*, by Messrs. Lloyd, Gibson and Davis, entitled, SALARIES OF SUPREME COURT JUDGE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 100* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 99*, by Messrs. Lloyd, Gibson and Davis, entitled, SALARIES OF DISTRICT 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 99* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 260*, by Mr. Stringham, entitled, BEAR 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 260* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 237*, by Messrs. Davis and Barlow, entitled, CHANGES OF TEMPORARY LICENSE, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 237* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 212*, by Mr. Kerr, entitled, IMPROVEMENT DISTRICT BONDS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 212* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 129*, by Messrs. Hatch and Hunter, entitled, INCREASING COMPENSATION – BOARDS OF EDUCATION, 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,

HAVEN J. BARLOW,
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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 235*, by Messrs. Davis and Bullen, entitled, REDUCE LIMITS OF GROUP 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 235* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 132*, by Messrs. Davis and Fowles, entitled, INCREASING 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,

HAVEN J. BARLOW,
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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 229*, by Messrs. Day and Selvin, entitled, APPLYING USE TAX TO LEASES AND CONTRACTS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 229* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 18*, by Messrs. Barlow and Hopkin, entitled, DOMESTIC RELATIONS COUNSELING 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 18* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 150*, by Mr. Lloyd, entitled, UNAUTHORIZED USE OF CONTAINERS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 150* was signd 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 249*, by Messrs. Stringham and Hopkin, entitled, INTERSTATE OIL 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 249* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 225*, by Messrs. Hopkin and Lloyd, entitled, PUNISHING PRISONERS FOR ASSAULTING GUARDS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 225* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 267*, by Mr. Stringham, entitled, SALE OF LANDS—UINTAH-OURAY RESERVATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 267* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 189*, by Mr. Hafen, entitled, STATE BUILDING BOARD, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 189* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 230*, by Mrs. Jack, entitled, EXTENDING 4 MILL LEVY FOR WATER PURIFICATION OR SEWAGE DISPOSAL, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 230* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 270*, by Mr. Thorn, entitled, DEFICIT APPROPRIATION–DEPT. BUSINESS REGULATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 270* 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 14, 1957

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 14, 1957, *S. B. No. 54*, COORDINATING HIGHER EDUCATION, and the same is transmitted herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## CONFERENCE COMMITTEE REPORT

March 14, 1957

Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 54*, COORDINATING HIGHER EDUCATION, has carefully considered said bill and reports the same out with the following amendments:

1. Page 1, line 4 of the title, strike "$5,000" and insert "$25,000".
2. Page 1, line 3 of the body of the bill, strike the word "twelve" and insert "thirteen".
3. Page 1, line 13, following the word appoint strike "a" and insert "three" and change the word "citizen" to "citizens".
4. Page 1, line 15, following the word two strike "resident citizens" and insert "two members from each house of the legislature".

5. Page 1, strike lines 17, 18 and 19 and on page 2 strike line 1.
6. Page 2, line 8, following the word "board" insert "under the supervision of the legislative council".
7. Page 3, line 7, delete "$5,000" and insert "$25,000".
8. Page 3, line 8, following the word "functions" add "disbursement of these funds shall be under the control and direction of the legislative council".

Respectfully submitted,

FERDINAND ERICKSON,
House Chairman

GLEN M. HATCH,
Senate Chairman

Report filed.

On motion of Senator Hatch, the Senate voted to concur in the Conference Committee Report.

*S. B. No. 54* then passed on the following roll call:

Yeas, 13; Nays, 3; Absent, 9.

Those voting in he affirmative were: Senators Anderson, Barlow, Clegg, Dastrup, Davie, Day, Gibson, Hatch, Hammond, Jack, Larson, Lloyd and Mr. President.

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

Absent and not voting: Senators Adams, Davis, Fowles, Harward, Hopkin, Jenkins, Selvin, Stringham and Thorn.

*S. B. No. 54* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed 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*, NARCOTICS ADDICTION ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 134* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 7*, APPROPRIATION FOR COLORADO RIVER STORAGE PROJECT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 7* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, NARCOTICS – POISONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 135* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 177*, AN ACT REQUIRING LIFE PRESERVERS AS STANDARD EQUIPMENT ON ALL BOATS, VESSELS AND SHIPS USING UTAH WATERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 177* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 120,* AN ACT RELATING TO THE UTAH STATE HISTORICAL SOCIETY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 120* was 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 14, 1957

Mr. President:

I am directed to 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. 20,* ASSIGNMENT TO LEGISLATIVE COUNCIL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. J. R. 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 Secretary of State.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 193,* CHANGING THE ADMINISTRATION OF THE STATE HIGHWAY CONSTRUCTION FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 245*, AMENDING APPROPRIATION BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 245* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 102*, ALLOWING SCHOOL BOARDS TO EXCUSE ATTENDANCE OF CERTAIN STUDENTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 102* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President and Members of the Senate:

I am directed by the House to instruct your Honorable Body that the House this day struck the enacting clause on the following numbered Senate Bills, which are returned herewith for your files: S. B. No. 63, S. B. No. 70, S. B. No. 71, S. B. No. 72, S. B. No. 73, S. B. No. 76, S. B. No. 87, S. B. No. 131, S. B. No. 153, S. B. No. 157, S. B. No. 200, S. B. No. 214, S. B. No. 224, S. B. No. 242, S. B. No. 268.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

The above listed Senate bills were filed.

March 14, 1957

Mr. President:

I am directed 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. 240*, RETIREMENT FOR COURT JUDGES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 240* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 133*, AMENDMENTS TO UNIFORM NARCOTIC DRUG ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 133* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 168*, PUBLIC LIABILITY MOTOR VEHICLES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 168* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 241*, CHANGING NAME OF LAW LIBRARY, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 241* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, REVOKE WITHDRAWAL OF LANDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 9* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 166*, DEDUCTION FOR SELF – HELP MEAT PROMOTION PROGRAM, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 166* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 5*, CONSIDER WESTERN RIGHTS SETTLEMENT ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 5* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 30*, AN ACT TO WITHHOLD STATE INCOME TAX MAKING ANYONE WITH GROSS INCOME OVER $600 A NON-DEPENDENT AND DEFINING TERMS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 30* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 224*, AN ACT TRANSFERRING GRAVE REGISTRATION OF THE ADJUTANT GENERAL'S OFFICE TO THE UTAH STATE HISTORICAL SOCIETY, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 224* was 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 14, 1957

Mr. President:

I am directed to inform your 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*, AN ACT ALLOWING COUNTYY OFFICES TO REMAIN CLOSED ON SATURDAYS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 133*, PROVIDING FOR PERIODIC REDISTRICTING OF SCHOOL DISTRICTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 133* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 182*, PROVIDING FOR FILING OF DECLARATION OF CANDIDACY AND DESIGNATION OF NOMINATION AND ACCEPTANCY BY POLITICAL CANDIDATE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 182* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 183*, PROVIDING A DEADLINE FOR FILING AS AN INDEPENDENT CANDIDATE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 183* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 175*, PROVIDING FOR CHEMICAL TESTS OF VEHICLE DRIVERS FOR INTOXICATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 175* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 82*, AN ACT PROVIDING THAT SECURITIES DEALERS AND SALESMEN TAKE AN EXAMINATION BEFORE REGISTRATION BY STATE SECURITIES COMMISSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 82* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 173*, APPROPRIATING FUNDS FOR THE PURCHASE OF LAND ADJACENT TO THE UTAH FAIR GROUNDS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 173* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your 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*, APPROPRIATION FOR THE STATE COURSE OF STUDY COMMISSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 200* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 222*, NON-RESIDENT CORPORATION ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 222* was transmitted to the Governor.

