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ARRANGEMENT AND CONTENTS OF VOLUME

	PAGE
INDEX TO ASSEMBLY BILLS.....	v
INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS.....	xxxv
INDEX TO SENATE BILLS.....	xxxix
INDEX TO SENATE RESOLUTIONS AND MEMORIALS.....	xl
PERSONNEL NEVADA ASSEMBLY.....	xli
ASSEMBLY PROCEEDINGS.....	1-485
GENERAL INDEX.....	489-498

INDEX TO ASSEMBLY BILLS

<i>No.</i>	<i>Title</i>	<i>Page</i>
1.....	An Act to amend an Act entitled "An Act to amend 'An Act to promote uniformity in accounting of County Treasurers and County Auditors and providing a penalty for the violation of same,' approved March 28, 1919, as amended," approved March 10, 1933, by adding thereto an additional section. Boak.....	16, 22, 23
2.....	An Act to promote the public safety and the safety of travelers upon railroads and the safety of railroad employees by limiting the number of cars that may be operated in trains operated on railroads in the State of Nevada; providing a penalty for the violation thereof and for the recovery of such penalty by suit; providing certain exceptions in the Act; and other matters properly connected therewith. Committee on Labor.....	23, 29, 31, 34, 35
3.....	An Act to provide for the destroying of unused, unsold and confiscated motor vehicle license plates, and other matters properly connected therewith. Rochon.....	24, 29, 30, 34, 250, 264, 277, 483
4.....	An Act to amend an Act entitled "An Act to amend 'An Act to promote uniformity in accounting of County Treasurers and County Auditors and providing a penalty for the violation of same,' approved March 28, 1919, as amended," approved March 10, 1933, as amended, page 69, Statutes of Nevada 1933, by adding thereto an additional section. Boak.....	24, 29, 39, 46, 50, 51, 484
5.....	An Act extending the time of motor vehicle registration, licensing, and payment of license fees for and during the year 1935; providing for a limitation of the Act; and other matters relating thereto. Clark, Washoe, and White Pine Delegations.....	25, 30, 43, 210, 482
6.....	An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto." Lattin.....	25, 29, 39, 44, 392
7.....	An Act requiring contractors in the State of Nevada to give preference to citizens of this State for employment on construction works; providing penalties for violations of this Act, and other matters properly relating thereto. Perry.....	27, 35, 43, 51
8.....	An Act to amend an Act entitled "An Act concerning district attorneys," approved March 11, 1865. Stewart.....	28, 35, 45, 46, 62, 130, 111, 210, 482
9.....	An Act relating to revenue and taxation, requiring distributors as therein defined to pay an excise tax on the sale of all butter substitutes, providing for licensing dealers therein, fixing a penalty for a violation of the provisions of the Act, and declaring that this Act shall take effect immediately. Lattin.....	28, 35, 406, 410
.....	Assembly Substitute for Assembly Bill No. 9—An Act relating to revenue and taxation, requiring distributors as herein defined to pay an excise tax on the sale of all butter substitutes, providing for licensing dealers therein, fixing a penalty for a violation of the provisions of the Act, and declaring that this Act shall take effect April 1, 1935. Committee on Agriculture....	148, 160, 178, 179, 308, 322, 334, 483
10.....	An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," approved March 2, 1875; as amended Statutes 1917, 435. Arnold.....	28, 35
11.....	An Act to amend an Act entitled "An Act reducing and regulating the salaries and compensation of certain officers and attachés of the State Government of Nevada," approved February 21, 1881; as amended March 15, 1915. Goodwin.....	28, 35, 36, 38, 197, 214, 218, 236, 246, 257, 483

INDEX TO ASSEMBLY BILLS

<i>No.</i>	<i>Title</i>	<i>Page</i>
12.....	An Act regulating the changes of location of general offices, machine shops, repair shops, roundhouses, and terminals of railroad companies in the State of Nevada. Shelly.....	30, 35, 39, 15
13.....	An Act declaring the public policy of the State of Nevada concerning the freedom of labor and of both employers and employees to contract for their protection, making agreements and promises in conflict with such public policy unenforceable, defining and limiting the venue and jurisdiction of the courts of this State relating thereto and relating to the issuance of restraining orders and injunctions and in contempt proceedings in violation thereof in labor disputes, specifying the kind and nature of the proof and facts to be found by the court as the necessary basis for the issuance of such restraining orders and injunctions, providing for trial by jury in certain cases, specifying the cases wherein a different judge may be demanded and the procedure therefor, defining certain terms used in this Act, and providing for appeals in such cases, and matters relating thereto. Sherwood.....	32, 40, 78, 84, 89, 100
14.....	An Act to amend an Act entitled "An Act to authorize counties of the State of Nevada to issue negotiable interest-bearing warrants for payment of salaries and other necessary expenses of the county and schools, and other matters relating thereto," approved March 20, 1933. Persson.....	33, 40, 55, 61, 109, 130, 210, 482
15.....	An Act to amend an Act entitled "An Act supplementary to an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, and repealing Acts relating thereto,' approved March 23, 1891," as amended April 1, 1913, 578. Perry.....	35, 36, 40, 106, 114
16.....	An Act to amend an Act entitled "An Act to provide a general highway law for State of Nevada," approved March 23, 1917, as amended, and being section 5330 Nevada Compiled Laws 1929. Russell.....	36, 40
17.....	An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, 276, as amended. Renfro.....	36, 40, 54, 61, 62, 95, 104, 210, 482
18.....	An Act to amend an Act entitled "An Act regulating the registration of electors for general, special and primary elections," approved March 27, 1917, together with the Acts amendatory thereof or supplemental thereto. Renfro.....	36, 40, 78, 89, 261, 262, 286, 307, 483
19.....	An Act requiring railroad corporations maintaining and operating repair shops within the State of Nevada to repair, renovate, and build, within the State of Nevada, all rolling stock, defective or broken cars, coaches, locomotives, or other equipment owned, leased or operated by said corporation in the State of Nevada; providing a penalty for the violation thereof, and other matters properly relating thereto. Gray and Shelly.....	37, 40, 75, 77, 260, 280, 414
20.....	An Act to amend an Act entitled "An Act reducing the salaries and compensation of certain State officers and attachés of the State Government of Nevada," approved February 21, 1881, as amended. Hussman.....	38, 46, 55, 61, 65, 66, 70
21.....	An Act making a supplemental appropriation for the support of certain offices, departments and commissions of the government of the State of Nevada for the biennium beginning July 1, 1933, and ending June 30, 1935. Newton.....	47, 51, 100, 110, 114, 160, 161, 167, 175, 201, 210, 482
22.....	An Act to amend an Act entitled "An Act relating to the number of officers and attachés of the Legislature of the State of Nevada, and to define their duties and specify their pay, and repealing all Acts in conflict therewith," approved January 28, 1931. Hussman (by request).....	48, 51, 54, 62, 95, 96, 104, 127, 128, 136, 210, 482

INDEX TO ASSEMBLY BILLS

vii

<i>No.</i>	<i>Title</i>	<i>Page</i>
23.....	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended. Harriman, Stewart, and Lattin.....	50, 55
24.....	An Act defining the relation between leasers of public or private lands for the purpose of mining, and their employees; providing for a bond to secure the payment of wages due, and defining the conditions of such bond; providing for the right of separate action for the forfeiture of such bond, and providing for a penalty for violation of this Act. Arnold.....	50, 55, 76, 81
25.....	An Act relating to revenue and taxation, imposing an excise tax on the gross receipts of certain persons, firms, corporations, associations, copartnerships and other forms of business organizations engaged in selling at retail certain types of personal property and/or certain classes of services and/or entertainment; providing for the enforcement of said Act, the collection and distribution of the revenue arising therefrom and repealing all conflicting laws, and declaring an emergency to exist, placing the administration thereof under the Nevada Tax Commission, making an appropriation therefor, and distributing the proceeds of the tax to the General and other funds, and providing for a reduction in State and county tax rates. Cline.....	52, 55, 236, 255, 256, 265, 296, 325
26.....	An Act to amend an Act entitled "An Act to provide for distinctive and appropriate marking of the Nevada Heroes' Memorial Building and making an appropriation therefor, and matters properly relating thereto," approved March 20, 1923. Rochon.....	53, 55, 68, 74, 150, 160, 482
27.....	An Act prohibiting the issuance of an automobile license, or a driver's license, to an habitual drunkard, defining the term habitual drunkard, providing a penalty for the violation hereof, and other matters properly related thereto. Bellinger (by request).....	56, 64
28.....	An Act to amend article XVI of an Act entitled "An Act to incorporate the town of Reno in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as section 5. Clark.....	56, 57, 64, 75, 81, 101, 124, 135
.....	Substitute for Assembly Bill No. 28—An Act to amend article XVI of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as V. Washoe County Delegation.....	101, 115, 201
29.....	An Act to amend an Act entitled "An Act to amend section 461 of an Act entitled 'An Act concerning crimes and punishments, and repealing certain acts relating thereto,' approved March 17, 1911, as amended being section 10414 N. C. L. 1929, and repealing all Acts and parts of Acts in conflict with this Act," as amended March 27, 1931. Renfro.....	57, 64, 68, 72, 89, 90, 96, 173, 184, 185, 475
30.....	An Act to amend an Act entitled "An Act to amend sections 3, 11, 12, 25, 51, 53, 54, 69, 74, 79, 91, and 92 of an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, State recreation grounds, sanctuaries and refuges, and the closing, opening and shortening of hunting and	

<i>No.</i>	<i>Title</i>	<i>Page</i>
	fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith, approved March 29, 1929," as amended March 28, 1933. Sherwood.....	57, 64, 68, 104, 111, 115, 250, 253, 286, 287, 307, 311, 330, 337, 483
31.....	An Act to amend an Act entitled "An Act providing for damages and the collection thereof by owners of certain livestock and other domestic animals injured or killed by railroad engines and cars, requiring railroads to provide openings along their rights of way, requiring the giving of notice of animals killed or injured, providing penalties for violations, repealing Acts in conflict therewith, and other matters relating thereto," approved March 8, 1923, 118; and repealing section 5 of said Act, being section 6349 N. C. L. 1929. Stewart.....	58, 64, 127, 131, 132, 363, 163, 171, 182, 184
32.....	An Act to amend an Act entitled "An Act to provide for the maintenance of fences along railroads and for damages for the killing of livestock," approved March 24, 1917, together with all Acts amendatory thereof or supplemental thereto. Stewart.....	69, 71, 127, 132
33.....	An Act to repeal section 12 of an Act entitled "An Act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said Inspector and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909, 218, with the Acts amendatory thereof and supplemental thereto. Arnold.....	60, 71, 82, 91
34.....	An Act authorizing the issuance and sale of certain bonds of Pahranaagat Consolidated School District No. 1, Lincoln County, Nevada. Stewart.....	63, 66, 69, 210, 482
35.....	An Act to amend section 1 of an Act entitled "An Act regulating and fixing the fees to be charged and collected by the Justice of the Peace of Reno Township, and repealing all Acts or parts of Acts in conflict herewith," approved March 22, 1921, and being chapter 176, Statutes of Nevada 1921. Goodwin.....	65, 71, 91, 99, 102, 197, 214, 218, 482
36.....	An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, as amended. Rochon.....	65, 71, 78, 81
37.....	An Act to amend an Act entitled "An Act to provide for the registration of all births and deaths in the State of Nevada; providing penalties for the violation thereof; and other matters relating thereto," approved March 25, 1929. Rochon.....	66, 71, 78, 81
38.....	An Act to repeal section 24 of an Act entitled "An Act to create a public corporation to be known as 'State Bar of Nevada,' to provide for its organization, government, membership, and powers, to regulate the practice of law, and to provide penalties for the violation of said Act." Cooper.....	66, 71, 82, 91, 98, 106, 115, 116, 117, 197
39.....	An Act to amend an Act entitled "An Act providing for the incorporation of cities, their classification, the establishment and alteration of their boundaries, the government and disincorporation thereof, and repealing all Acts and parts of Acts in conflict therewith," approved March 27, 1907, 241, together with all Acts amendatory thereof or supplemental thereto. Cooper.....	69, 78, 141, 151

INDEX TO ASSEMBLY BILLS

ix

<i>No.</i>	<i>Title</i>	<i>Page</i>
40.....	An Act to control, license and regulate the importation of wine, beer, and intoxicating liquor into the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; and to provide penalties for the violation thereof. Cline.....	69, 78, 140, 171, 182, 186, 204, 205, 456, 460, 463, 464, 465, 468, 475, 476, 481, 482, 484
41.....	An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto. Oldham.....	70, 72
42.....	An Act to amend section 289 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, and as amended Statutes 1927, 186. White Pine County Delegation.....	71, 76, 98, 102, 103, 121
43.....	An Act to make unlawful the running at large, straying, feeding or picketing of livestock upon certain highways of this State; defining the duties of peace officers and the State Board of Stock Commissioners in connection with such livestock; the impounding, care and disposal thereof; and providing penalties for the violations thereof. Goodwin.....	71, 76, 79, 125, 132, 143, 152, 153, 170, 363
44.....	An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Noble.....	72, 82, 106, 117
45.....	An Act to provide for the payment of not less than the general prevailing rate of wages on public works, and not less than the general prevailing rate of wages for legal holiday and overtime work on public works, providing for the ascertainment of such general prevailing rate by the public body awarding the contract, and its insertion in the contract and call for bids for the contract; providing for the keeping of records of the wages paid all workers engaged in public work and the inspection of such records by the proper public officials; providing for a forfeiture for each calendar day, or portion thereof, any worker is paid less than the said rate and for a stipulation to this effect in the contract, and providing other penalties for violation of the provisions thereof. Sherwood.....	72, 82, 98, 103, 297
46.....	An Act to amend an Act entitled "An Act to limit the hours of labor of persons employed by the State, county, and municipal governments, and of persons employed by contractors, subcontractors or other persons in the performance of public work; requiring a condition limiting the hours of labor in all contracts for public work; fixing the penalties for the violations of this Act, and other matters properly relating thereto," approved March 29, 1919, 370. Sherwood.....	73, 82, 98, 103, 104, 261, 286, 307, 483
47.....	An Act requiring owners and holders of mining claims to define and maintain markings on and about the boundaries of all claims owned or held by them, and providing forfeiture and a penalty for a violation thereof. Fogliani.....	73, 82
48.....	An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto. Oldham.....	76, 82
49.....	An Act to amend an Act entitled "An Act defining and classifying transient livestock, and providing for the assessment, collection and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing all Acts and parts of Acts in conflict herewith," approved March 26, 1915. Fogliani.....	76, 82, 147, 151, 425

<i>No.</i>	<i>Title</i>	<i>Page</i>
50.....	An Act to amend "An Act defining and classifying transient livestock, and providing for the assessment, collection, and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing all Acts and parts of Acts in conflict herewith," approved March 26, 1915, as amended March 25, 1933. Fogliani.....	77, 82, 147, 152, 425, 473, 475, 482, 484
51.....	An Act to amend section 31 of an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, as amended. Persson.....	77, 82
52.....	An Act to amend section 1 of an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, as amended. Persson.....	77, 82, 276
53.....	An Act to repeal section 9 of an Act entitled "An Act to amend an Act entitled 'An Act to provide a general highway law for the State of Nevada,' approved March 23, 1917," as amended. Committee on Ways and Means.....	79, 90, 95, 106, 150, 160, 181, 210, 248, 272, 482
.....	Assembly Substitute for Assembly Bill No. 53—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide a general highway law for the State of Nevada,' approved March 23, 1917, as amended January 26, 1928," approved March 16, 1929. Committee on Ways and Means.....	272, 273, 307, 322, 482
54.....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Boak and Fogliani.....	79, 90, 115, 124, 125, 135, 144, 197, 214, 218
55.....	An Act to amend an Act entitled "An Act to amend section 52 of an Act entitled 'An Act to provide a water law for the State of Nevada; providing a system of State control; creating the office of the State Engineer and other offices connected with the appropriation, distribution and use of water, prescribing the duties and powers of the State Engineer and other officers and fixing their compensation; prescribing the duties of water users and providing penalties for failure to perform such duties; providing for the appointment of Water Commissioners, defining their duties and fixing their compensation; providing for a fee system, for the certification of records, and an official seal for the State Engineer's office; providing for an appropriation to carry out the provisions of this Act; and other matters properly connected therewith, and to repeal all Acts and parts of Acts in conflict with this Act, repealing an Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights; to provide for the appointment of a State Engineer, and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation; providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907; also, repealing an Act amendatory of a certain Act entitled "An Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer, and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties," approved February 26, 1907, and to provide a fee system for the certification of the records of, and an official seal for the State Engineer's office, and other matters relating thereto, approved February 20, 1909," approved March 22, 1913, as amended by Stats. 1915, 1919 and 1921, being section 7937 Nevada Compiled Laws 1929," as amended March 27, 1931. Riddell.....	79, 90

INDEX TO ASSEMBLY BILLS

xi

<i>No.</i>	<i>Title</i>	<i>Page</i>
56.....	An Act to promote safety of school-bus passengers. Arnold.....	82, 90, 147, 153, 158, 162
57.....	An Act regulating the salaries of the officers of Storey County. Young.....	82, 90
58.....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Act amendatory thereof or supplemental thereto. Sherwood.....	84, 98, 173, 188, 189
59.....	An Act to amend sections 3, being section 3012 N. C. L.; 9, being section 3018 N. C. L.; 11, being section 3020 N. C. L.; 14, being section 3023 N. C. L.; and to repeal section 8, being section 3017 N. C. L., of an Act entitled "An Act regulating the fiscal management of counties, cities, towns, school districts, and other governmental agencies," approved March 22, 1917, as amended April 1, 1919, March 4, 1921, March 22, 1921, February 27, 1923, February 26, 1925, March 11, 1925, March 23, 1927, and to define the word "year," and to repeal all Acts or parts of Acts in conflict therewith. Hussman.....	85, 98, 148, 149, 153, 261, 286, 307, 483
60.....	An Act to amend an Act entitled "An Act to regulate the hours of work or labor of men employed or working on or about the surface of underground mine workings, and providing for the punishment of violations of this Act," approved March 24, 1911, 373. Sherwood.....	85, 98, 173, 189
61.....	An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries to public school teachers of this State, and all matters properly connected therewith," approved March 23, 1915, together with the Acts amendatory thereof or supplemental thereto. Riddell.....	85, 98, 154, 158, 241, 248, 260, 483
62.....	An Act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, providing for sterilization of containers for milk, cream and ice cream, and prescribing penalties for violation of the provisions of this Act. Noble.....	91, 100, 236, 243, 388, 427, 437, 483
63.....	An Act to amend an Act entitled "An Act to provide a method for voting in any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto. Conwell.....	92, 98, 126, 206
.....	Assembly Substitute for Assembly Bill No. 63—An Act to amend an Act entitled "An Act to provide a method for voting in any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto. Conwell.....	143, 153, 206, 233, 247, 401
64.....	An Act to amend an Act entitled "An Act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada; for the creation of a Board of County Highway Commissioners in each of the several counties, and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each	

<i>No.</i>	<i>Title</i>	<i>Page</i>
	county to issue bonds and levy and collect taxes to pay the same for the purpose of creating a county Road and Bridge Fund; to authorize the expenditure of said fund for roads and bridges, and the purchasing of machinery and implements for road work; to classify the county roads of the counties, and other matters relating thereto." approved March 26, 1913. Perry.....	92, 98, 117, 158, 159
65....	An Act to amend section 18 of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty," approved March 9, 1866. Persson.....	96, 104, 125, 132, 133, 181, 273
66....	An Act to amend section 3b of chapter 106 of an Act entitled "An Act authorizing Educational District Number One of Clark County, Nevada, to sell certain school property to the United States." approved March 20, 1933. Newton.....	97, 104, 109, 111, 111, 151, 168, 183, 210, 482
67....	An Act to prohibit the employment of females in certain places where alcoholic liquor is sold or otherwise disposed of, providing a penalty for the violation thereof, and other matters properly relating thereto. Conwell.....	97, 104, 109, 186
.....	Assembly Substitute for Assembly Bill No. 67—An Act to prohibit the employment of females in certain places where alcoholic liquor is sold or otherwise disposed of, providing a penalty for the violation thereof, and other matters properly relating thereto. Conwell (by request).....	175, 186, 210 227, 446
68....	An Act providing for the effect of defectively acknowledged and recorded instruments, and repealing all Acts or parts of Acts in conflict therewith. Newton.....	98, 109, 173, 189, 123, 131, 484
69....	An Act to repeal section 2 of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada and to repeal all Acts and parts of Acts in conflict herewith." approved March 22, 1915. Arnold.....	98, 109
70....	An Act to amend an Act entitled "An Act concerning conveyances." approved November 5, 1861, together with the Acts amendatory thereof or supplemental thereto. Renfro.....	98, 109, 115, 124, 125, 197, 211, 218, 231, 242 250, 264, 277, 460, 482, 483
71....	An Act to amend sections 21, 22, and 24 of an Act entitled "An Act relating to elections." approved March 24, 1917, together with the Acts amendatory thereof and supplemental thereto, and repealing sections 18 and 23 of said Act. Arnold.....	100, 115, 126, 133
72....	An Act for the relief of George H. Carter. Conwell.....	100, 115, 125, 133, 134, 231, 238, 356, 483
73....	An Act to amend an Act entitled "An Act to fix the fees and mileage of witnesses and jurors, providing the manner of payment thereof, and to repeal all Acts and parts of Acts in conflict herewith." approved March 26, 1919, as amended March 20, 1933. Cline.....	101, 115, 236
74....	An Act to repeal an Act entitled "An Act defining criminal syndicalism, and providing a punishment therefor." approved February 27, 1919. Lattin.....	101, 115, 148, 203, 216, 218
75....	An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917. Cline.....	101, 115, 126, 138
76....	An Act to amend an Act entitled "An Act providing for the printing and enrolling of legislative bills and resolutions, and other matters relating thereto." approved January 27, 1915. Oldham.....	101, 115, 127, 138

INDEX TO ASSEMBLY BILLS

xiii

<i>No.</i>	<i>Title</i>	<i>Page</i>
77.....	An Act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this Act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder. Phillips.....	104, 115, 241, 251, 258, 466
78.....	An Act providing for the recovery of damages by persons bitten by dogs, and creating a liability of owners of such dogs. Washoe County Delegation.....	105, 115, 125, 138, 319, 320, 361, 425, 443, 483
79.....	An Act to amend an Act entitled "An Act to provide a method for voting in any general, special, or primary elections by qualified voters who, by reason of the nature of their vocation, or business or other causes, are unavoidably absent from the polls of their precincts in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, as amended March 9, 1923, 195. Murphy.....	105, 115, 126, 138, 139
80.....	An Act regulating the sale of gasoline in quantities of one gallon or less; requiring markings on containers, prescribing specifications therefor, and other matters properly relating thereto. Renfro.....	105, 115, 130, 144, 146
81.....	An Act to amend an Act entitled "An Act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this Act," approved March 27, 1931, together with all Acts amendatory thereof or supplemental thereto. Cooper.....	113, 130
82.....	An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 28, 1917, as amended. Noble.....	115, 130, 237, 243, 423, 445, 463, 484
83.....	An Act to authorize the Board of County Commissioners of the county of Washoe, State of Nevada, to aid in the acquisition and construction of works and improvements for upstream storage of waters of the Truckee River system; to provide for the issuance of non-interest bearing bonds of said county of Washoe and for the delivery of such bonds to Washoe County Water Conservation District for the purpose of assisting in the financing of the cost of such acquisition and construction; to provide for the levy and collection of taxes for the payment of said bonds; to authorize the county of Washoe, acting by and through its Board of County Commissioners, to enter into contracts with respect thereto; and declaring this Act independent of and not subject to any other Act of the Legislature of the State of Nevada relating to bond issues. Washoe County Delegation.....	116, 119, 130, 153, 170, 171, 186, 192 194, 210, 482

<i>No.</i>	<i>Title</i>	<i>Page</i>
84....	An Act to fix the fees and mileage of witnesses and jurors, providing the manner of payment thereof, and to repeal all Acts and parts of Acts in conflict herewith. Reynolds.....	116, 130, 235
85....	An Act to select, designate and adopt the "Sagebrush" as the State flower of Nevada. Lattin.....	116, 130, 243, 251
86....	An Act to amend an Act, and to amend the title of an Act, entitled "An Act providing for the registering of public works contractors, and defining the term 'public works contractors,' providing the method of obtaining licenses to engage in the business of public works contracting, and fixing the fees for such licenses; and prescribing the punishment for violation of the provisions of this Act," approved March 27, 1931. Jame-son.....	118, 130, 140, 203, 225, 249, 262, 279, 280, 283, 292, 400, 445, 463, 481
87....	An Act requiring licenses for the operation, maintenance or establishment of stores in this State; prescribing the license and filing fees to be paid therefor, providing that there may be offset against such license fees taxes paid on real property or improvements thereon in the State of Nevada, owned and used in connection with the business of the person, firm, corporation, copartnership or association, upon which is imposed license fees hereunder, prescribing the crediting of such taxes upon such license fees, providing for exemptions; and providing for the collection and disposition thereof and the powers and duties of the Secretary of State and the Nevada Tax Commission in connection therewith and prescribing penalties for the violation thereof, and declaring unlawful the operating, maintaining, opening or establishing of stores without a license; defining certain terms; providing for renewals of licenses; providing that the revenue derived shall be deposited in the General Fund for apportionment to the counties in which such stores may be in operation. Noble.....	118, 130, 330, 331, 355, 356
88....	An Act to provide an excise tax on the distribution of motor vehicle fuel and on the use of any other inflammable or combustible liquids, used to propel motor vehicles on the highways of this State; to provide for the payment and collection thereof; to provide for the licensing of dealers engaged in the distribution of motor vehicle fuel and the filing of bonds by such dealers; to provide for the keeping of records by dealers and retailers of motor vehicle fuel, and the examination thereof; to provide for reports of carriers of motor vehicle fuel and imposing duties on such carriers and on consumers; to provide for the administration and enforcement thereof by the Nevada Tax Commission and fixing its duties in relation thereto; to fix penalties for the violation of the provisions of this Act; to provide for the disposition of the said tax; to provide for refunds; to define certain words, terms and phrases herein; to prohibit political subdivisions from imposing similar taxes; and to repeal all other Acts or parts of Acts in conflict herewith. Committee on Ways and Means.....	123, 141, 167, 169, 170, 319, 320, 331, 367, 483
89....	An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, 392, together with the Acts amendatory thereof or supplemental thereto. Fogliani.....	123, 136, 168, 189, 190
90....	An Act requiring motor vehicles to display light reflectors. Cooper.....	126, 136, 147, 159, 162, 163, 319, 336, 349, 352, 389, 401, 405, 417, 429, 483