## COMMUNICATIONS FROM THE GOVERNOR

March 14, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

In compliance with State Laws, I am submitting the following recommended appointment to your Honorable Body for advice and consent:
COMMISSIONER, DEPARTMENT OF BUSINESS REGULATION:
Jessie Budge, Salt Lake City, appointed for a term of six years. Term expiring March 1, 1964.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication was referred to the Special Committee on Appointments.

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

On motion of Senator Day, the Senate resolved itself into Regular Session.

Senator Stringham moved that the Senate do advise and consent to the following appointment:

COMMISSIONER, DEPARTMENT OF BUSINESS REGULATION:

Jessie Budge, Salt Lake City, appointed for a term of six years. Term expiring March 1, 1964.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. 176, APPROPRIATION – 1½ MILLION DOLLAR SCHOOL CONSTRUCTION.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your 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*, PROVIDING FOR LICENSING CONTRACTORS AND FOR A DEPARTMENT OF CONTRACTORS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 135*, AN ACT PROVIDING INCREASED MAXIMUM LIMITS FOR SALARIES OF COUNTY OFFICERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 135* was 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 250*, by Messrs. Hafen and Hopkin, entitled COLLEGE EMINENT DOMAIN, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 250* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 261*, by Mr. Davis, entitled, AUTHORIZE STATE TO INVEST IN FHA OR VA OBLIGATIONS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 261* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 251*, by Mr. Hafen, entitled, SALARIES ELECTIVE OFFICIALS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 251* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. 2*, by Messrs. Stringham and Hopkin, entitled, PROCEEDS AND ROYALTIES OF MINERAL LEASES TO STATE SCHOOL FUND, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. J. 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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. C. R. No. 8*, by Mr. Stringham, entitled, LAND AND WATER DEVELOPMENT, 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 107*, by Messrs. Hatch and Clegg, entitled, APPOINTMENT OF COUNTY ATTORNEY, to be engrossed, has been examined by this Cor..mittee 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 202*, by Messrs. Bullen and Harward, entitled, REPEAL OF SPECIAL DEER HUNTING PERMITS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 202* 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 14, 1957

Mr. President:

I am directed 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. 260*, BEAR RIVER COMPACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 260* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 229*, APPLYING USE TAX TO LEASES AND CONTRACTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 229* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 235*, REDUCE LIMITS OF GROUP LIFE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 235* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 267*, SALE OF LANDS – UINTAH-OURAY RESERVATION – RULES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 267* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 249*, INTERSTATE OIL COMPACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 249* was transmitted to the Governor.

March 14, 1957

Mr. President and members of the Senate:

I am directed by the House to instruct your Honorable Body that the House has this date struck the enacting clause on *S. B. No. 165*, which is returned herewith for your files.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 165* was filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

*H. B. 240*, RELATING TO SAFETY REQUIREMENTS OF MOTOR VEHICLES AND DRIVERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 240* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 132*, INCREASING FIREMEN'S PENSION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 132* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 99*, SALARIES OF DISTRICT JUDGES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 99* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 18*, DOMESTIC RELATIONS COUNSELING ACT, and the same

is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 18* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 250*, COLLEGE EMINENT DOMAIN, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 250* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 189*, STATE BUILDING BOARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 189* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 270*, DEFICIT APPROPRIATION – DEPARTMENT OF BUSINESS REGULATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 270* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 129*, INCREASING COMPENSATION – BOARDS OF EDUCATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 129* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 100*, SALARIES OF SUPREME COURT JUDGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 100* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 237*, CHANGES OF TEMPORARY LICENSE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 237* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 230*, EXTENDING 4 MILL LEVY FOR WATER PURIFICATION OR SEWAGE DISPOSAL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 230* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 225*, PUNISHING PRISONER FOR ASSAULTING GUARDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 225* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 212*, IMPROVEMENT DISTRICT BONDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 212* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 261*, AUTHORIZE STATE TO INVEST IN FHA OR VA OBLIGATIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 261* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 123*, ENACTING A UNIFORM INDIVIDUAL ACCIDENT AND SICKNESS POLICY OF INSURANCE, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 123* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 174*, by Mr. Barlow, entitled, ALLOWING CITIES TO ACQUIRE FEDERAL PROPERTY, 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,

HAVEN J. BARLOW,
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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 199*, by Messrs. Barlow and Harward, entitled, RETIRED EDUCATIONAL ASSISTANCE 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 199* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 108*, by Messrs. Hatch and Clegg, entitled, FILLING VACANCY OFFICE COUNTY ATTORNEY, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 108* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 62*, by Messrs. Hafen and Day, entitled, ESTABLISH STATE PARK 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 62* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 42*, by Messrs. Adams, Barlow and Selvin, entitled, JUVENILE COURT JUDGES TERMS OF OFFICE, 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,

HAVEN J. BARLOW,
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.

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 106*, by Messrs. Hatch and Clegg, entitled, QUALIFICATION – COUNTY ATTORNEYS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 106* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

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 14, 1957 *S. B. No. 193*, SALARIES, STATE OFFICIALS, and the same is transmitted herewith for your further action.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

## CONFERENCE REPORT

March 14, 1957

President Orval Hafen,

Speaker Jaren L. Jones

Mr. President and Mr. Speaker:

We are directed to inform your Honorable Body that the Conference Committee, composed of Senators Barlow, Davis and Davie and Representatives Cannon, Gunther and Larsen, have met to confer on Senate Bill 193, SALARIES STATE OFFICIALS, and report that we recommend the adoption of the following amendments:

1. Line 3 of the title, page 1, after "1955," insert "AND SECTION 53-2-8, UTAH CODE ANNOTATED 1953 AS AMENDED CHAPTER 80, LAWS OF UTAH 1953,"

2. Line 16 following the word "each" delete the semi-colon and insert a period, and delete the balance of that line and all of line 17 to and including the word "year". Strike also the following words "state superintendent of public instruction, $10,000 per year."

3. Insert at the bottom of the bill the following:
"Section 2. Section 53-2-8, Utah Code Annotated 1953 as amended by chapter 80, Laws of Utah, 1953, is amended to read:

53-2-8. The state board of education shall elect from its members a chairman and vice-chairman. Such officers shall be elected or appointed at the first meeting of the board in February, 1952, and each year thereafter. The duties of these officers shall be determined by the board. The board shall also appoint a secretary of the board who shall serve at the pleasure of the board.

The state board of education shall appoint the state superintendent of public instruction, who shall be the executive officer of the board and who shall receive for his services [$8,000.00] $10,000.00 per annum.

The board may appoint such assistant superintendents, directors, supervisors, assistant, clerical workers, and other employees, as in the judgment of the board may be necessary to the proper administration and supervision of the public school system. The salaries of such assistant superintendent [s], directors, supervisor, assistants, clerical workers and other employees, shall be fixed by the board and shall be paid from money

appropriated for that purpose.

Respectfully submitted,

HAVEN J. BARLOW,
Senate Chairman

ORVILLE C. GUNTHER,
House Chairman

Report filed.

On motion of Senator Barlow, the Senate voted to concur in the Conference Committee Report.

*S. B. No. 193* then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Anderson, Barlow, Bullen, Clegg, Dastrup, Davie, Davis, Day, Hammond, Hopkin, Jack, Kerr, Larson, Lloyd, Stringham, Thorn and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Adams, Fowles, Gibson, Hatch, Harward, Jenkins and Selvin.

*S. B. No. 193* was referred to the Committee on Rules to be enrolled and engrossed.