INDEX TO ASSEMBLY BILLS

XV

<i>No.</i>	<i>Title</i>	<i>Page</i>
91.....	An Act to amend an Act entitled "An Act to provide for the erection of guideboards on public roads and highways," approved February 21, 1879. Boak.....	126, 136, 147, 159, 163, 210, 218, 230, 483
92.....	An Act to authorize the Board of Commissioners of county of Pershing, State of Nevada, to aid in the acquisition of water rights and the construction of a storage dam and appurtenant works in the channel of the Humboldt River in the vicinity of Rye Patch, Nevada; to provide for the issuance of bonds of said county of Pershing and for the delivery of such bonds to Pershing County Water Conservation District of Nevada, for the purpose of assisting in the financing of the cost of such acquisition and construction; to provide for the levy and collection of taxes for the payment of said bonds; to authorize the county of Pershing, acting by and through its Board of County Commissioners, to enter into contracts with respect thereto; and declaring this Act independent of and not subject to any Act of the Legislature of the State of Nevada relating to bond issues. Anker.....	126, 141, 160, 162, 163, 164, 352, 355, 358, 362, 363, 397
93.....	An Act to repeal an Act entitled "An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly relating thereto," approved March 20, 1933. Gray and Shelly.....	127, 136
94.....	An Act to provide for the disposition of unclaimed deposits in banks, providing for the administration and enforcement thereof, and other matters relating thereto. Oldham.....	128, 136, 173, 190
95.....	An Act to amend an Act entitled "An Act providing for a State budget," approved March 10, 1919. Phillips.....	131, 147, 241, 251, 258, 259
96.....	An Act authorizing the filing for record of a plat of the town of Bunkerville, in Clark County, State of Nevada. Newton.....	131, 147, 265, 280, 319, 356, 352, 483
97.....	An Act to repeal an Act entitled "An Act to create a public corporation to be known as 'State Bar of Nevada,' to provide for its organization, government, membership, and powers, to regulate the practice of law and to provide penalties for violation of said Act," approved January 31, 1928. Fogliani and Sherwood.....	131, 147, 230, 235
98.....	An Act to prohibit the advertising of certain liquors, providing a penalty for the violation thereof, and other matters properly relating thereto. Wines (by request).....	126, 147
99.....	An Act to amend an Act entitled "An Act to regulate, protect and encourage apiaries, creating a State Apiary Commission, defining its duties and powers, providing revenue for the support of same, providing penalties for the violation thereof; repealing an Act entitled 'An Act to create the office of State Inspector of Apiaries, to provide for the appointment of State Inspector of Apiaries, and to define his duties and compensation; to prevent the dissemination of diseases among apiaries, and to provide for a system of inspection of apiaries by extermination of diseases therein; making appropriations for the expense of the office of State Inspector of Apiaries; and providing penalties for the violation thereof, and repealing all other Acts or parts of Acts in relation thereto,' approved March 15, 1917; and other matters properly relating thereto," approved March 22, 1921. Henrichs (by request).....	137, 147
100.....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Oldham.....	137, 147, 173, 190

<i>No.</i>	<i>Title</i>	<i>Page</i>
101....	An Act providing for the collection, arranging, housing and maintenance of an exhibit of relics, manuscripts, books, pamphlets, documents, papers and data of historical interest to the people of the State of Nevada; making an appropriation for the expense thereof; providing for the appointment of a commission; and other matters properly relating thereto. Wines.....	137, 147, 277, 311, 319, 322, 323, 418, 436, 446, 484
102....	An Act to amend an Act entitled "An Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Board, and to provide a penalty for a violation of the provisions hereof," approved March 10, 1923, as amended. Rcnfro.....	137, 147, 230, 237, 238, 239, 425, 462, 468, 484
103....	An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employes, and repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, as amended, and repealing certain sections thereof. Sherwood and Arnold.....	141, 155, 249, 226, 290, 297, 340, 341
104....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of the State and to define their duties and powers," approved March 8, 1865,' approved February 19, 1867," as amended. Wines.....	142, 155, 234
105....	An Act to amend "An Act fixing the rates for official advertising by the State of Nevada in the several counties of the State," approved March 16, 1897. Wines.....	142, 155, 348, 355, 394
106....	An Act to amend an Act entitled "An Act to provide books, equipment, and materials free of charge to the pupils of the public schools and to provide for and encourage the economic use thereof, and fixing penalties for its infraction, and repealing an Act in conflict herewith," approved March 14, 1913, as amended. Committee on Education.....	142, 155, 160, 178, 241, 249, 260, 483
107....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended. Committee on Education.....	142, 155, 160, 178, 242, 248, 260, 483
108....	An Act authorizing and directing the Board of Regents of the University of Nevada to deliver a deed for certain property to James Peckham of Washoe County, Nevada. Goodwin.....	143, 155, 168, 191, 192, 204, 216, 297, 308, 323, 483
109....	An Act to amend an Act entitled "An Act to amend 'An Act concerning the courts of justice of this State and judicial officers,' approved January 26, 1865," approved March 24, 1931. Oldham.....	143, 160, 230, 238
110....	An Act to amend an Act entitled "An Act entitled an Act to regulate the herding, grazing and driving of livestock," approved March 14, 1917. Oldham.....	143, 160, 390, 419, 420, 426
111....	An Act to amend an Act entitled "An Act in relation to public revenues, creating the Nevada Tax Commission and the State Board of Equalization, defining their powers and duties, and matters relating thereto, and repealing all Acts and parts of Acts in conflict herewith," approved March 23, 1917, as amended. Noble....	147, 148, 160, 180, 200
112....	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended, by amending section 23 thereof and by adding a new section thereto to be known as section 23}. Noble.....	147, 160, 180, 200, 201, 209, 243, 246

INDEX TO ASSEMBLY BILLS

xvii

<i>No.</i>	<i>Title</i>	<i>Page</i>
113.....	An Act reserving to the State of Nevada rights of way for State highway purposes over State-owned lands. Cline.....	148, 160, 203, 216, 250, 264, 277, 483
114.....	An Act providing for the withdrawal from entry and sale of certain lands belonging to the State of Nevada containing gravel deposits or road-building material to be used in the construction and repair of public highways; limiting the amount of such withdrawals; providing the method of withdrawal; and other matters properly relating thereto. Cline.....	148, 155, 160, 178, 401, 445, 463, 484
115.....	An Act concerning retail liquor dealers; to impose a stamp tax on wines, beers and intoxicating liquors; to direct the disposition of its proceeds; to provide for its enforcement; to provide penalties for the violation of its provisions; defining certain terms, and other matters properly relating thereto. Cooper.....	155, 173
116.....	An Act to amend an Act to repeal an Act entitled "An Act authorizing the destruction of wild, unbranded stallions found running at large on Government range land," approved February 17, 1893. Oldham.....	155, 173, 245, 251, 252
117.....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to regulate the occupations and practice of hairdressers and cosmeticians; cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmeto- logical establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing the penalties for the violation of the provisions of this Act,' approved March 27, 1931," as amended March 25, 1933. Sherwood.....	156, 173, 236, 244
118.....	An Act to amend an Act entitled "An Act relating to the number of officers and attachés of the Legislature of the State of Nevada, and to define their duties and specify their pay, and repealing all Acts in conflict therewith," approved January 28, 1931. Washoe County Delegation.....	156, 180, 196, 216, 217, 401, 414, 445, 463, 484
119.....	An Act to provide for the registration of trade marks, stamps, seals, letters, numbers, ornaments, engravings, emblems, buttons, rosettes, badges, ribbons, shape, insignia, wording, phrases, slogan, name or any sign whatever, designs or devices, patterns, labels, prints, advertisements, wrappers, brands, imprints or any combination of two or more of the aforesaid subjects, and to protect and secure the rights, property and interests of the persons, associations, organizations, firms and individuals who file and register in accordance with this Act, and to provide for the assignment of such registrations and other things in connection with any of the foregoing subjects, and for other purposes appertaining thereto. Rochon.....	156, 173, 312, 313, 369, 380, 465, 482, 484
120.....	An Act to amend an Act entitled "An Act to regulate the use, supply and possession of narcotic drugs in the State of Nevada, and to provide penalties for the violation thereof," approved February 23, 1923. Oldham.....	157, 173, 230, 238, 334, 350, 361, 483
121.....	An Act to amend section I of an Act entitled "An Act to provide educational facilities for the children in the State Orphans' Home, and other matters properly connected therewith," approved March 20, 1911, as amended, being section 7599 Nevada Compiled Laws 1929. Rochon.....	157, 173, 440, 442, 453, 461, 475, 476, 484
122.....	An Act relating to automatic vending machines, and prohibiting the vending or sale of cigarettes, cigars or tobacco by the use of such vending machines, providing penalties for the violation thereof and other matters relating thereto. Rochon.....	157, 173, 230, 387, 420

<i>No.</i>	<i>Title</i>	<i>Page</i>
123.....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act supplementary to an Act entitled "An Act creating Boards of County Commissioners in the several counties of the State and to define their duties and powers," approved March 8, 1865'; approved February 19, 1867," approved March 24, 1911, as amended. Anker.....	157, 173, 218, 228
124.....	An Act to repeal an Act entitled "An Act to provide for the compromise, adjustment or release of indebtedness, liability or obligation of any corporation, association or person to the State of Nevada," approved February 1, 1928. Newton and Persson.....	161, 180, 196, 225
125.....	An Act to repeal an Act entitled "An Act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said Act, and penalties for the violation thereof," approved March 31, 1931. Renfro (by request).....	161, 180
126.....	An Act to amend an Act entitled "An Act to amend sections 23 and 24 and repeal section 24a of an Act entitled 'An Act regulating the nomination of candidates for public office in the State of Nevada,' approved March 23, 1917," approved March 23, 1933. Newton (by request).....	161, 180, 347, 363
127.....	An Act providing for the methods of supervision over the sanitation, healthfulness, cleanliness and safety of public swimming pools and bathhouses, defining the duties of certain officers and persons in relation thereto, providing for the issuance of permits for the conducting and management of public swimming pools and bathhouses, providing a penalty for the violation of this Act, and other matters properly relating thereto. Gray, Shelly, and Phillips.....	161, 180, 230, 238, 239, 297, 308, 323, 483
128.....	An Act concerning the recording and filing of assignments of mortgages or beneficial interests, and of releases, sub-ordinations or waivers relating to mortgages and trust deeds; defining the duties of county recorders, and other matters relating thereto. Noble.....	164, 186, 311, 324, 337, 389, 397, 408, 483
129.....	An Act to amend the title of an Act entitled "An Act concerning mortgages of personal property, providing for their recordation, and other matters relating thereto, and repealing all Acts or parts of Acts in conflict herewith," approved March 8, 1923, together with the Acts amendatory thereof or supplemental thereto, and to amend sections 1, 2, 3, 4, and 5 of said Act, and to repeal sections 6, 7, and 7a thereof. Noble.....	164, 186, 312, 324, 337, 338, 388, 390, 411, 423, 483
130.....	An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Noble.....	164, 180, 312, 324, 338, 388, 390, 411, 423, 483
131.....	An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March 9, 1865, together with the Acts amendatory thereof or supplemental thereto. Noble.....	164, 186, 311, 324, 339, 389, 437, 483
132.....	An Act to repeal section 6 of an Act entitled "An Act concerning County Recorders, and defining their duties," approved March 9, 1865, together with the Acts amendatory thereof or supplemental thereto. Noble.....	165, 180, 312, 324, 338, 339, 430, 471, 484
133.....	An Act to provide for the extinguishment of liens of mortgages of personal property or crops except as between the parties thereto. Noble.....	165, 186, 260, 311, 324, 339, 389, 417, 423, 483
134.....	An Act concerning mortgages of personal property and crops, and including provisions for the continuity of the liens thereof, the securing of additional advances, and obligations thereunder and the mortgaging of after-acquired property. Noble.....	165, 186, 324, 339, 389, 397, 408, 483

INDEX TO ASSEMBLY BILLS

xix

<i>No.</i>	<i>Title</i>	<i>Page</i>
135.....	An Act concerning the mortgaging of personal property and providing for the validity of mortgages upon consumable chattels. Noble.....	165, 196, 324, 339, 389, 397, 408, 483
136.....	An Act concerning the duties of County Recorders and providing for the issuance by them of abstracts and certificates of record searches and of certificates of filing. Noble.....	165, 196, 324, 339, 340, 392
137.....	An Act to amend an Act entitled "An Act concerning conveyances," approved November 5, 1861, together with the Acts amendatory thereof or supplemental thereto. Noble.....	166, 196, 324, 340, 389, 411, 423, 483
138.....	An Act to amend the title of, and to amend an Act entitled "An Act relating to the recording of instruments in the offices of the various County Recorders of the State of Nevada, and other matters relating thereto," approved March 9, 1923, as amended. Noble.....	166, 196, 324, 340, 389, 417, 423, 483
139.....	An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto," approved February 27, 1883, together with the Acts amendatory thereof or supplemental thereto. Noble.....	166, 196, 324, 340, 389, 437, 483
140.....	An Act to amend an Act entitled "An Act providing for the creation of a State Barbers' Health and Sanitation Board, defining the powers and duties of said board, defining certain terms, prescribing the terms upon which licenses or certificates of registration, health and sanitation may be issued to practitioners of barbering, creating county boards and declaring their powers and duties, prescribing penalties for the violation thereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto, approved March 26, 1929," as amended. Newton (by request).....	166, 196, 353, 363, 413
141.....	An Act to amend an Act and to amend the title of an Act entitled "An Act to provide a law for the conservation of underground waters, providing for the casing and capping of artesian wells, defining the underground waters which are governed by the laws relating to the appropriation of the public waters of the State, providing a penalty for the violation of the provisions of this Act, and prescribing the duties of the District Attorneys in relation thereto," approved March 24, 1915. Cline.....	169, 196, 249, 264, 279, 381, 401, 463, 484
142.....	An Act to amend section 36 of an Act entitled "An Act relating to elections," approved March 24, 1917, as amended. Goodwin.....	169, 196, 227, 239, 286, 308, 323, 453, 483
143.....	An Act to amend an Act entitled "An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney-General to remit fines and forfeitures, commute punishments, and grant pardons after the convictions; create the State Board of Parole Commissioners, define its powers and duties, and matters relating thereto," approved March 22, 1933. Goodwin.....	169, 196, 206, 225, 418, 442, 446, 484
144.....	An Act regulating the employment of certain persons in the various departments of the State, county, city and municipal townships, and school boards within the State of Nevada, defining the duties of certain persons in relation thereto, providing penalties for the violation of this Act, and other matters properly relating thereto. Committee on Labor.....	175, 210, 260, 273, 367, 395, 424, 425
145.....	An Act to amend section 311 of an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911; effective January 1, 1912, being section 10960 N. C. L. 1929. Hussman (by request).....	175, 210, 230, 234, 285, 297, 298

<i>No.</i>	<i>Title</i>	<i>Page</i>
146.....	An Act to amend an Act entitled "An Act to incorporate the town of Sparks, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto," approved March 15, 1905, as amended. Gray and Shelly.....	176, 197, 215, 216, 256, 329, 352, 483
147.....	An Act relating to and restricting advertising for beer and malt products, regulating the furnishing of furniture and supplies for retail liquor establishments, providing a penalty for the violation hereof, and other matters properly relating thereto. Clark.....	176, 210, 352, 365, 377, 378, 396, 442
148.....	An Act to amend an Act entitled "An Act defining the rights of husband and wife," approved March 10, 1873, as amended. Arnold (by request).....	176, 217, 324, 341, 342, 423, 445, 463, 484
149.....	An Act to repeal an Act entitled "An Act relating to public printing required by the counties, towns and cities of the State of Nevada, and providing a method of computing prices thereof," approved March 18, 1925, as amended. Wines.....	176, 217, 348
150.....	An Act providing for the sanitation of food-producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things, requiring certificates of health for employees therein, defining the duties of certain persons in relation hereto, providing penalties for the violations hereof, and other matters properly relating thereto. Stewart.....	179, 217, 244, 248, 250, 251, 318, 319, 343, 355, 361, 483
151.....	An Act to provide penalties for using, manufacturing, selling or giving away tokens, slugs or spurious coins for the fraudulent operation of vending machines, coin-box telephones, or other receptacles designed to receive lawful coins of the United States of America, in the sale, use or enjoyment of property or service. Horgan (by request).....	182, 217, 245, 297, 308, 323, 483
152.....	An Act to amend an Act entitled "An Act authorizing and directing County Boards of Education and Boards of County Commissioners to provide certain funds to aid district high schools, and to include in the tax levy for high schools provision for the necessary funds, and other matters properly connected therewith," approved March 21, 1923. Committee on Education.....	182, 217, 261, 281, 286
153.....	An Act ceding the jurisdiction of the State of Nevada over certain lands to be acquired by the United States for the use and benefit of the post office and other Federal departments, situated in White Pine County, Nevada. Grier and Russell.....	182, 217, 237
154.....	An Act to amend an Act entitled "An Act requiring foreign corporations doing business in the State of Nevada to publish annual statements," approved March 28, 1901, as amended. Committee on Corporations and Railroads.....	182, 217, 290, 298
155.....	An Act giving and granting to C. J. McFadden a franchise to furnish and supply electric light, heat and power to the town of Reiptown, and its inhabitants, in White Pine County, Nevada, for a period of fifty years. Cooper.....	183, 217, 256, 267, 268, 418, 451, 463, 484
156.....	An Act to conserve the agricultural wealth of the State of Nevada, and to prevent economic waste in the marketing of agricultural crops, poultry and livestock, and their products produced in the State of Nevada, and in that behalf creating an Agricultural Prorate Commission; providing for the appointment of members of said Commission, fixing the term of office of the members of said commission; prescribing the powers, duties and authority of said commission and the members thereof; providing	

INDEX TO ASSEMBLY BILLS

xxi

<i>No.</i>	<i>Title</i>	<i>Page</i>
	for the institution of proration programs with respect to agricultural crops, poultry and livestock, and their products; providing for the enforcement of such programs; providing penalties for violation of such programs; providing for the creation of funds for the purposes of said Act, and providing for the collection thereof. Henrichs.....	183, 230, 271, 288
157.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended. Committee on Education.....	187, 230, 261, 273, 281, 289
158.....	An Act appropriating the sum of eight hundred fifty (\$850) dollars as a special appropriation for visual education, and authorizing and directing the State Superintendent of Public Instruction to expend these moneys for educational purposes in the purchase of a portable motion picture projector, portable generator equipment, and screen, with incidental equipment necessary for operation of same, to be used throughout the public school system of Nevada. Conwell (by request).....	187, 230
159.....	An Act to repeal section 461 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, as amended. Sherwood.....	188, 230, 233
160.....	An Act authorizing and directing the Secretary of State of the State of Nevada to furnish certain volumes to District Judges. Persson.....	188, 230, 241, 252, 334, 345, 361, 483
161.....	An Act to amend an Act entitled "An Act authorizing Educational District No. 1, Clark County, Nevada, to sell certain school property to the United States," approved March 20, 1933. Newton.....	188, 189, 201, 214, 218, 448, 483
162.....	An Act to amend an Act entitled "An Act to prohibit School Trustees, State, county, municipal and township officials from employing or keeping in their employ any person or persons related to them within the third degree of consanguinity or affinity, and providing penalties for the violation of the provisions of this Act," approved February 18, 1927. Committee on Education.....	192, 230, 233, 246, 254, 255, 257, 261, 389, 411, 423, 483
163.....	An Act to regulate and fix the fees of the Justices of the Peace, in and for the county of Lyon, State of Nevada, in all civil matters, and to repeal all Acts in conflict therewith. Lyon County Delegation.....	192, 230, 249, 268
164.....	An Act directing the State Controller to purchase devices for perforating the skin of bountied animals, to have certain printing done at the State Printing Office, and providing for payment therefor. Bellinger.....	193, 230, 262, 390, 420, 421, 443, 484
165.....	An Act to promote the safety of employees and the traveling public upon railroads by prohibiting certain persons, firms, and corporations operating railroads in this State from requiring or permitting certain employees to receive, deliver or transmit over telegraph or telephone lines any orders for the movement of trains, defining an emergency, and other matters relating thereto. Arnold.....	193, 230, 256, 268
166.....	An Act to amend the title of an Act and to amend an Act entitled "An Act relating to Sheriffs," approved November 28, 1861, as amended. Horgan.....	198, 233, 272, 289, 334, 348, 361, 482, 483, 484
167.....	An Act to amend section 2 of an Act entitled "An Act to create a State Board of Finance, defining its power and duties, and other matters connected therewith, and repealing all Acts and parts of Acts in conflict herewith," approved March 25, 1919, as amended. Committee on Education.....	199, 233, 261, 281, 286, 298

<i>No.</i>	<i>Title</i>	<i>Page</i>
168.....	An Act to amend section 10k of article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," and to repeal all Acts and parts of Acts in conflict therewith. Jameson (by request).....	199, 230, 436, 408, 437, 456, 471, 484
169.....	An Act to amend an Act entitled "An Act to license and regulate insurance business in this State," approved February 23, 1881, as amended. Phillips (by request).....	199, 230
170.....	An Act to amend an Act entitled "An Act concerning and fixing standard weights and measures and to regulate the sale of commodities or articles of merchandise according to such standards, and to provide fines, penalties and damages for the violation thereof, and for rules of evidence relating thereto; and to provide for the inspection of weights, measures and weighing and measuring devices, and for the enforcement thereof, and making an appropriation for the carrying out of this Act," approved March 8, 1911, as amended. Boak.....	199, 230, 237, 246, 430, 467, 484
171.....	An Act to exempt banking institutions from furnishing security for any deposits to the extent such deposits are insured under section 12b of the Federal Reserve Act, as amended. Grier.....	201, 233, 313, 324, 325, 430, 442, 446, 484
172.....	An Act authorizing institutions to issue preferred stock and make amendments to their articles of association for that purpose; authorizing said preferred stock to be included in determining whether such institutions have complied with minimum capital requirements; exempting such preferred stock from assessment and the holders of same individually from obligations of such institutions and from assessments to restore impairment of their capital. Grier.....	202, 233, 313, 324, 325
173.....	An Act requiring the County Commissioners of the respective counties of the State of Nevada to furnish Sheriffs and other peace officers certain equipment for automobiles to be used by such officers in the performance of their official duties. Oldham.....	202, 233, 246
174.....	An Act to amend sections 3, 6, 29, 29½, 34, and 37 of and to add a new section, to be designated section 10e, to an Act entitled "An Act to provide for the organization and government of irrigation districts, for the irrigation and drainage of lands and other related undertakings thereby, and for the acquisition and distribution of water and other property, construction, operation and maintenance of works, diversion, storage, distribution, collection and carriage of water; cooperation with the United States; and matters properly connected therewith," approved March 19, 1919, as amended. Committee on Irrigation.....	202, 235, 293, 298, 326, 366, 373, 483
175.....	An Act to amend an Act entitled "An Act concerning the courts of justice of this State, and judicial officers," approved January 26, 1865, as amended. Committee on Judiciary.....	202, 235, 256, 268
176.....	An Act to amend the title and sections 1, 3, 4, 6, 7, 9, 10, and 11 of an Act entitled "An Act to provide against losses to the State and its respective counties through defalcation, misappropriation of funds, or other wrongful acts on the part of officials; to provide for the issuance of surety bonds for public officials, establishing a fund therefor, and other matters relating thereto, and repealing certain Acts in conflict herewith," approved March 20, 1933. Committee on Irrigation.....	202, 235, 293, 299, 300, 326, 361, 483
177.....	An Act to amend section 1 of an Act entitled "An Act to license and regulate insurance business in this State," approved February 23, 1881, being section 3540 N. C. L. 1929. Cline.....	207, 235, 241, 252, 388, 411, 423, 481, 483

INDEX TO ASSEMBLY BILLS

xxiii

<i>No.</i>	<i>Title</i>	<i>Page</i>
178.....	An Act relating to agents, providing for licensing the same, describing certain qualifications, providing penalties for violation thereof, and other matters relating thereto. Cline.....	207, 235, 241, 253, 334, 335, 356, 373, 483
179.....	An Act to prohibit any employees from interfering with, influencing, or attempting to influence, exercising or attempting to exercise any supervision or restriction over any employee for any act or conduct of such employee outside the actual hours of his employment, and providing penalties for the violation hereof. Arnold and Sherwood.....	207, 235, 272, 289, 291, 292
180.....	An Act to amend an Act entitled "An Act to incorporate the town of Yerington in Lyon County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," approved March 14, 1907, by adding thereto a new section to be known as section 54½. Parker and Henrichs.....	207, 241, 249, 268, 269, 334, 361, 483
181.....	An Act concerning ordinances enacted by the Boards of County Commissioners of the respective counties of the State of Nevada, defining the manner of the passage and approval thereof, defining the period of publication, and the indexing and recording thereof. Parker and Henrichs.....	207, 241, 259, 274, 334, 343, 350, 361, 362, 389, 483
182.....	An Act authorizing the Board of County Commissioners of Lyon County to repair, improve and enlarge the County Courthouse, providing for the issuance and sale of the bonds of the county for such purpose; authorizing the county to enter into contracts with the United States; and authorizing the levy of a tax to pay such bonds. Parker and Henrichs.....	208, 241, 249, 275, 334, 356, 373, 483
183.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended. Committee on Education.....	208, 241, 273
184.....	An Act to amend an Act entitled "An Act to amend section 1 of article III, section 1 of article IV, section 1 of article V, section 2 of article VIII, sections 1, 2, 3, 10, and 13 of article XII, section 2 of article XIV, and sections 1 and 7 of article XVII of an Act entitled 'An Act to incorporate the town of Reno, and to establish a city government therefor,' approved March 16, 1903, as amended March 13, 1905, and further amended on March 28, 1907, March 24, 1909, March 31, 1909, February 1, 1911, March 10, 1911, March 18, 1911, March 24, 1913, March 25, 1913, and February 26, 1915," approved March 22, 1915, and to repeal section 2 of article XII of said Act as the same appears at page 255, Statutes of 1915. Horgan.....	208, 245
185.....	An Act to amend article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto," as amended, by adding to said article XII of said Act a new section to be known as section 9a. Jameson.....	208, 245, 253, 263, 264, 318, 334, 361, 483
186.....	An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto. Newton.....	209, 245, 324, 335
187.....	An Act providing for the regulation of aeronautics within this State; providing for uniformity with Federal laws regulating aeronautics; creating a State Aeronautics Commission; providing the powers and duties of such commission; providing for the promulgation and issuance of rules and regulations by such commission. Jameson.....	211, 245, 269, 281, 347, 348, 350, 362, 370, 371, 418, 443, 447, 451, 463, 484

<i>No.</i>	<i>Title</i>	<i>Page</i>
188.....	An Act to amend article XVI of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as section 5. Clark.....	211, 352, 358, 373, 388, 421
189.....	An Act to create an Old-Age Security Board, an Old-Age Pension Commission, consisting of the Boards of County Commissioners of the various counties of the State of Nevada, and defining the power and duties of each in respect thereto, providing for the payment of an old-age pension to certain persons within the State of Nevada, providing the means for payment thereof, defining the duties of certain officers and other persons in relation thereto, providing penalties for the violation of this Act and other matters properly relating thereto. Conwell and Phillips.....	211, 212, 245
190.....	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to incorporate the town of Las Vegas, in Clark County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto,' approved March 16, 1911, as amended, by amending section 4 of chapter I thereof; section 10 of chapter II, as amended, thereof; section 20 of chapter II thereof; section 21 of chapter II thereof; section 31 of chapter II, as amended, thereof; section 53 of chapter II thereof; and section 76 of chapter II thereof," together with all other Acts amendatory thereof or supplemental thereto. Clark County Delegation.....	212, 218, 224, 225, 230, 286, 307, 433
191.....	An Act to amend an Act entitled "An Act to amend sections 8 and 14, and to repeal sections 8a, 8b, and 8c of an Act entitled 'An Act to provide a general highway law for the State of Nevada,' approved March 23, 1917, as amended, and being Nevada Compiled Laws 1929, sections 5328, 5329, 5330, 5331 and 5337, and Statutes 1931, page 155," approved March 23, 1933. Committee on Roads and Highways.....	212, 245, 290, 299, 300, 302, 303, 438, 482, 484
192.....	An Act to be known as the "Inheritance Tax Law," to provide revenue for the support of the government of the State of Nevada, to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this Act, and for suits to quiet title against claims of lien arising hereunder. Russell.....	212, 236
193.....	An Act for the relief of Judge J. Emmett Walsh. Perry (by request).....	212, 245, 260, 281
194.....	An Act to amend sections 1, 2, 3, 14, 18, and 25 of an Act entitled "An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing of certain carriers thereon by the Public Service Commission of Nevada and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and other service on the public highways of the State, providing liability insurance in certain cases, providing for an official inspector and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for the weighing of motor vehicles for license fees herein, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith," approved March 23, 1933; and to add thereto a new section to be section 18½ thereof. Horgan.....	213, 245