March 14, 1957

Mr. President:

I am directed 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. 2*, PROCEEDS AND ROYALTIES OF MINERAL LEASES TO STATE SCHOOL FUND, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 2* was transmitted to the Secretary of State.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 176*, AN ACT PROVIDING SUPPLEMENTAL STATE AID FOR SCHOOL CONSTRUCTION, and the same is transmitted herewith for the

signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 176* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 162*, AN ACT PROVIDING A PENALTY FOR INFLICTING INJURY THRU THE OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 162* was 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. 246*, APPROPRIATIONS TO STATE DEPARTMENTS AND CONDITIONS FOR THE GENERAL FUND APPROPRIATION TO THE UNIFORM SCHOOL FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*H. B. No. 246* was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 251*, SALARIES OF ELECTED OFFICIALS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 251* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 202*, REPEAL OF SPECIAL DEER HUNTING PERMITS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 202* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 150*, UNAUTHORIZED USE OF CONTAINERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 150* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, APPOINTMENT OF COUNTY ATTORNEY, and the same

is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 107* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, LAND AND WATER DEVELOPMENT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. C. R. No. 8* was transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 193*, by Messrs. Davis and Larson, entitled, SALARIES STATE OFFICIALS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 193* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. 54*, by Messrs. Hafen and Hopkin, entitled, COORDINATING HIGHER EDUCATION, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 54* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 149*, by Messrs. Kerr, Hopkin and Dastrup, entitled, MOTOR FUELS – TAX REFUND, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 149* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 161*, by Messrs. Day and Hatch, entitled, SALARIES OF OFFICERS OF CITIES OF 1ST AND 2ND CLASS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 161* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 140*, by Messrs. Day, Davis and Fowles, entitled, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 140* 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 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. B. No. 263*, by Mr. Day, entitled, IMPOSE FRANCHISE 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. B. No. 263* 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 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 199*, RETIRED EDUCATIONAL ASSISTANCE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 199* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 106*, QUALIFICATION – COUNTY ATTORNEYS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 106* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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*, FIX TERMS OF JUDGES OF JUVENILE COURTS AT SIX YEARS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 42* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 62*, RELATING TO PARK COMMISSIONERS AND PROVIDING FOR A STATE PARK COMMISSION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 62* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 108*, PROVIDING FOR FILLING OF VACANCIES BY COUNTY COMMISSIONERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 108* was transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

March 14, 1957

Mr. President:

Your Committee on Rules, to which was referred *S. J. R. No. 11*, by Messrs. Harward, Hafen and Clegg, entitled, JOINT RESOLUTION ON CRITICAL MINERALS, 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,

HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

*S. J. 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.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed 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. 140*, POLICE PENSION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 140* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 263*, IMPOSE FRANCHISE TAX, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 263* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 11*, JOINT RESOLUTION ON CRITICAL MINERALS, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. J. R. No. 11* was transmitted to the Secretary of State.

March 14, 1957

Mr. President:

I am directed 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*, ALLOWING CITIES TO ACQUIRE FEDERAL PROPERTY, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 174* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 193*, SALARIES STATE OFFICIALS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 193* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 149*, MOTOR FUELS – TAX REFUND, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 149* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 161*, SALARIES OF OFFICERS OF CITIES OF 1ST AND 2ND CLASS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 161* was transmitted to the Governor.

March 14, 1957

Mr. President:

I am directed 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. 54*, COORDINATING HIGHER EDUCATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

HENRY S. NYGAARD,
Chief Clerk

Communication filed.

*S. B. No. 54* was transmitted to the Governor.

## COMMUNICATIONS FROM THE GOVERNOR

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have on March 8, 1957 signed into law, *S. B. No. 56*, entitled, CHANGING NAME AGRICULTURAL COLLEGE.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 9, 1957, signed into law, *S. B. No. 93*, entitled, INTERSTATE COMPACT AUTHORITY ON PARDONS AND PAROLES.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 11, 1957, signed into law, *S. B. No. 47*, entitled, PLACING JUVENILE DELINQUENTS IN STATE OR FEDERAL INSTITUTIONS.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 11, 1957, signed into law, *S. B. No. 31*, entitled, APPOINTMENTS TO STATE COUNCIL OF DEFENSE.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 14, 1957, signed into law, *S. B. No. 246*, IMPROVEMENT DISTRICT CONSOLIDATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 14, 1957, signed into law, *S. B. No. 53*, entitled, LITTER ON HIGHWAYS.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 14, 1957, signed into law, *S. B. No. 91*, entitled, REVENUE BONDS U OF U, USAC, STATE BOARD OF EDUCATION.

This document has been transmitted to the Secretary of State.

Sincerely yours,

GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 14, 1957, signed into law, *S. B. No. 64*, RELATING TO METROPOLITAN WATER DISTRICTS.

This document has been transmitted to the Secretary of State.

Sincerely yours,
GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

March 14, 1957

Honorable Orval Hafen, President
Utah State Senate
Capitol

Dear Mr. President and Members of the Senate:

This is to advise you that I have this day, March 14, 1957, signed into law, *S. B. No. 226*, AUTHORIZING PURCHASE OF PRISON MADE GOODS.

This document has been transmitted to the Secretary of State.

Sincerely yours,
GEORGE D. CLYDE,
Governor

Communication filed.

House notified of Governor's action.

## COMMUNICATIONS FROM THE HOUSE

March 14, 1957

Mr. President:

I am directed to inform you that the Governor did on the 9th day of March, 1957, approve *H. B. No. 103*, CLARIFYING STATUS OF JUDGES OF ELECTION.

Respectfully,
HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1957, approve *H. B. No. 40,* RELATING TO DEATH, RESIGNATION OR DISQUALIFICATION OF CANDIDATE NOMINATED FOR AN ELECTIVE OFFICE.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1957, sign into law, *H. B. No. 1,* TO ESTABLISH "COUNTY SERVICE AREAS" FOR EXTENDING CITY SERVICES TO UNINCORPORATED AREAS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1957, approve H. B. No. 104, ALLOWING DISABLED ELECTORS TO TRANSFER THEIR REGISTRATION BY MAIL.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 11th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 110,* PROVIDING FOR ONE ADDITIONAL JUDGE IN THE THIRD JUDICIAL DISTRICT.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 11th day of March, 1957, approve *H. B. No. 24*, AN ACT POSTING HIGHWAYS, BOTH STATE AND COUNTY, WITH SIGNS GIVING NOTICE OF A REDUCED SPEED ZONE AHEAD.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 11th day of March, 1957, sign into law *H. B. No. 78*, AN ACT REFUSING QUALIFICATION OF FOREIGN CORPORATIONS WHOSE NAME IS SAME AS THAT OF ANY DOMESTIC OR QUALIFIED FOREIGN CORPORATION.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 45*, TO ESTABLISH A $12,000 REVOLVING FUND FOR THE OGDEN WORKSHOP FOR THE BLIND.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 59*, PROVIDING FEE FOR SEARCHING DRIVER LICENSE FILES.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 71*, INCREASING BENEFITS UNDER OCCUPATIONAL DISEASE STATUTE.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 77*, AN ACT AMENDING WORKMEN'S COMPENSATION PROVIDING FOR INCREASED BENEFITS AND DEFINING HEIRS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 100*, AN ACT ESTABLISHING A FOOD, DRUG AND COSMETIC LAW TO BE ADMINISTERED BY THE DEPARTMENT OF AGRICULTURE.

Respectfully,

HENRY NYGAARD,

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 101*, ALLOWING OSTEOPATHIC PHYSICIANS TO PRACTICE IN THE GENERAL HOSPITALS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

March 14, 1957

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 14th day of March, 1957, approve and transmit to the Secretary of State, *H. B. No. 109*, PROVIDING A STATUTORY SCALE OF TAXATION FOR NON-PROFIT TELEPHONE CORPORATIONS.