INDEX TO ASSEMBLY BILLS

XXV

<i>No.</i>	<i>Title</i>	<i>Page</i>
195.....	An Act to amend article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," by adding thereto new sections to be known as section 10b ¹ ₂ and section 10f ¹ ₂ , and to repeal all Acts and parts of Acts in conflict therewith. Washoe County Delegation.....	214, 245, 313, 324, 438, 467, 484
196.....	An Act to amend article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto," by adding thereto a new section to be known as section 10l, and to repeal all Acts and parts of Acts in conflict therewith. Washoe County Delegation.....	215, 245, 278
197.....	An Act to protect trade mark owners, distributors and the public owners, distributors and the public against injurious and uneconomic practices in the distributions of articles of standard quality under a distinguished trade mark, brand or name, and other matters properly relating thereto. Washoe County Delegation.....	215, 245, 278, 323, 342
198.....	An Act to promote the organization and self-government of industry, trade and business for the purpose of securing cooperative action among trade groups through the establishment of codes of fair competition, and providing for the enforcement of the provisions thereof through administrative agencies and otherwise in cooperating with the National Government in its efforts to promote recovery from industrial and business depression. Arnold and Sherwood (by request).....	215, 245, 269, 296, 308, 388, 427, 437, 484
199.....	An Act to amend an Act entitled "An Act providing for the election of Road Supervisors, for the subdivision of counties into road districts, and matters properly relating thereto," approved March 19, 1901. Cline.....	219, 245, 290, 300, 401, 463, 484
200.....	An Act to amend an Act entitled "An Act providing for the appointment of Road Supervisors in counties polling three thousand votes or over, for the subdivision of said counties into road districts, and matters properly relating thereto, and to repeal all Acts and parts of Acts in conflict therewith," approved March 24, 1911. Cline.....	219, 245, 290, 300, 301, 400, 437, 483
201.....	An Act to be known as the "Inheritance Tax Law," to provide revenue for the support of the government of the State of Nevada, to establish a tax on gifts, legacies, inheritances, bequests, devises, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this Act and for suits to quiet title against claims of lien arising hereunder. Stewart.....	219, 256, 376, 392, 393
202.....	An Act regulating the sale of used bedding and other material, designating the agency for the enforcement hereof, defining the duties of certain persons in relation hereto, providing a penalty for the violation hereof, and other matters properly relating thereto. Gray and Shelly.....	219, 256, 285, 301, 389, 411, 423, 483
203.....	An Act defining certain duties and powers of the Surveyor-General of the State of Nevada, in relation to duties and powers heretofore and now within the office of the State Engineer of the State of Nevada, and other matters properly relating thereto. Oldham.....	219, 256, 271, 296
.....	Assembly Substitute for Assembly Bill No. 203.....An Act to amend an Act entitled "An Act to provide a water law for the State of Nevada; providing a system of State control; creating the office of the State Engineer and other offices connected with the appropriation, distribution and use of water, prescribing the duties and powers of the State Engineer and other officers and fixing their compensation; prescribing the duties of water users and	

<i>No.</i>	<i>Title</i>	<i>Page</i>
	providing penalties for failure to perform such duties; providing for the appointment of Water Commissioners, defining their duties and fixing their compensation; providing for a fee system, for the certification of records, and an official seal for the State Engineer's office; providing for an appropriation to carry out the provisions of this Act; and other matters properly connected therewith, and to repeal all Acts and parts of Acts in conflict with this Act; repealing an Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer, and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907; also repealing an Act amendatory of a certain Act entitled 'An Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907, and to provide a fee system for the certification of the records of, and an official seal for the State Engineer's office and other matters relating thereto,' approved February 20, 1909," approved March 22, 1913, and repealing certain sections of said Act, and other matters relating thereto. Committee on State Institutions.....	272, 273, 302
204.....	An Act to amend an Act entitled "An Act relating to the protection and health of employees and providing penalties for the violation of its provisions and other matters relating thereto," approved April 1, 1919. Sherwood.....	220, 256, 264, 281
205.....	An Act fixing the compensation of the county officers of Elko County, Nevada, and regulating the employment and compensation of deputies and other employees of said officers, and repealing all Acts and parts of Acts in conflict herewith. Elko County Delegation.....	220, 256, 358, 365, 373, 398, 399, 423, 484
206.....	An Act authorizing the School Trustees in Educational District No. 2 of Clark County, Nevada, to dispose of parcels of land belonging to said district, authorizing them to convey title thereto, and providing for the disposition of the receipts therefrom. Newton.....	220
207.....	An Act to amend an Act entitled "An Act to regulate the salaries of certain county officials of Clark County," approved March 27, 1929. Clark County Delegation.....	220
208.....	An Act providing a method for establishing County Boards of Education in counties voting to take advantage of the provisions of this Act, providing an election therefor, and to provide for control of certain school districts and other matters properly relating thereto. Committee on Education.....	220, 256, 352, 362
209.....	An Act to amend an Act entitled "An Act to provide for the consolidation of school districts, for the transportation of children to and from school, and other matters relating thereto," approved February 26, 1915. Committee on Education.....	221
210.....	An Act to repeal an Act entitled "An Act to authorize the State Board of Education to grant special certificates for rural education and matters properly relating thereto," approved March 21, 1933. Committee on Education.....	221, 264
211.....	An Act to amend an Act concerning the employment and notification of teachers and matters properly related thereto, approved March 27, 1929. Committee on Education.....	221, 260

INDEX TO ASSEMBLY BILLS

xxvii

<i>No.</i>	<i>Title</i>	<i>Page</i>
212.....	An Act to repeal section 11 of an Act entitled "An Act to fix the name of the State University of Nevada," approved March 29, 1907, as amended. Committee on Education.....	221
213.....	An Act declaring the importing, retailing and handling of gasoline and other motor vehicle fuels in this State a public utility, and providing for its management, control and administration to be under the direction of the Public Service Commission of the State of Nevada. Stewart.....	221, 260, 272, 292
214.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto. Committee on Education.....	222, 260
215.....	An Act requiring the city councils of the various cities of the State of Nevada to furnish peace officers certain equipment for automobiles to be used by such officers in the performance of their official duties. Oldham.....	222, 264, 324, 342, 392
216.....	An Act to authorize the State Superintendent of Public Instruction to contract with the Department of the Interior of the Federal Government and to disburse and distribute certain Federal moneys to the public schools in the counties of the State of Nevada for the education of Indian pupils. Committee on Education.....	222, 260, 317, 335
217.....	An Act to amend an Act entitled "An Act relating to the protection and health of employees and providing penalties for the violation of its provision and other matters relating thereto," approved April 1, 1919. Gray and Shelly.....	222, 260
218.....	An Act directing the State Board of the Capitol Commissioners of the State of Nevada to convey to the United States, as a national monument, certain lands situated in White Pine County, Nevada; providing for the manner of making such conveyance, and other matters properly relating thereto. Sherwood.....	224, 260, 265, 281, 282, 319, 336, 352, 389, 396, 421, 422, 430, 463, 483, 484
219.....	An Act to provide old-age pensions to certain citizens of the State of Nevada, and to recompense them for past services rendered the United States and the State of Nevada, to the end that they may maintain, by reason of their said past services, independence, dignity and self-respect during their old age; establishing a uniform regulation in relation thereto, and defining offenses under this Act, and fixing the penalties therefor. Committee on Ways and Means.....	224, 277, 285, 301
220.....	An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act. White Pine, Lincoln, Nye, Esmeralda and Clark County Delegations.....	224, 239, 264, 313, 345, 348, 354, 357, 358, 362, 373, 392, 408
221.....	An Act creating the rural electrification authority of Nevada for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to certain inhabitants of the State at the lowest cost consistent with sound economy and prudent management; authorizing the authority to sell and distribute electric energy and to construct or otherwise acquire a system or systems for the generation, transmission and distribution of electric energy to carry out the purposes of this Act; providing for the rights, powers and duties of the authority; authorizing and regulating the issuance of bonds by the authority; and providing for the payment of such bonds and the rights of the holders thereof. Washoe, White Pine, Lincoln, Nye, Esmeralda, and Clark County Delegations.....	224, 239, 264

<i>No.</i>	<i>Title</i>	<i>Page</i>
222.....An	Act to amend an Act entitled "An Act to fix the name of the State University of Nevada," approved March 29, 1907, as amended. Cooper.....	226, 272, 387, 409
223.....An	Act providing for the reinstatement of delinquent corporations, defining the duties of the Secretary of State in relation thereto, and other matters properly relating thereto. Stewart.....	229, 272, 311, 315, 324, 389, 401, 427, 437, 484
224.....An	Act providing for the mailing of legislative bills and resolutions and other matters properly relating thereto. Oldham.....	234, 264, 307, 325, 437
225.....An	Act to amend an Act entitled "An Act regulating the sanitation and ventilation in and at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved March 2, 1923. Sherwood.....	234, 264, 272, 292, 293
226.....An	Act to provide for the raising of revenue for emergency purposes by imposing a tax upon the retail purchase of certain commodities, admissions, and services, and for the ascertainment, assessment, and collection of said taxes; providing for the distribution of revenue arising therefrom, providing for the penalties for violation of the terms of this Act, repealing all laws in conflict with it, and declaring an emergency to exist. Committee on Education.....	237, 277
227.....An	Act to amend an Act entitled "An Act to amend sections 32, 34, 36, 39, 45, 53, and 54 of an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto,' approved March 23, 1891, being, respectively, sections 6440, 6442, 6444, 6447, 6453, 6460, and 6461 Nevada Compiled Laws 1929," approved March 20, 1933. Renfro (by request).....	242, 264
228.....An	Act authorizing and directing the State Board of Education to renew teachers' certificates expiring in 1935 and 1936. Riddell.....	242, 277, 312, 325, 326, 389, 423, 483
229.....An	Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto. Noble.....	243, 277, 295, 309, 310, 392
230.....An	Act concerning Lincoln County officers, their deputies, and their duties and compensation. Lincoln County Delegation.....	248, 277, 345, 351, 403, 484
231.....An	Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts in relation thereto," approved March 23, 1891, as amended. Noble.....	250, 272, 285, 301, 482
232.....An	Act providing for the levy upon and collection of income taxes from persons, firms, companies, associations and corporations, defining the duties and powers of certain officers, commissions and persons in relation thereto, providing penalties for the violation hereof, and other matters properly related thereto. Select Committee on Taxation.....	253, 272
233.....An	Act defining kidnaping, establishing different degrees thereof, providing penalties therefor, and other matters properly connected therewith. Murphy.....	254, 277, 285, 301, 304, 305, 401, 417, 423, 483
234.....An	Act providing for the transfer of nine thousand (\$9,000) dollars from the Contractors' License Fund to the General Fund of the State of Nevada. Jameson.....	257, 277, 285, 286, 405, 422, 432, 463, 484
235.....An	Act regulating and prescribing the hours that Justices of the Peace in the various counties in this State shall keep their offices open for the transaction of public business, providing for the removal of the Justices of the Peace failing to comply with the provisions of this Act, and other matters properly relating thereto. Lauritzen (by request).....	257, 277, 324, 342, 343, 392

INDEX TO ASSEMBLY BILLS

xxix

<i>No.</i>	<i>Title</i>	<i>Page</i>
236.....	An Act for the relief of J. R. (Nolan) Reynolds. Goodwin.....	257, 277, 311, 453
237.....	An Act directing the payment of seven thousand five hundred (\$7,500) dollars to Mrs. Lottie Travis and Mrs. Loraine Lee Powers, making appropriation therefor, and other matters properly connected therewith. Washoe County Delegation.....	262, 278, 284
238.....	An Act to provide for the inspection of certain livestock offered for transportation, regulating the transportation thereof, designating the inspectors therefor, requiring certificates for shipment, providing for the payment therefor, defining the duties of the Sheriff in each of the several counties in relation thereto, providing a penalty for the violation hereof, and other matters properly relating thereto. Fogliani and Oldham.....	262, 284, 436, 439
239.....	An Act to prohibit employees or servants of hotels, restaurants, barber shops or other public places, or persons, firms, or corporations from soliciting or receiving gratuities or "tips" from guests or patrons of the above-mentioned employers, and to prohibit employers from permitting such gratuities or "tips" to be received by their employees or servants, and to provide a punishment therefor. Hopkins.....	262, 284, 353, 365
240.....	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended. Wines.....	263, 284, 324, 343, 401, 418
241.....	An Act to amend the title of, and to amend an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attachés of the State Government of Nevada," approved February 21, 1881, as amended. Boak.....	273, 274, 275, 310, 313, 314, 401
242.....	An Act relating to the employment of school teachers in the public schools of this State. Riddell, Glaser and Bellingier.....	273, 299, 312, 326, 389, 417, 423, 483
243.....	An Act to transfer to Lyon County the title to all lands in that portion of Lyon County ceded from Mineral County, and owned by Mineral County by reason of tax delinquencies on said lands, and to keep clear the title thereto. Henrichs.....	274, 296, 396, 435, 456, 461, 471, 484
244.....	An Act to amend an Act entitled "An Act to provide for cooperative agricultural and home economics extension work in the several counties in accordance with the Smith-Lever Act of Congress, approved May 8, 1914; providing for the organization of County Farm Bureaus; for county and State cooperation in support of such work; making an annual appropriation therefor, levying a tax and for other purposes," approved April 1, 1919, as amended. Henrichs.....	274, 299, 323, 343, 401, 437, 483
245.....	An Act providing for the removal and destruction of old and obsolete State papers, books, pamphlets, documents and other old and obsolete property. Horgan.....	276, 299, 311, 326, 327
246.....	An Act to amend the title of and to amend an Act entitled "An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing of certain carriers thereon by the Public Service Commission of Nevada, and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and other service on the public highways of the State, providing liability insurance in certain cases, providing for an official inspector and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith," approved March 23, 1933. Washoe County Delegation.....	278, 299, 313, 369, 381, 426, 461, 484

<i>No.</i>	<i>Title</i>	<i>Page</i>
247.....	An Act to amend an Act entitled "An Act authorizing County Treasurers to place county funds in bank, on open account, under certain restriction," approved March 12, 1885. Committee on Judiciary.....	283, 299, 368, 369, 375, 390
248.....	An Act to amend an Act entitled "An Act to promote the public safety and the safety of travelers upon railroads and the safety of railroad employees by limiting the number of cars that may be operated in trains operated on railroads in the State of Nevada; providing a penalty for the violation thereof and for the recovery of such penalty by suit; providing certain exceptions in the Act; and other matters properly connected therewith," approved March 11, 1935. Boak, Goodwin, Henrichs, Horgan, Hussman, Jameson, and Renfro.....	287, 299, 390
249.....	An Act defining sales demonstrators, providing a license therefor and other matters relating thereto. Cooper.....	287, 299, 390, 435
250.....	An Act to regulate and fix the fees of the Justice of the Peace of Sparks Township, and repealing all Acts and parts of Acts in conflict herewith. Gray and Shelly.....	294, 307, 324, 343, 344, 403, 445, 463, 484
251.....	An Act to amend an Act entitled "An Act relating to the protection and health of employees and providing penalties for the violation of its provisions, and other matters relating thereto," approved April 1, 1919. Sherwood.....	296, 317, 353, 266, 425
252.....	An Act to be known as the "Usury Law," relating to the rate of interest which may be charged for the loan or forbearance of money, goods or things in action, or on actions after demand, or on judgments, providing penalties for the violation of provisions hereof, and repealing all Acts and parts of Acts in conflict herewith. Gray, Shelly, and Fogliani.....	296, 317, 369, 381, 382
253.....	An Act to create a commission to be known as the Division of Motor Vehicles, designating the members thereof; providing for a system of State police, under the direction of said commission, designating their qualifications, providing for the compensation of certain persons, constituting the Sheriffs of various counties of this State ex officio members thereof, defining the powers and duties thereof, providing for the transfer of certain duties, powers, and funds provided for by those certain Acts of the Legislature of the State of Nevada entitled "An Act to provide for the licensing and registration of motor vehicles in the State of Nevada, defining the duties of certain officers in connection therewith, prescribing certain rules and regulation, defining certain powers and duties, and other matters properly connected therewith, and repealing all Acts or parts of Acts in conflict or inconsistent with this Act," approved March 19, 1925, comprising sections 4374 to 4403, inclusive, and that certain Act of the Legislature of the State of Nevada entitled "An Act requiring a license for the operation of motor cars and vehicles for hire on the public highways of the State, and other matters relating thereto," approved March 29, 1929, comprising sections 4404 to 4413, inclusive, and that certain Act of the Legislature entitled "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles, trailers or semitrailers; to prescribe the powers and duties of the Motor Vehicle Department; to impose penalties for violation of this Act, and to make uniform the law relating to the subject matter of this Act," approved March 29, 1929, comprising sections 4414 to 4432, inclusive, and that certain Act of the Legislature of the State of Nevada entitled "An Act relating to the compilation, printing, and distribution of lists of motor vehicles," approved March 10, 1919, being sections 4433 and 4434, inclusive, N. C. L. 1929, to the Division of Motor Vehicles; repealing certain laws in conflict herewith, and other matters properly related thereto. Parker, Lauritzen, Noble, Cline, and Oldham.....	303, 323, 331, 344, 345

INDEX TO ASSEMBLY BILLS

xxxii

<i>No.</i>	<i>Title</i>	<i>Page</i>
254.....	An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended. Committee on Roads and Highways.....	304, 323, 336, 351, 401, 405, 445, 463, 484
255.....	An Act to amend an Act entitled "An Act relating to the employees in the office of Surveyor-General, and limiting the number thereof," approved March 25, 1929. Oldham.....	304, 330, 387, 390, 410, 411
256.....	An Act providing for the creation of power districts; prescribing powers and duties of such districts; and authorizing such districts to conduct and operate utilities for the production, transmission or distribution of electric energy, and to issue bonds and providing for the payment of such bonds, and other matters relating thereto. Clark and Lincoln County Delegations.....	305, 334, 352, 353, 358, 359, 373, 392, 408
257.....	An Act providing for grant of authority to certain State officials to establish reciprocity between the State of Nevada and other States, and declaring an emergency. Washoe, Clark, and White Pine County Delegations.....	305, 330
258.....	An Act to amend section 385 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911. Committee on Banks and Banking.....	306, 334, 369, 382, 405, 410, 426, 445, 463, 484
259.....	An Act to regulate and fix the fees of the County Clerk of Douglas County, State of Nevada, and to repeal all Acts and parts of Acts in conflict therewith. Hussman.....	307, 334, 440, 444, 454, 471, 476, 484
260.....	An Act to provide for the care, maintenance, medical treatment, surgical treatment and hospitalization of expectant mothers and their offspring, creating a board and giving it jurisdiction for the administration thereof, and repealing all Acts or parts of Acts in conflict therewith. Cline.....	309, 345, 387, 435, 436, 444, 468, 484
261.....	An Act to protect the public health by requiring knowledge of five certain fundamental sciences as a qualification for practicing any system or method of healing in this State, and providing a penalty for violation of this Act. Noble and Anker.....	315, 317
262.....	An Act providing for the removal of certain books, stationery and other materials from the State Capitol Building to the Armory Building, in Carson City, Nevada; making an appropriation therefor, and other matters relating thereto. Committee on Ways and Means.....	317, 317, 373, 399
263.....	An Act providing for repairs and improvements to the Library Building in the State Capitol at Carson City, Nevada, making appropriation therefor and other matters properly related thereto. Committee on Ways and Means.....	318, 347, 373, 399, 432, 449, 463, 484
264.....	An Act to enable County Commissioners of the various counties of Nevada to provide means by which the various counties may avail themselves of Federal, or other aid, for the benefit of the counties, or any district therein, or subdivision thereof; providing for the calling of elections in the various counties, districts or other subdivisions thereof, authorizing the County Commissioners, as approved by any such election, to issue bonds necessary for carrying out the provisions of any election which may be held hereunder, and other matters properly relating thereto. Kennett.....	318, 347, 353, 368, 418, 442, 446, 484
265.....	An Act regulating and fixing the fees to be charged and collected by constables in townships of Washoe County, State of Nevada, and repealing all Acts and parts of Acts in conflict herewith. Shelly.....	318, 352, 378, 399, 425, 442, 463, 483, 484

<i>No.</i>	<i>Title</i>	<i>Page</i>
266.....	An Act to amend an Act entitled "An Act to amend sections 17 and 25 of an Act entitled 'An Act to require the registration of motor vehicles, trailers and semitrailers, and to require the payment of fees thereupon, imposing certain duties and obligations upon the owners of motor vehicles rented without drivers, to provide for the transfer of interest in and to motor vehicles, providing for the registration of manufacturers and dealers in motor vehicles, trailers and semitrailers, regulating the use of motor vehicles by nonresidents, making and constituting County Assessors officers of the Department and imposing certain duties upon them, creating a "Motor Vehicle Fund," and providing for the disposition thereof, to prevent the taking or injury of any vehicle without the consent of the owner; to provide for the duties and powers of Vehicle Commissioner and for the Motor Vehicle Department; to regulate court proceedings in certain civil actions arising under this Act; to provide penalties for violations of this Act and to make uniform the law relating to the subject matter of this Act; and to repeal all Acts in conflict or inconsistent therewith,' approved March 27, 1931," as amended and approved March 25, 1933, Washoe County Delegation.....	321, 352, 361, 383, 426, 463, 481
267.....	An Act to postpone the time within which the meeting of the State Textbook Commission, scheduled not later than the third Tuesday in April, 1935, under the provisions of section 805 N. C. L. 1929, may be held, Committee on Education.....	329, 352, 361, 383, 425, 442, 446, 481
268.....	An Act relating to the ceding of jurisdiction of the State of Nevada to the United States, under certain conditions, over certain lands owned or acquired by the United States; retaining certain jurisdiction in the State; providing procedure for the acquiring of the jurisdiction ceded; and other matters relating thereto. Committee on Judiciary.....	329, 352, 358, 359, 389, 462, 468, 484
269.....	An Act to amend an Act entitled "An Act to provide for a State Board of Registered Professional Engineers," approved March 29, 1919. Noble.....	329, 352, 353, 368, 423, 424, 467, 476, 484
270.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto. White Pine County Delegation.....	345, 358, 377, 399, 425, 462, 468, 484
271.....	An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State and to define their duties and their powers," approved March 8, 1865, as amended. Persson.....	349, 369, 373, 400, 432, 449, 463, 484
272.....	An Act to provide an excise tax on diesel-oil and kindred oils used to propel motor vehicles on the public highways of this State, empowering the Nevada Tax Commission to collect such tax in same manner and form as provided by law for collection of excise tax on gasoline, and other matters relating thereto. Committee on Ways and Means.....	353, 369, 373, 400
273.....	An Act creating a commission to be known as the Division of Motor Vehicles of the State of Nevada, under the direction of the Superintendent of State Police, defining the powers and duties of said Superintendent in relation thereto, transferring certain power and duties in relation to motor vehicles, motor vehicle registration, motor carriers, and other matters properly relating thereto. Select Committee on Motor Vehicles.....	358, 369, 378, 395, 409
274.....	An Act to create a commission to be known as the Division of State Police, designating the members thereof, providing for a system of State Police under the direction of said commission, designating their qualifications, providing for the compensation of certain persons, constituting the Sheriffs of the various counties of this State ex officio members thereof, defining the powers and duties thereof, and other matters relating thereto. Select Committee on Motor Vehicles.....	359, 369, 378, 395, 409

INDEX TO ASSEMBLY BILLS

xxxiii

<i>No.</i>	<i>Title</i>	<i>Page</i>
275.....	An Act authorizing the City Council of the city of Winnemucca in the State of Nevada to purchase the water system and electric light and power plant of the Western States Utilities Company at the city of Winnemucca, and to use in making said purchase not to exceed the sum of one hundred and fifty thousand dollars (\$150,000) of the moneys derived from an authorized bond issue of three hundred and six thousand dollars (\$306,000) and other matters relating thereto. Humboldt County Delegation.....	367, 388, 468, 484
276.....	An Act to authorize, empower and direct the Board of County Commissioners of the county of Washoe, State of Nevada, with the approval of the electors of said county, to issue bonds for the purpose of creating a fund to be used for the purpose of altering, improving, repairing and making additions to and furnishing said additions to the Courthouse, Sheriff's Office and Jail of Washoe County, located in Reno, Nevada, and to levy a tax for the payment of interest thereon and the redemption thereof; and other matters relating thereto. Washoe County Delegation.....	376, 380, 396, 409, 432, 443, 471, 476, 484
277.....	An Act requiring payment of cost of investigation of books, accounts, practices, activities, and appraisals of the properties of public utilities by the public utility investigated or appraised, and the enforcement or defense of any order of the Commission against such public utility. Committee on Railroads and Corporations.....	376, 380, 396, 413, 436, 447
278.....	An Act to provide for the cooperation of State officers and agencies, and stockmen's associations with the Federal Government in relation to grazing lands, and for the disposition of money received from the Federal Government in relation thereto. Harriman and Persson.....	376, 380, 400, 431, 446, 484
279.....	An Act relating to unemployment compensation, providing penalties and making appropriations. Sherwood, Arnold, and Fogliani.....	383, 414, 422, 437, 438
280.....	An Act to amend the title of and to amend an Act entitled "An Act to provide for the organization and governing of local improvement districts for the construction or acquisition of power plants, electrical transmission lines, sewer and water systems for rural communities and unincorporated towns, and for the acquisition and distribution of electrical energy of water or other property in connection therewith, and for the operation and maintenance of such works, and matters properly connected therewith," approved February 4, 1928. Noble.....	397, 418, 423, 441, 442
281.....	An Act to amend an Act entitled "An Act prescribing the procedure to be followed in the presentation and adaptation of Acts initiated by the people," approved March 8, 1921. Committee on Judiciary.....	397, 426
282.....	An Act to amend sections 8, 9, and 13 of an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, and Acts amendatory thereof or supplemental thereto, said sections being sections 5657, 5658, and 5662 Nevada Compiled Laws 1929. Committee on Education.....	397, 418
283.....	An Act to amend the title of and to amend "An Act defining and relating to narcotic drugs, and to make uniform the law with reference thereto," approved March 10, 1933. Jameson.....	413, 433, 434, 443, 471, 476, 484
284.....	An Act providing for an appropriation for the relief of certain persons for services rendered during the Thirty-seventh Session of the Nevada Legislature. Rochon.....	415, 423, 441, 479, 480
285.....	An Act providing for an appropriation for the compensation of certain persons for services rendered to the Thirty-seventh Session of the Nevada Legislature. Rochon.....	415, 423, 441, 456, 471, 476, 484