Respectfully,

HENRY NYGAARD,
Chief Clerk

Communication filed.

## REPORTS OF SPECIAL COMMITTEES

March 14, 1957

Mr. President:

Your Sifting Committee reports out Senate bills as per list attached and recommends that the enacting clause be struck.

Respectfully,

SHERMAN P. LLOYD,
Chairman

## SENATE BILLS

S. B. Nos. 2, 6, 10, 11, 12, 14, 17, 28, 29, 30, 32, 41, 55, 57, 65, 66, 68, 69, 74, 75, 78, 79, 80, 81, 83, 84, 88, 89, 94, 95, 97, 125, 126, 128, 136, 137, 141, 143, 144, 145, 146, 148, 151, 155, 160, 162, 163, 169, 170, 171, 172, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 194, 195, 196, 197, 198, 201, 203, 204, 205, 206, 207, 208, 209, 210, 211, 216, 220, 221, 223, 227, 231, 232, 233, 234, 238, 239, 243, 244, 245, 252, 253, 254, 255, 256, 257, 258, 259, 262, 265; S. J. R. Nos. 3, 5, 6, 7, 8; S. C. R. Nos. 2, 3, 4.

Report adopted and filed.

On motion of Senator Hopkin, the enacting clause was struck on the above listed Senate Bills.

March 14, 1957

Mr. President:

Your Sifting Committee reports out House bills as per list attached and recommends that the enacting clause be struck.

Respectfully,
SHERMAN P. LLOYD,
Chairman

## HOUSE BILLS

H. B. Nos. 2, 14, 29, 67, 80, 90, 108, 112, 117, 122, 136, 172, 194, 196, 199, 207, 214, 229 and H. J. R. No. 19.

Report adopted and filed.

On motion of Senator Hopkin, the enacting clause was struck on the above listed House Bills and returned to the House.

On motion of Senator Hopkin, S. B. Nos. 1, 103, 104, 105, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 82, H. B. No. 81, S. B. Nos. 38, 58, 154, 130, 164, 98 and 101 were lifted from the table.

On motion of Senator Hopkin, the enacting clause of S. B. Nos. 1, 103, 104, 105, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 82, H. B. No. 81, S. B. Nos. 38, 58, 154, 130, 164, 98 and 101 were struck.

On motion of Senator Clegg, the Senate voted that all senators be furnished copies of the Utah Code Annotated Pocket Supplement for 1957.

On motion of Sentor Barlow, the Senate extended a vote of appreciation to the Chaplain, Mr. Joseph Bennion, for his wonderful inspiration.

On motion of Senator Thorn, 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 Anderson, the Senate expressed its appreciation to the officers and employees of the Senate for their services.

On motion of Senator Kerr, the Senate expressed its appreciation to the newspapers, published in Utah.

On motion of Senator Hammond, the Senate extended a vote of appreciation to the President of the Senate for his excellent work in presiding over its 32nd Legislative Session.

On motion of Senator Dastrup, the President appointed Senators Day, Clegg and Larson, 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 Hammond, the President appointed Senators Kerr, Anderson and Jack 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 Conover, Tingey and Stuart notified the Senate that the House had concluded its business and was ready to adjourn sine die.

Senator Day reported that the Senate Committee had notified the House.

Senator Kerr, 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.

## COMMUNICATION FROM THE GOVERNOR

March 14, 1957

Honorable Orval Hafen,
President of the Senate
and
Members of the Senate

Gentlemen:

I have no further business to bring before your Honorable Body.

I want to thank you for the work accomplished during the regular session of the 32nd Legislature.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

On motion of Senator Barlow, Chairman of the Rules Committee, the following recommendations was made concerning the cost of revising the Senate Journal and records of the Thirty-second Session and adjusting Legislative matters at the close of said session be as follows:

Secretary of the Senate.....$1,200.00

Minute Clerk .....$1,200.00

In addition, authority is given for the employment of such clerical help as is required.

Motion carried.

President Hafen thanked the Committee to Notify the House, and the Committee to Wait Upon the Govenor, for their reports and discharge of their duties.

March 14, 1957

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,

R. CLAIR ANDERSON,

Report adopted and filed.

On motion of Senator Fowles, the Thirty-second Session of the Utah State Senate adjourned sine die.

## VETO MESSAGES OF GOVERNOR AFTER ADJOURNMENT

March 25, 1957

The Honorable Lamont Toronto

Secretary of State

Dear Mr. Toronto

I am transmitting herewith, without my signature and without my approval, Senate Bills 50 and 51. I am vetoing these two bills for the following reasons:

1. Senate Bills 50 and 51 are companion bills and will be treated as such in this veto message. Senate Bill 50 provides for the designation of a naturopathic physician with application for license, and is meaningless unless Senate Bill 51 is approved.

2. From an analysis of Senate Bill 51 submitted to me by the Attorney General, it would appear that the bill, as amended, is of doubtful constitutionality. The amendment in question, inserted by the House, creates a monopoly-type arrangement for those now licensed as naturopathic physicians, which transgresses the "equal protection of the laws" provision of the Constitution, and also comes within the prohibition against the Legislature enacting private or special bills which grant some privilege, immunity or franchise to an individual or association.

3. The question of the right of naturopathic physicians to practice obstetrics and minor surgery and to administer drugs, covered by the provisions of Senate Bill 51, is now before the United States Supreme Court. It would appear unwise to legislate a matter now in litigation. Furthermore, licensed naturopathic physicians can, by order of the Utah Supreme Court, continue practicing until the United States Supreme Court reaches a decision in the matter.

4. A special study of the licensing of those practicing the healing arts has been assigned to the Utah Legislative Council. It would appear wise to await the conclusion of this study before taking any legislative action on this subject.

Sincerely,

GEORGE D. CLYDE,

Governor

March 25, 1957

The Honorable Lamont Toronto
Secretary of State

Dear Mr. Toronto

I am forwarding herewith without my signature and without my approval Senate Bill 20. My reasons for vetoing this bill are as follow:

1. I am not convinced that additional deputy district attorneys are needed at this time.

2. In view of the salary increases just granted, to judges and to district attorneys, among others, and of the financial problems now facing the state, any extra expenditure that is not absolutely necessary should be avoided.

Sincerely,

GEORGE D. CLYDE,
Governor

March 26, 1957

The Honorable Lamont Toronto
Secretary of State

Dear Mr. Toronto

I am transmitting herewith, without my signature and without my approval, Senate Bill 149.

My veto of this bill is based on the following reasons:

(1) My position on this bill granting a refund of state taxes on gasoline used for agricultural purposes, has been clear throughout the recent legislative session. That position has not changed. I am wholeheartedly in favor of granting the refund.

(2) An unfortunate chain of events, however, has made it impossible to consider S. B. 149 alone, but requires that it be considered in connection with the whole Utah highway program and its financing. The circumstances to which I refer are the following:

(a) The Thirty-second Legislature passed, and I signed into law House Bill 94, raising the Utah tax on gasoline and other motor fuels from 5 to 6 cents per gallon. The increased revenue which will be brought in by the operation of H. B. 94 was designed, in large part, to compensate for the loss of highway revenue that would be entailed by the operation of S. B. 149.

(b) House Bill 94 takes effect 60 days from the day it was signed into law, or on May 14, 1957.

(c) Senate Bill 149, by the language of the bill itself, takes effect on July 1, 1957, or some time after House Bill 94 has taken effect and has raised the per-gallon tax on motor fuels from 5 to 6 cents. Senate Bill 149, amending the same section of the Utah statutes, (41-11-6) as does House

Bill 94, is so worded that the per-gallon tax on motor fuels is set at 5 cents.

(d) The Attorney General advises that, if Senate Bill 149 is signed into law, there is an approximately equal chance that the 1-cent-per-gallon increase in the motor fuel tax will be nullified.

(e) The Road Department advises me that if the increase in the motor fuels tax is nullified, Utah's entire road building program for the coming biennium will be endangered. If the off-highway refund (S. B. 149) were approved and the 1-cent increase nullified, the state would be left from $3 million to $6 million short in meeting its planned program and commitments. This includes necessary matching funds for the Federal Interstate and the secondary federal aid programs, as well as the state road system and normal maintenance for all parts of the over-all system.

(3) I believe it would be extremely serious to the whole state if our 1957-59 construction and maintenance programs were substantially curtailed, as they might be if Senate Bill 149, as now worded, takes effect.

(4) I shall continue to endeavor to obtain passage of a law to refund the tax on gasoline used for off-highway agricultural purposes. Should it be found necessary to call a special session of the Legislature in the next biennium, I shall put this subject on the agenda. If there is no special session, I shall include it in the program I present to the Thirty-third Legislature.

Sincerely,

GEORGE D. CLYDE,
Governor

March 25, 1957

The Honorable Lamont Toronto

Secretary of State

Dear Mr. Toronto

I am transmitting herewith, without my signature and without my approval, Senate Bill 192, of the Thirty-second Utah Legislature, which I am vetoing for the following reason:

While I wholeheartedly support this very worthy cause, I believe the international scholarship fund should be maintained by private subscription and is not a proper area for expenditure of state funds.

Sincerely,

GEORGE D. CLYDE,
Governor

March 26, 1957

The Honorable Lamont Toronto
Secretary of State

Dear Mr. Toronto

I am transmitting herewith, without my signature and without my approval, Senate Bill 217. My veto of this bill is based on the following reasons:

1. The Attorney General advises me that the bill is of doubtful constitutionality on the grounds that it is special legislation. Although Senate Bill 217 used general language in its classifications, the distinctions are arbitrary or illusory, and in effect result in special considerations or exceptions for select individuals within a class. Such a narrow classification has no reasonable relation to the object to be accomplished—that being the regulation of the practice of pharmacy according to individual qualification.

2. The language and structure of S. B. 217 renders the legislation subject to potential conflicts in future interpretations of its clauses and phrases by the public, the courts, the legal practitioner. The insertion of clauses since the bill's introduction are largely responsible for its lack of clarity and balance, which factors, although not necessarily fatal to the legislation, could well precipitate an application of interpretations not contemplated by the drafters nor the legislature.

Sincerely,

GEORGE D. CLYDE,
Governor

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| ADAMS | | | | | | | | X | | X | | X | X | | |
| ANDERSON | X | | | X | X | | | | | | | C | | | |
| BARLOW | | X | | | | | C | | | | | | | X | C |
| BULLEN | | | | | X | C | X | X | | | | | | | |
| CLEGG | | | X | C | X | | | | X | | | | | | |
| DASTRUP | X | X | | | | | | | C | | | X | | | |
| DAVIS | | X | | | X | | | C | | | | | | X | |
| DAY | | | | | | | | X | | X | | | X | C | |
| FOWLES | | | | | | | | X | | | X | X | | X | |
| GIBSON | | | | | X | X | | X | | | | | | X | |
| GRONNING | X | | X | | | | | | | X | | | X | | |
| HAMMOND | | | | | | | X | | | X | C | | X | | |
| HARWARD | X | | | X | | X | | | | C | | | | | |
| HATCH | X | X | | | | | | | | | | X | | | X |
| HOPKIN | X | | | | X | | | | | | | | X | X | |
| HUNTER | | C | | X | | | | | X | | | | | X | |
| JACK | | | X | X | | | X | | X | | | | | | |
| JENKINS | | X | | X | X | | | | | | | | | | X |
| KERR | | | C | | | | | | | | | X | X | | X |
| LARSON | | X | | X | | X | | | | | X | | | | |
| LLOYD | | | | | X | | | X | | | X | | C | | |
| THORN | | | | | C | X | | | | X | X | | | | |
| SELVIN | | | | | X | | X | | X | X | | | | | |
| STRINGHAM | C | | | | X | | | | | | | X | | | |

C = Chairman of Committee  X = Committee Member

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REFERENCES
X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
• — Action After Session

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REFERENCES
X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
• — Action After Session

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REFERENCES

X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
• — Action After Session

## SENATE BILLS (Continued)

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 |
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| 133 | Day, et al.—Amendments to Uniform Narcotic Drug Act | 119 | 135 | 307 | 351 | 360 | 506 | 665 | | 694 | 725 | 3/20 | S-307-343<br>X-369-379—T-379-506 |
| 134 | Day, et al.—Narcotics Addiction Act | 120 | 135 | 307 | 351 | 360 | 507 | 665 | | 695 | 721 | 3/20 | S-307-343—U-366<br>X-379—T-379-506 |
| 135 | Day, et al.—Narcotics—Poisons | 120 | 135 | 307 | 351 | 507 | 507 | 665 | | 692 | 722 | 3/20 | S-307-343<br>X-379—T-379-506 |
| 136 | Day, et al.—Utah Water and Power Board Revolving Fund—$1,000,000 | 120 | 135 | | | | | | | | | | F-762 |
| 137 | Day, et al.—Motor Vehicle Identification Number—Disposition of States Vehicles | 120 | 161 | 271 | | | | | | | | | S-288—F-762 |
| 138 | Fowles, et al.—Irrigation District—Assessments—Compensation of Directors | 121 | 143 | 193 | 287 | 288 | 288 | 573 | | 622 | 681 | 3/22 | |
| 139 | Thorn, et al.—Supplemental Compensation—City Police | 129 | 143 | | 490 | | | | | | | | S-445-478—F-490 |
| 140 | Day, et al.—Police Pension | 129<br>130 | 161 | 196 | 544 | 581 | 582 | 677 | | 750 | 752 | 3/20 | S-288-542 |
| 141 | Hatch, et al.—Saturday Closing of Courts | 130 | 143 | 218 | | | | | | | | | S-288—F-762 |
| 142 | Hatch, et al.—Time Computation—Courts | 130 | 144 | (Recommended Not Printed) | | | | | | | | | |
| 143 | Hatch, et al.—Saturday Closing—Courts | 130 | 143 | 195 | | | | | | | | | S-288—F-762 |
| 144 | Hatch, et al.—Procedure—Ballot Counting | 130 | 143 | 174 | | | | | | | | | S-288—F-762 |
| 145 | Davis—Validation of Inter Vivos Trusts | 130 | 143 | 216 | | | | | | | | | S-288—O-420—F-762 |
| 146 | Davis—Validation of Retirement Trusts | 130 | 143 | 218 | | | | | | | | | S-288—F-762 |
| 147 | Barlow—Aeronautics Commission Approval of State Land Leases | 131 | 143 | 301 | 368 | 378 | 378 | 667 | | | | | S-301-343-352-358 |
| 148 | Barlow—Compensation—Deer Damage Porter-Walton Company | 131 | 143 | 298 | | | | | | | | | S-298—F-762 |
| 149 | Kerr, et al.—Motor Fuels Tax Refund | 131 | 161 | 305 | 369 | 405 | 405 | 713 | | 749 | 754 | • | S-305-343-352-358<br>O-378-389—X-405<br>V-766-768 |
| 150 | Lloyd—Unauthorized Use of Containers | 138<br>139 | 161 | 229 | 529 | 530 | 530 | 666 | 666<br>667 | 718 | 747 | 3/20 | S-288-466-469-510 |
| 151 | Hatch, et al.—Marriage Licenses for Minors | 139 | 161 | 301 | | | | | | | | | S-301—F-762 |