<i>No.</i>	<i>Title</i>	<i>Page</i>
286.....	An Act to prohibit any person or persons, firm or firms, company or corporation to allow any fence or fences, or any part of such fence, to become dangerous or a public menace, defining a dangerous fence, so as to endanger the lives of human beings or allow damage and destruction to another's property, providing penalties for the violation thereof, and other matters pertaining thereto. Oldham and Glaser.....	424, 439, 443
287.....	An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended. Noble.....	432, 437, 442, 456, 471, 476, 484
288.....	An Act authorizing an additional stationery allowance for the members of the Thirty-seventh Session of the Nevada Legislature Arnold (by request).....	439, 440, 480
289.....	An Act to create an additional Legislative Fund, providing the method for the payment of the same, and other matters properly relating thereto. Committee on Labor (by request).....	465, 466
290.....	An Act to amend an Act entitled "An Act providing for the sanitation of food-producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; requiring certificates of health for employees therein, defining the duties of certain persons in relation hereto, providing penalties for the violation hereof, and other matters properly relating thereto," approved March 21, 1935. Stewart.....	471, 472, 473, 482, 484
291.....	An Act to amend an Act entitled "An Act to amend section 5 of an Act entitled 'An Act to amend section 5 of an Act entitled "An Act providing for the printing and enrolling of legislative bills and resolutions and other matters relating thereto," approved January 27, 1915, as amended, and adding thereto additional supplementary sections to be known as sections 5a, 5b, 5c, 5d, 5e, 5f, and 5g," approved February 24, 1931, and to amend section 5c thereof," approved March, 1935. Committee on Enrollment.....	472, 473

INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

<i>No.</i>	<i>Title</i>	<i>Page</i>
1.....	Assembly Joint Resolution, amending section 7 of article II of the Constitution of the State of Nevada. Boak.....	27, 35
2.....	Assembly Joint Resolution, relative to memorializing Congress to enact proposed legislation directing immediate payment of the adjusted service certificates of sailors and soldiers of the World War. Persson.....	43, 45, 52, 56, 71, 484
3.....	Assembly Joint Resolution, proposing to amend section 3 of article I of the Constitution of the State of Nevada. Hussman.....	44, 51, 56, 62
4.....	Assembly Joint Resolution, to the Honorable the President of the United States, relative to the policy of establishing a reasonable and equitable preferential basis in connection with certain contracts and works in favor of Nevada contractors, Nevada materials, and Nevada labor. Committee on Labor.....	46, 51, 56, 62, 63, 150, 160, 484
5.....	Assembly Joint Resolution, memorializing Congress to provide for the State of Nevada, under the provisions of Executive Order No. 6251, dated August 19, 1933, Senate Resolution No. 80, dated May 29, 1933, and under S. J. Res. No. 74, dated April 14, 1934, a survey of the present and future market for electricity, the methods for balancing supply and demand; cost of electricity, cost of transmission and distribution to consumers; survey of electric rates, and formulation of a program of public works, which will present a complete statement of all charges for electricity, for every community in Nevada. Clark, Elko, Lincoln, Nye, Washoe, and White Pine County Delegations.....	47, 51, 56, 63, 84, 90, 484
6.....	Assembly Joint Resolution, memorializing the President of the United States and Congress to support the "Townsend Old-Age Pension Plan." Conwell.....	54, 64, 71, 73, 74, 250, 264, 333, 485
7.....	Assembly Joint Resolution, memorializing Congress to enact suitable legislation to impose a tariff on copper. Russell.....	56, 64, 71, 74, 100, 106, 484
8.....	Assembly Joint Resolution, requesting that the special provisions permitting contractors to be the sole judge of the qualifications of employees using heavy equipment be abrogated, and a rule requiring that only citizens of the State wherein said work is being performed shall be employed on such work. Committee on Labor.....	58, 64, 98, 102, 210, 218, 230, 485
9.....	Assembly Joint Resolution, memorializing Congress and the Secretary of Agriculture of the United States for relief in the matter of grazing fees for livestock upon the national forests. Persson.....	60, 70, 76, 81, 150, 484
10.....	Assembly Joint Resolution, memorializing Congress for relief in the contribution of funds by the State of Nevada for Federal emergency relief. Hussman.....	64, 70, 82, 89
11.....	Assembly Joint Resolution, proposing an amendment to article IV of the Constitution of the State of Nevada. Cooper.....	85, 100, 148, 159
12.....	Assembly Joint Resolution, memorializing Congress to discontinue the moratorium on annual labor requirements for owners of mining claims. Parker, Anker, Murphy, and Lauritzen.....	97, 104, 136, 144, 145, 284, 285, 302, 310, 311, 401
.....	Substitute for A. J. R. 12, memorializing the Congress of the United States to suspend provisions of section 2324 of the Revised Statutes of the United States. Boak.....	144, 155, 284, 285, 310

xxxvi INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

<i>No.</i>	<i>Title</i>	<i>Page</i>
13.....	Assembly Joint Resolution, proposing that sections 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 15, 16, 18, 23, 28, 33, and 35 of article IV of the Constitution of the State of Nevada be amended. Parker.....	110, 130
14.....	Assembly Joint Resolution, memorializing Congress to purchase certain lands adjacent to Lake Tahoe, in the State of Nevada, for the establishment thereon of a park for recreational purposes, and for the establishment thereon of an emergency aviation field. Committee on Public Parks.....	112, 130, 154, 159, 400, 405, 467, 485
15.....	Assembly Joint Resolution, requesting that the Adjutant General communicate with the Secretary of the Navy. Lattin.....	121, 140, 147, 167, 181, 194, 438, 468, 485
16.....	Assembly Joint Resolution, memorializing Congress to create a Department of Education, and providing a Secretary of Education therefor to sit in the President's Cabinet and to preside over said department. Phillips.....	126, 140, 203, 226, 402, 485
17.....	Assembly Joint Resolution, proposing an amendment to section 3 of article IV of the Constitution of the State of Nevada. Boak.....	160, 180, 218, 228, 229
18.....	Assembly Joint Resolution, proposing that section 30 of article IV of the Constitution of the State of Nevada be amended. Lattin.....	177, 210, 395, 436
19.....	Assembly Joint Resolution, endorsing the policy of President Roosevelt in regard to his stand on the \$4,880,000,000 program. Noble.....	181, 184, 227, 236, 245, 485
20.....	Assembly Joint Resolution, proposing an amendment to section 3 of article IV of the Constitution of the State of Nevada. Phillips.....	187, 203, 217, 228, 229, 233, 247, 256, 257
21.....	Assembly Joint Resolution, proposing an amendment to section 2 of article IV of the Constitution of the State of Nevada. Phillips.....	7, 8, 27, 34, 43, 45, 72, 187, 203, 233, 247
22.....	Assembly Joint Resolution, petitioning the Hon. Harry L. Hopkins, Federal Emergency Relief Administrator of the United States, for an allotment of funds in the sum of twenty-seven thousand (\$27,000) dollars, for the aid and relief of the Clark County school system at Las Vegas, in Clark County, Nevada. Clark County Delegation.....	191, 192, 206, 214, 218, 484
23.....	Assembly Joint Resolution, relative to amending article IV of the Constitution of the State of Nevada. Reynolds.....	198, 217, 245, 254
24.....	Assembly Joint Resolution, proposing an amendment to section 6 of article XI of the Constitution of the State of Nevada. Committee on Education.....	222, 264
25.....	Assembly Joint Resolution, memorializing Congress to enlarge the Dixie National Forest and create a game preserve therein. Clark County Delegation.....	315, 345, 362, 383, 384, 406, 442, 446, 485
26.....	Assembly Joint Resolution, memorializing Congress for the creation of a separate Railway Mail District to be located in the Federal Building at Reno, Nevada. Washoe County Delegation.....	320, 345, 352, 370, 423, 424, 485
27.....	Assembly Joint Resolution, memorializing the President of the United States to initiate and carry into effect a movement within his discretion to furnish new employment in the mines of the United States. All Delegations Constituting the Nevada Assembly.....	375, 379, 380, 388, 389, 397, 408, 485
28.....	Assembly Joint Resolution, memorializing the President and Congress of the United States to refrain from entering into any trade agreement with any other nation or country which would adversely affect the interests of the mining industry in the United States. Oldham.....	466, 469, 470, 471
1.....	Assembly Joint and Concurrent Resolution, ratifying a proposed amendment to the Constitution of the United States.....	5, 12, 13, 28, 33

INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS xxxvii

<i>No.</i>	<i>Title</i>	<i>Page</i>
1.....	Assembly Concurrent Resolution, proposing that for the purpose of expediting the business of the present session of the Legislature in the interest of economy, that it is the sense of the Assembly and the Senate that the people of the State of Nevada at large should be invited to make such requests for legislation as they may deem necessary or expedient, at the earliest possible moment, so that the business of the Thirty-seventh Session of the Nevada Legislature may be determined at the earliest possible moment; and that the Press of the State of Nevada be requested to make public the substance and purpose of this resolution. Hussman.....	25, 30
2.....	Assembly Concurrent Resolution, requesting the return of Assembly Bill No. 83 from the Governor. Washoe County Delegation.....	171, 176, 181
3.....	Assembly Concurrent Resolution, requesting the return from the Governor of the State of Nevada of Assembly Bill No. 53. Newton.....	181, 189
4.....	Assembly Concurrent Resolution, requesting the Governor of the State of Nevada to have prepared and delivered to the next ensuing Legislature of the State of Nevada a report under the provisions of an Act creating a State Survey Commission, approved March 26, 1923. Phillips.....	206, 211
5.....	Assembly Concurrent Resolution, requesting the return from the Governor of Assembly Bill No. 70. Renfro.....	234, 237, 241, 250, 256
6.....	Assembly Concurrent Resolution, requesting the return from the Governor of Assembly Bill No. 11. Goodwin.....	236, 245, 246, 249, 260, 299
7.....	Assembly Concurrent Resolution, requesting the return of Senate Bill No. 27 from the Governor. Hussman (by request).....	269, 290, 301
8.....	Assembly Concurrent Resolution, conveying thanks to the Lions Club of Carson City, Nevada, for courtesies extended to the members of the Legislature. Oldham.....	277, 290, 299
9.....	Assembly Concurrent Resolution, proposing the printing of a certain document designated as the "Lincoln County Flood Control Project," as a State document. Lincoln County Delegation.....	286, 299, 334, 348, 361
10.....	Assembly Concurrent Resolution, requesting the Governor to return Assembly Bill No. 30 to the Assembly for further consideration. Hussman.....	287, 290, 299
11.....	Assembly Concurrent Resolution, requesting the immediate construction of the "Broken Link" between Alamo and Caliente, in Lincoln County, Nevada. Lincoln, Clark, and White Pine County Delegations.....	332, 335, 336, 403, 427, 437
12.....	Assembly Concurrent Resolution, requesting the withdrawal from the Governor of Assembly Bill No. 90. Cooper.....	349, 355, 361, 373
13.....	Assembly Concurrent Resolution No. 13, directing the State Highway Engineer to proceed without delay to improve and construct a portion of the State highway on Route 11 between Weiland and Owyhee in Elko County, Nevada. Oldham.....	353, 413, 471, 476
14.....	Assembly Concurrent Resolution, requesting the return of Assembly Bill No. 181 from the Governor for further consideration. Henrichs.....	362, 369, 374, 396
15.....	Assembly Concurrent Resolution, requesting the return of Assembly Bill No. 218 from the Governor for further consideration. Sherwood.....	370, 374, 396
16.....	Assembly Concurrent Resolution, proposing the appointment of a legislative committee for the purpose of ironing out the controversy between the two branches of the Nevada Legislature. Hussman.....	469
17.....	Assembly Concurrent Resolution, directing the Secretary of State to procure materials for the Legislature. Noble.....	472, 473, 475, 482
1.....	Assembly Resolution, naming Harry Dunseath as the official bill drafter for the Thirty-seventh Session of the Nevada Assembly. Cooper.....	2, 5

xxxviii INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

<i>No.</i>	<i>Title</i>	<i>Page</i>
2....	Assembly Resolution, directing attention of the members of the Assembly to an address purporting to come from the American Bar Association relative to the proposed Child Labor Amendment.....	12
3....	Assembly Resolution, relative to allowing money for periodicals, stamps and stationery, and that the Chief Clerk have supervision of the mailing department.....	13, 14
4....	Assembly Resolution, relative to increasing the membership of the Committees on Education, Labor, and Ways and Means.....	14, 15
5....	Assembly Resolution, relative to payment of money to George H. Carter.....	22
6....	Assembly Resolution, regarding increasing the membership of Committee on Fish and Game.....	22, 23
7....	Assembly Resolution, regarding the employment of A. J. Maestretti, Washoe County Delegation.....	30
8....	Assembly Resolution, authorizing that one member of each of the Assembly standing committees be made the Secretary of such committee. Perry.....	32
9....	Assembly Resolution, relative to resolution of sympathy respecting Patrick McAuliffe of Esmeralda County. Hopkins.....	39
10....	Assembly Resolution, authorizing the State Controller to draw warrants on the Legislative Fund to various firms or persons named. Clark.....	52, 64, 69
11....	Assembly Resolution, amending the Assembly rule relative to the Assembly standing committees. Hussman.....	92
12....	Assembly Resolution, urging the Senate to reconsider its action on the Child Labor Amendment. Conwell.....	122
13....	Assembly Resolution, relative to the withdrawal of Senate Bill No. 26 for further consideration. Hussman.....	123
14....	Assembly Resolution, referring to Senate Resolution No. 2. Perry.....	198
15....	Assembly Resolution, relative to the drawing of warrants by the State Controller. Committee on Contingent Expenses.....	213, 218, 409
16....	Assembly Resolution, appointing Don E. Ashworth as an attaché from White Pine County. Grier.....	250
17....	Assembly Resolution, relative to modifying rule No. 38. Noble.....	299
18....	Assembly Resolution, relative to employing Irene Molini as typist and stenographic help. Rochon (by request).....	307
19....	Assembly Resolution, asking for reconsideration of motion to indefinitely postpone Senate Bill No. 105. Noble.....	393, 394
20....	Assembly Resolution, providing for a rescission of the action of the Assembly in indefinitely postponing Senate Bill No. 136. Goodwin.....	394
21....	Assembly Resolution, authorizing State Controller to draw warrants on Legislative Fund. Committee on Contingent Expenses and Accounts.....	409
22....	Assembly Resolution, authorizing the State Controller to draw warrants on the Legislative Fund. Committee on Contingent Expenses and Accounts.....	430
23....	Assembly Resolution, authorizing Chief Clerk of the Assembly to employ additional help. Oldham.....	430
24....	Assembly Resolution, directing State Controller to draw his warrant on the Legislative Fund.....	451
25....	Assembly Resolution, directing State Controller to pay attachés certain sums of money.....	481
26....	Assembly Resolution, authorizing State Controller to draw his warrants for members of the Thirty-seventh Session of Legislature.....	481