## 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 1957 | REFERENCES<br>X — Special Order<br>F — Enacting Clause<br>V — Veto<br>T — Tabled<br>C — Concurred<br>U — Unfinished Business<br>S — Sifting<br>O — Other Action<br>* — Action After Session |
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| 152 | Adams—Commission on Uniform State Laws | 139 | 161 | 215 | 457 | 457 | 457 | 575 | 575 | 604 | 636 | 3/15 | S-288-439-448-454 |
| 153 | Day—Powers of Public Prosecutors | 139 | 161 | 215 | 528 | 528 | 528 | 724 | | | | | S-288-510—F-724 |
| 154 | Hopkin, et al.—Minimum Weights—Motor Vehicles | 139 | 154 | 288 | | | | | | | | | S-288-404-410-419<br>X-462—T-462-763<br>F-763 |
| 155 | Gibson—Highway Patrol Academy | 139 | 161 | 320 | | | | | | | | | S-320—F-762 |
| 156 | Hopkin, et al.—Appropriation $500,000 Salt Lake Memorial Theatre | 148 | 154 | 193 | | | | | | | | | S-288-358—X-410<br>F-410 |
| 157 | Hafen, et al.—Engineer and Land Surveyor Committee | 148 | 154 | 221 | 543 | 544 | 544 | 724 | | | | | S-288-542—F-724 |
| 158 | Kerr, et al.—Salaries—Expense of Civil Service Commissioners | 148 | 154 | | 490 | | | | | | | | S-445-478—F-490 |
| 159 | Lloyd, et al.—Creating a State Road Commission | 148 | 154 | 228 | 349 | 360 | 409 | 585 | 585 | 620 | 680 | 3/26 | S-288-343 |
| 160 | Kerr, et al.—Temporary Employment Under Civil Service | 149<br>149 | 154 | 196 | | | | | | | | | X-409<br>S-288—F-762 |
| 161 | Day, et al.—Salaries of Officers of Cities of 1st and 2nd Class | 155 | 168 | 439 | 510 | 527 | 528 | 701<br>702 | | 749 | 754 | 3/21 | S-439-510 |
| 162 | Larson—Mosquito Abatement Districts | 156 | 168 | 272 | | | | | | | | | S-288—F-762 |
| 163 | Anderson—Deficit Appropriation Dept. of Public Safety | 156 | 182 | 521 | | | | | | | | | S-521—F-762 |
| 164 | Hunter, et al.—Applying Sales Tax to National Banks | 156 | 182 | 230 | 502 | | | | | | | | S-288-493-494-500<br>T-502-763—F-763 |
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## SENATE BILLS (Continued)

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| 165 | Davis, et al.—Fixing Salary of State Supt. of Public Instruction | 156 | 168 | 321 | 492 | 492 | 493 | 736 | | | | | S-321-485 |
| 166 | Hopkin—Deduction for Self-Help Meat Promotion Program | 156 | 168 | 227 | 458 | 458 | 502<br>458 | 648 | 649 | 694 | 726 | 3/22 | O-502—F-736<br>S-288-439-448-454 |
| 167 | Day, et al.—Compensation of Court Reporters | 163 | 183 | | 491 | 491 | 491 | 664<br>665 | | 671 | 705 | 3/20 | S-445-478 |
| 168 | Day, et al.—Public Liability Motor Vehicles | 163 | 183 | 302 | 544 | 561 | 562 | 647<br>648 | | 694 | 725 | 3/21 | S-302-542 |
| 169 | Day, et al.—Building Board Fund ($5,000,000) | 163 | 183 | 330 | | | | | | | | | S-330—F-762 |
| 170 | Anderson—State Supported Minimum School Program | 163<br>164 | 183 | 220 | | | | | | | | | S-288—F-762 |
| 171 | Anderson—State Supported Minimum School Program | 164 | 183 | 220 | | | | | | | | | S-288—F-762 |
| 172 | Gibson, et al.—Appropriation—Medical Center U. of U | 164 | 183 | | | | | | | | | | F-762 |
| 173 | Stringham, et al.—Separation State Land Board from Dept. of Finance | 176 | 183 | 309 | 493 | 500 | 500 | 618 | 619 | 671 | 704 | 3/26 | S-309-493 |
| 174 | Barlow—Allowing Cities to Acquire Federal Property | 177 | 183 | 219 | 528 | 528 | 529 | 712 | | 741 | 753 | 3/22 | S-288-510 |
| 175 | Hatch—Imprisonment for Negligent Homicide | 177 | 183 | 216 | | | | | | | | | S-288—F-762 |
| 176 | Hatch—Initiating Bastardy Proceedings | 177 | 183 | 216 | | | | | | | | | S-288—F-762 |
| 177 | Larson—Bond Posting By Motor Servicing Organization | 177 | 183 | 301 | | | | | | | | | S-301—F-762 |
| 178 | Jenkins, et al.—Establishing a Capitol Monument Commission | 177 | 183 | 331 | | | | | | | | | S-331--F-762 |
| 179 | Fowles, et al.—Appointment of County Purchasing Agent | 183 | 191 | 219 | | | | | | | | | S-288—F-762 |
| 180 | Day, et al.—Confidential Accident Reports | 184 | 191 | 229 | | | | | | | | | S-288—F-762 |
| 181 | Mrs. Jack—Burial Funds—Welfare Dept | 184 | 191 | 300 | | | | | | | | | S-300—F-762 |
| 182 | Day, et al.—Motor Vehicle Liability | 184 | 191 | 229 | | | | | | | | | S-288—F-762 |
| 183 | Day, et al.—Renewals of Suspended Licenses and Registrations | 184 | 204 | 303 | | | | | | | | | S-303—F-762 |
| 184 | Day, et al.—Proof of Financial Responsibility | 184 | 204 | 302 | | | | | | | | | S-302—F-762 |

## 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 1957 | REFERENCES<br>X — Special Order<br>F — Enacting Clause<br>V — Veto<br>T — Tabled<br>C — Concurred<br>U — Unfinished Business<br>S — Sifting<br>O — Other Action<br>• — Action After Session |
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| 185 | Jenkins, et al.—Motor Vehicle—Speed Restriction | 185 | 191 | 228 | | | | | | | | | S-288—F-762 |
| 186 | Clegg, et al.—Travel Expense for State Employees | 185 | 191 | 308 | | | | | | | | | S-308—F-762 |
| 187 | Kerr—Pawnbrokers—Second-Hand Dealers | 185 | 191 | 215 | | | | | | | | | S-288—F-762 |
| 188 | Day, et al.—Transfer of Title—Motor Vehicles | 185 | 204 | 302 | | | | | | | | | S-302—F-762 |
| 189 | Hafen—State Building Board | 185<br>186 | 204 | 309 | 350 | 350 | 351 | 640 | | 719 | 738 | 3/26 | S-309-343 |
| 190 | Davis, et al.—Annexation—Improvement Districts | 186 | 204 | 272 | 423 | 423 | 423 | 597<br>598 | | 620 | 680 | 3/22 | S-288-404-410-419 |
| 191 | Davis, et al.—Joint-Ownership Improvement Districts | 186 | 191 | 272 | 423 | 423 | 423 | 597 | | 624 | 680 | 3/22 | S-288-404-410-419 |
| 192 | Lloyd, et al.—International Scholarship High School Students | 199 | 204 | 271 | 407 | 420 | 420 | 563 | | 588 | 636 | • | S-288-404—V-768 |
| 193 | Davis, et al.—Salaries State Officials | 199 | 204 | | 488 | 488 | 488 | 616<br>744 | 745 | 748 | 754 | 3/19 | S-445-478<br>O-494-710-711<br>X-655-674 |
| 194 | Day, et al.—Unlawful Incineratism | 199 | 205 | 302 | | | | | | | | | S-302—F-762 |
| 195 | Day—Crime of Rape | 200 | 205 | 271 | | | | | | | | | S-288—F-762 |
| 196 | Day, et al.—Compromising Minor Claims | 200 | 205 | 271 | | | | | | | | | S-288—F-762 |
| 197 | Day—Repealing Expense Statement of Candidates | 200 | 205 | 308 | | | | | | | | | S-308—F-762 |
| 198 | Day—Reasonable Attorney Fees | 200 | 205 | 272 | | | | | | | | | S-288—F-762 |
| 199 | Barlow, et al.—Retired Educational Assistance Act | 200 | 214 | 270 | 508 | 508 | 508 | 678 | | 742 | 750 | 3/22 | S-288—466—469—500 |
| 200 | Barlow, et al.—Representation on Teacher's Retirement Board | 200<br>201 | 214 | 270 | 508 | 524 | 524 | 724 | | | | | S-288—500<br>F-724 |
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| 202 | Bullen, et al.—Repeal of Special Deer Hunting Permits | 205 | 214 | 332 | 536 | 536 | 536 | 712 | | 735 | 747 | 3/22 | S-332—510 |
| 203 | Bullen—Big Game Animals | 205 | 251 | 331 | | | | | | | | | S-331—F-762 |
| 204 | Adams—Appropriation—Commission on Uniform State Laws | 205 | 214 | 520 | | | | | | | | | S-520—F-762 |
| 205 | Larson—Granting State Employees Annual Leave | 206 | 214 | 436 | | | | | | | | | S-437 |
| | | | | 437 | | | | | | | | | F-762 |
| 206 | Larson—Granting State Employees Sick Leave | 206 | 214 | 437 | | | | | | | | | S-437—F-762 |
| 207 | Larson, et al.—Relating to Direct Primaries | 206 | 214 | 341 | | | | | | | | | S-341—F-762 |
| 208 | Kerr—Liquor Fund Profits to Cities, Towns and Counties | 206 | 240 | 308 | | | | | | | | | S-308—F-762 |
| 209 | Day, et al.—Fines—For Violation of Fish and Game | 206 | 240 | 331 | | | | | | | | | S-331—F-762 |
| 210 | Lloyd, et al.—Uniform Group Life Code | 207 | 214 | 299 | | | | | | | | | S-299—F-762 |
| 211 | Mrs. Jack—Equal Pay for Both Sexes | 207 | 214 | 332 | | | | | | | | | S-332—F-762 |
| 212 | Kerr—Improvement District Bonds | 207 | 251 | 342 | 544 | 582 | 583 | 668 | 668 | 715 | 740 | 3/15 | S-342-542 |
| 213 | Barlow—State Office Building | 208 | 214 | 308 | 448 | 454 | 454 | 640 | | 670 | 705 | 3/18 | S-308-439—U-454 |
| 214 | Bullen, et al.—Merit System—Fish and Game | 221 | 240 | 332 | 530 | 530 | 530 | 724 | | | | | S-332-510—F-724 |
| 215 | Lloyd—Increasing Salary—Clerk Supreme Court | 222 | 240 | | 490 | 490 | 491 | 617 | 617 | 642 | 679 | 3/20 | S-445-478 |
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| 216 | Gronning—Employment of Public Works | 222 | 277 | 332 | | | | | | | | | S-332—F-762 |
| 217 | Day, et al.—Regulation of Pharmacists | 222 | 330 | 376 | 509 | 526 | 526 | 598 | | 623 | 679 | • | V-769—S-376-500 |
| 218 | Barlow, et al.—Establishing Branch Banks | 222 | 251 | 299 | 367 | 367 | 368 | 402 | | 435 | 472 | 615 | S-299-343-352-358 |
| 219 | Bullen—Local Sales Tax—Cities and Towns | 222 | 240 | 343 | 541 | 541 | | | | | | | S-343-510—X-539— |
| 220 | Hunter—Making President, U.S.A.C. Member of Board of Trustees | 222 | 240 | 375 | | | | | | | | | 0-541-542<br>S-375—F-762 |
| 221 | Hunter—Removing President of U. of U. From Board of Regents | 223 | 240 | 375 | | | | | | | | | S-375—F-762 |
| 222 | Barlow—Non-Resident Corporation Act | 223 | 240 | 300 | 544 | 579 | 579 | 651 | | 692 | 730 | 3/22 | S-300-542 |
| 223 | Day, et al.—Creating State Comptroller | 223 | 240 | 438 | | | | | | | | | S-438 |
| | | 224 | | | | | | | | | | | F-762 |

## 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 1957 | REFERENCES<br>X — Special Order<br>F — Enacting Clause<br>V — Veto<br>T — Tabled<br>C — Concurred<br>U — Unfinished Business<br>S — Sifting<br>O — Other Action<br>* — Action After Session |
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| 224 | Hatch, et al.—Licensing Physical Therapists | 224 | 251 | 376 | 544 | 562 | 569 | 724 | | | | | S-376-466-469-542—U-568—F-724 |
| 225 | Hopkin, et al.—Punishing Prisoner for Assaulting Guards | 241 | 251 | 416 | 447 | 454 | 455 | 574 | | 718 | 740 | 3/22 | S-416-439—O-616 |
| 226 | Lloyd, et al.—Authorizing Purchase of Prison Made Goods | 241 | 252 | 357 | 447 | 455 | 468 | 564 | | 604 | 636 | 758 | S-357-439—O-455 |
| 227 | Davis—Authorize 1 mill Tax Levy for Recreation | 241 | 252 | 342 | | | | | | | | | S-342—F-762 |
| 228 | Day, et al.—Salary Increases—National Guard | 241 | 252 | 333 | 491 | 492 | 492 | 603 | | 641 | 679 | 3/20 | S-333-485 |
| 229 | Day, et al.—Applying Use Tax to Leases and Contracts | 241 | 277 | 303 | 644 | 644 | 644 | 690 | | 717 | 735 | 3/18 | S-303-642 |
| 230 | Mrs. Jack—Extending 4 Mill Levy for Water Purification or Sewage Disposal | 242 | 277 | 476 | 544 | 558 | 559 | 648 | | 719 | 740 | 3/18 | O-643<br>S-476-544 |
| 231 | Gibson, et al.—Statutory—Estate Property Rights | 242 | 277 | 416 | | | | | | | | | S-416—F-762 |
| 232 | Barlow, et al.—Increase Appropriation—School Lunch | 242 | 252 | 375 | | | | | | | | | S-375—F-762 |
| 233 | Davis, et al.—Limiting Amount of Group Life Insurance | 242 | 252 | 299 | | | | | | | | | S-299—F-762 |
| 234 | Anderson, et al.—Humane Slaughter Act | 242 | 252 | 148 | | | | | | | | | S-418—F-762 |
| 235 | Davis, et al.—Reduce Limits of Group Life | 243 | 277 | 339 | 538 | 538 | 538 | 706 | | 716 | 735 | 3/22 | S-339-510 |
| 236 | Hafen, et al.—Changing Dates of Reports | 243 | 277 | 438 | 536 | 536 | 537 | 572 | | 586 | 635 | 3/15 | S-438-510 |
| 237 | Davis, et al.—Changes of Temporary License | 243 | 277 | 340 | 544 | 581 | 581 | 706 | | 715 | 739 | 3/22 | S-340-542 |
| 238 | Day—Unlawful Possession of Narcotics, Drugs | 243 | 277 | 341 | | | | | | | | | S-341—F-762 |
| 239 | Day—Repeal Filing of Adoption Certificate | 243 | 277 | 340 | | | | | | | | | S-340—F-762 |
| 240 | Day, et al.—Retirement for Court Justices | 243 | 277 | 417 | 504 | 505 | 505 | 667 | | 695 | 725 | 3/22 | S-417-478—X-504 |
| 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 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 241 | Anderson, et al.—Changing Name of Law Library | 243 | 252 | 439 | 459 | 459 | 459 | 648 | | 693 | 726 | 3/22 | S-439-439-448-454 |
| 242 | Lloyd—Over-all Tax Levies—Cities of 1st and 2nd Class | 244 | | | | | | | | | | | |
| | | 244 | 252 | 343 | 542 | 558 | 558 | 724 | | | | | S-343-510 |
| | | | | | | | 561 | | | | | | X-542—O-561—F-724 |
| 243 | Gibson—Penalties Fish and Game Violation | 244 | 277 | 331 | | | | | | | | | S-331—F-762 |
| 244 | Davis, et al.—Group Creditor Insurance | 244 | 294 | 356 | | | | | | | | | S-356—F-762 |
| 245 | Gibson—Deficit Appropriation Supreme Court | 244 | 252 | 321 | | | | | | | | | S-321-371-521 |
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| 246 | Jenkins, et al.—Improvment District Consolidation | 244 | 277 | 342 | 509 | 526 | 526 | 572 | | 587 | 635 | 756 | S-342-500 |
| 247 | Day, et al.—Sales Tax—Intra State Freight | 245 | 252 | 304 | 502 | | | | | | | | S-304-493-494-500 |
| | | | | | | | | | | | | | O-502 |
| 248 | Lloyd—Increase Salary—State Engineer | 245 | 252 | | 487 | 487 | 487 | 603 | | 641 | 679 | 3/20 | S-445-478 |
| 249 | Stringham, et al.—Interstate Oil Compact | 245 | 252 | 417 | 424 | 424 | 424 | 702 | | 718 | 736 | 3/18 | S-417-419 |
| 250 | Hafen, et al.—College Eminent Domain | 245 | 252 | 253 | 510 | 526 | 526 | 646 | | 732 | 738 | 3/22 | S-253-466-469-500 |
| 251 | Hafen—Salaries Elective Officials | 245 | 252 | | 485 | 486 | 486 | 616 | | 733 | 747 | 3/20 | S-445-478 |
| | | | | | | | | | | | | | O-673-708-709 |
| 252 | Davis, et al.—Anti-coercion Statute | 245 | 277 | 340 | | | | | | | | | S-340—F-762 |
| 253 | Day—Appropriation to General Fund from Miners Hospital | 246 | 277 | 340 | | | | | | | | | S-340—F-762 |
| 254 | Jenkins—Urban Renewal | 246 | 499 | | | | | | | | | | F-762 |
| 255 | Davis—Requiring Teaching of Marriage Responsibilities | 246 | 277 | 375 | | | | | | | | | S-375—F-762 |
| 256 | Davis—Acquisition of Sewage Facilities by Cities | 246 | 277 | 342 | | | | | | | | | S-342—F-762 |
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| 257 | Larson, et al.—Direct Primary Instead of Convention | 247 | 277 | 438 | | | | | | | | | S-438—F-762 |
| 258 | Larson, et al.—Tenure for State Employees | 247 | 277 | 437 | | | | | | | | | S-437—F-762 |
| 259 | Mrs. Jack—Appropriation Pony Express Monument | 247 | 277 | 437 | | | | | | | | | S-437—F-762 |
| | | 248 | | | | | | | | | | | |
| 260 | Stringham—Bear River Compact | 248 | 283 | 418 | 596 | 596 | 596 | 645 | | 715 | 735 | 3/19 | S-418-592 |
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| 261 | Davis—Authorize State to Invest in FHA or VA Obligations | 249 | 277 | 358 | 371 | 379 | 379 | 703 | | 733 | 741 | 3/22 | S-358 |

## 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 1957 | REFERENCES |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 262 | Day—Impose Use Tax on Property | 284 | 320 | 376 | | | | | | | | | S-376—F-762 |
| 263 | Day—Impose Franchise Tax Leasing Property | 284 | 320 | 376 | 511 | 523 | 523 | 652 | | 750 | 753 | 3/22 | S-376-510—U-523 |
| 264 | Kerr, et al.—Improvement Districts | 295 | 346 | 460 | 466 | 466 | 467 | 571<br>572 | | 623 | 678 | 3/26 | S-460-466 |
| 265 | Davis—Debt Adjustment | 335 | 346 | 436 | | | | | | | | | S-436—F-762 |
| 266 | Thorn, et al.—Appropriation State Building Board | 348 | | | 349 | 349 | 349 | 391 | 393 | 434 | 472 | 614 | |
| 267 | Stringham—Sale of Lands—Uintah—Ouray Reservation | 349 | 356 | 439 | 544 | 562 | 579 | 703 | | 719 | 736 | 3/22 | S-439-542—O-562 |
| 268 | Lloyd, et al.—Polio Vaccine | 383 | | | 383 | 395 | 396 | 724 | | | | | F-724 |
| 269 | Thorn, et al.—Amendment to S. B. No. 266 | 527 | | | 527 | 527 | 527 | 572<br>573 | | 588 | 678 | 3/19 | |
| 270 | Thorn—Deficit Appropriation—Department of Business Regulations | 628<br>629 | | | 629 | 629 | 629 | 711 | | 720 | 738 | 3/22 | |

REFERENCES
X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
* — Action After Session

## 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<br>X — Special Order<br>F — Enacting Clause<br>V — Veto<br>T — Tabled<br>C — Concurred<br>U — Unfinished Business<br>S — Sifting<br>O — Other Action<br>* — Action After Session |
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| 2 | Stringham, et al.—Proceeds and Royalties of Mineral Leases to State School Fund | 81 | 94 | 138 | 544 | 582 | 582 | 710 | | 734 | 745 | S-288-542 |
| 3 | Davis, et al.—Allowing State Auditor and Treasurer to Succeed Themselves | 148 | 154 | 174 | | | | | | | | S-288—F-762 |
| 4 | Hammond, et al.—Memorializing Congress Relating to Army National Guard | 150 | | | 150 | 150 | 150 | 152 | | 155 | 167 | |
| 5 | Hunter, et al.—Repeal of Tax on Intra-State Transportation | 183 | 191 | 215 | | | | | | | | S-288—F-762 |
| 6 | Davis—Amending Federal Constitution | 199 | 204 | 309 | | | | | | | | S-309—F-762 |
| 7 | Lloyd, et al.—Repeal of Federal Excise Tax on Interstate Transportation | 221 | 240 | 300 | | | | | | | | S-300—F-762 |
| 8 | Mrs. Jack—Recognizing the Eastern Orthodox Church | 240 | 251 | 438 | | | | | | | | S-438—F-762 |
| 9 | Hopkin, et al.—Congratulation Cecil B. DeMille—"Ten Commandments" | 309 | | | 310 | 310 | 310 | 316 | | 320 | 326 | |
| 10 | Day, et al.—Appreciation to Mr. and Mrs. Nicholas G. Morgan, Sr. | 404 | | | 404 | 404 | 404 | 652 | | 672 | 703 | |
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