INDEX TO SENATE BILLS

(For titles to Senate Bills see Senate Journal)

No.	No.
1....4, 5.	79....234, 235, 388, 434, 465.
2....24, 46, 51, 53, 110, 117, 134.	81....287, 313, 327, 328.
4....180, 183, 185, 186, 230, 231, 232, 255, 284.	82....286, 288, 313, 328, 353.
5....55, 58, 82, 91, 127, 139.	83....286, 288, 313, 328, 353.
6....17, 18.	84....286, 288, 313, 328, 353.
7....392, 397, 409, 445, 462, 463.	85....286, 288, 313, 329, 353.
8....79, 81, 82, 84, 103, 121, 131, 134, 243.	86....286, 288, 313, 331, 353.
9....39, 99, 106.	87....210, 214, 235, 247.
10....95, 97, 235, 242.	88....373, 413, 438.
11....153, 363, 364, 369, 386, 415.	89....334, 374, 378, 448, 452, 472.
12....363, 364, 369, 386.	91....286, 288, 453, 461.
16....68, 69, 71, 74, 75, 97.	92....250, 253, 331, 353.
17....55, 58, 135, 145, 146, 155, 170.	93....250, 253, 331, 332, 348, 353.
19....55, 58, 71, 97.	94....308, 309, 373, 416, 423, 438.
21....197, 199, 414, 434, 435.	95....162, 173, 176, 177, 178, 189.
22....418, 419, 427, 431, 462.	98....305, 309, 368, 390, 427, 428, 429, 444, 462.
24....72, 73, 127, 139, 189.	99....348, 349.
26....72, 74, 84, 88, 106, 117, 119, 123, 135.	100....391.
27....95, 97, 104, 117, 180, 201, 245, 254, 335, 348, 356, 357.	101....261, 263, 293, 305.
28....74, 82, 91, 92, 104, 313.	102....430.
29....79, 81, 409, 446, 462.	103....392, 398, 414, 448.
31....374, 378, 404, 438.	105....333, 348, 349, 369, 384, 385, 393, 394, 444, 462.
32....80, 136, 374, 385, 400, 415.	106....389, 391.
33....131, 136, 374, 385, 386, 405, 411.	107....349, 431, 452, 453, 463, 473.
34....80, 136, 374, 385, 386, 415.	108....241, 245, 258, 348.
35....82, 418, 419, 431, 447.	110....388, 390, 391, 414, 432, 433, 465.
36....80, 136, 374, 385, 386, 415.	113....288, 293, 305, 320.
37....79, 80, 377, 404, 411.	114....473, 474.
38....261, 263, 347, 368.	119....374, 378, 396, 429, 441, 452, 455, 456, 473, 475.
39....66, 67.	125....231, 319, 347, 368.
40....464.	126....381.
41....210, 214, 271, 293, 308, 320.	129....348, 349, 390, 393.
43....121, 124, 125, 139, 140, 153.	130....407.
44....210, 214, 260, 282, 323, 334, 344, 452, 454, 473.	131....265, 267.
45....227, 228, 293, 305, 313, 320, 335, 376, 404, 405, 429, 430, 431.	132....389, 391, 473, 474, 475, 480.
46....286, 294, 323, 324, 344, 433.	133....374, 379, 387, 415.
47....261, 263, 324, 344.	135....391, 398.
48....250, 253, 438, 447.	136....334, 352, 368, 374, 444, 465.
49....150, 151, 173, 194, 217.	137....348, 349, 367, 384, 415.
50....197, 200, 255, 275, 282, 283, 308, 311.	138....334.
51....197, 200, 361, 384, 415.	140....389, 391, 448, 473.
52....155, 157, 249, 275, 276.	141....400, 402, 408, 414, 445, 446, 465.
53....121, 124.	142....400, 402, 431, 451.
54....150, 151, 186, 206.	144....406, 414, 424, 475.
55....150, 151, 249, 278, 279.	145....365, 414, 415.
56....373, 379, 473, 476, 477, 479, 481.	146....365, 392, 398, 413, 445.
57....354.	149....403, 423, 431, 462.
59....210, 214, 236, 242, 447, 455, 461, 463, 466.	150....233, 374, 379.
60....261, 263, 377, 407.	151....348, 349, 367, 384, 385, 415.
61....181, 183, 315, 327, 348, 353.	152....374, 379, 396, 416.
62....418, 419.	154....438, 439, 469, 470, 474.
63....227, 228, 324, 344, 346, 354, 362.	156....392, 398, 431, 451, 473.
65....197, 200, 313, 327, 353.	157....391, 398.
66....141, 143, 203, 209, 217, 218, 223, 224, 226, 227, 228, 229, 254.	159....374, 379.
67....234, 330, 335, 344, 345, 350, 351.	160....401, 403, 434, 444, 462.
68....334, 377, 411, 412, 438.	161....389, 391, 446, 447, 465, 473.
70....418, 419, 445, 454, 463, 473.	162....401, 403, 414, 449, 473.
71....406, 407, 414, 426, 427, 442.	163....389, 391, 462, 463, 464, 475.
74....392, 397.	164....431, 462, 464, 465, 475.
75....261, 263, 377, 412.	165....400, 402, 463, 464, 474.
76....197, 200, 395, 443.	166....418, 419, 447, 453, 454, 473, 475.
77....210, 214.	167....392, 398, 460, 461, 462, 480.
78....261, 263, 377, 412, 413, 438.	168....401, 403, 423, 450, 451, 473.
	171....400, 402, 427, 452.
	172....403, 423, 450, 463, 473.
	174....438, 439, 464.

<i>No.</i>	<i>No.</i>
176....432, 463, 465, 474.	187....438, 439, 440, 465.
177....378, 379, 474, 475.	188....443, 444, 446, 453, 473.
182....400, 402.	189....448, 449, 463, 473.
183....403, 404, 422, 449, 450, 473.	190....465, 467.
184....403.	191....467, 469, 470.
185....414, 415, 429, 442.	192....479, 480.
186....438, 439, 469, 470, 471, 474.	193....473.

Senate Resolutions and Memorials

<i>No.</i>	<i>No.</i>
1....S. J. R., 109, 113, 146, 170, 372.	17....51, 55, 63, 64, 422, 454, 455.
2....S. J. R., 44, 45, 48, 97, 268, 301, 302.	18....419, 422, 442, 455.
3....S. J. R., 377.	19....461, 470.
4....S. J. R., 406, 417, 426, 427.	20....475.
6....253, 257, 258.	2....S. C. R., 118, 167, 179, 193, 194, 216.
8....288.	3....S. C. R., 214, 233, 248.
11....365, 417.	4....S. C. R., 190, 191.
12....419.	5....S. C. R., 265, 266.
13....413, 438, 441.	6....S. C. R., 291, 314.
14....364, 373, 417.	7....S. C. R., 318, 321, 336.
15....370.	9....S. C. R., 414, 415.
16....378.	11....S. C. R., 473, 474, 475.

PERSONNEL OF NEVADA ASSEMBLY
Thirty-Seventh Session, 1935

MEMBERS

HON. WILLIAM KENNETT, *Speaker*; HON. JOHN W. OLDHAM, *Speaker pro tem.*

<i>Name</i>	<i>County</i>	<i>P. O. Address</i>
Lattin, Ralph.....	Churchill.....	Fallon
Noble, C. L.....	Churchill.....	Fallon
Arnold, L. R.....	Clark.....	Searchlight
Newton, R. J.....	Clark.....	129 N. Fourth Street, Las Vegas
Murphy, Ambrose.....	Clark.....	11th and Ogden Streets, Las Vegas
Cline, Patrick.....	Clark.....	3d and California Streets, Las Vegas
Hussman, George G.....	Douglas.....	Gardnerville
Glaser, Walter.....	Elko.....	Halleck
Riddell, James.....	Elko.....	Deeth
Oldham, John W.....	Elko.....	Elko
Bellinger, W. R.....	Elko.....	Elko
Hopkins, A. R.....	Esmeralda.....	Goldfield
Reynolds, J. R.....	Eureka.....	Eureka
Persson, Roy.....	Humboldt.....	Winnemucca
Wines, Mrs. Hazel.....	Humboldt.....	Winnemucca
Lauritzen, Ed.....	Lander.....	Battle Mountain
Stewart, Clair.....	Lincoln.....	Alamo
Fogliani, Jack.....	Lincoln.....	Ursine
Henrichs, Peter.....	Lyon.....	Yerington
Parker, George.....	Lyon.....	Yerington
Conwell, S. W.....	Mineral.....	Rawhide
Boak, C. C.....	Nye.....	Tonopah
Kennett, William.....	Nye.....	Tonopah
Perry, Charles R.....	Nye.....	Tonopah
Rochon, Jr., Joe.....	Ormsby.....	Carson City
Anker, Chester.....	Pershing.....	Lovelock
Young, Charles W.....	Storey.....	Virginia City
Goodwin, W. Holmes.....	Washoe.....	56½ Boyd Place, Reno
Jameson, Curry D.....	Washoe.....	220 Maple Street, Reno
Horgan, J. E.....	Washoe.....	357 Moran Street, Reno
Clark, Jas. D.....	Washoe.....	436 Ralston Street, Reno
Phillips, Fred.....	Washoe.....	105 Vine Street, Reno
Renfro, O. M.....	Washoe.....	920 Nixon Street, Reno
Gray, Harry.....	Washoe.....	846 B Street, Sparks
Shelly, Carl B.....	Washoe.....	530 Thirteenth Street, Sparks
Harriman, J. P.....	Washoe.....	Vya
Sherwood, John M.....	White Pine.....	McGill
Cooper, Joe S.....	White Pine.....	Ruth
Grier, Mrs. Glenn E.....	White Pine.....	Ely
Russell, Charles H.....	White Pine.....	Ely

OFFICERS AND ATTACHES

Leonard A. Wilson, Chief Clerk; Ned A. Turner, Assistant Chief Clerk; J. H. Malloy, Sergeant-at-Arms; C. A. Steele, Assistant Sergeant-at-Arms; Maxine Aljets, Mary Brackett, Alice Bradley, Ruth Brown, Edith Dean, Mrs. Gale, Louise Gastenaga, Alice Halley, Joe Hammond, Oma Harney, C. E. Horan, George Hunter, Gwendolyn Ingram, Julia Meade, Kathryn Monahan, Gilbert Moody, W. J. Nieley, Mrs. Peterson, J. Lewis Pulsipher, Velma Redden, Carol Stratton, Mrs. Marie Watkins, Lillian A. Zindars; Ray Wilson and Bill Brooks, Pages; Ralph Ottini and Paul F. Glanzmann, Porters.

**JOURNAL OF THE
PROCEEDINGS OF THE ASSEMBLY**

JOURNAL
OF THE
Assembly of the State of Nevada

THIRTY-SEVENTH SESSION

THE FIRST DAY

CARSON CITY (Monday), January 21, 1935.

Pursuant to the provisions of the Constitution and Statutes, the Assembly was called to order by Hon. W. G. Greathouse, Secretary of State, at 12 o'clock noon.

Prayer by Chaplain, Rev. James O'Grady.

Roll called, and the following answered to their names, the full membership being present:

Mr. Anker, Mr. Arnold, Mr. Bellinger, Mr. Boak, Mr. Carter, Mr. Clark, Mr. Cline, Mr. Conwell, Mr. Cooper, Mr. Fogliani, Mr. Glaser, Mr. Goodwin, Mr. Gray, Mrs. Grier, Mr. Harriman, Mr. Henrichs, Mr. Hopkins, Mr. Horgan, Mr. Hussman, Mr. Jameson, Mr. Kennett, Mr. Lattin, Mr. Lauritzen, Mr. Murphy, Mr. Newton, Mr. Noble, Mr. Oldham, Mr. Parker, Mr. Perry, Mr. Persson, Mr. Phillips, Mr. Renfro, Mr. Riddell, Mr. Rochon, Mr. Russell, Mr. Shelly, Mr. Sherwood, Mr. Stewart, Mrs. Wines, and Mr. Young.

Mr. Oldham nominated Mr. Kennett as permanent Speaker. Nomination seconded by Mr. Persson. Unanimously elected.

Mrs. Grier and Mrs. Wines were requested to escort the Speaker to the Chair.

Leonard Wilson was nominated permanent Chief Clerk by Mr. Murphy. Nomination was seconded by Mr. Conwell. Unanimously elected.

Mr. Fogliani nominated Mr. Turner as Assistant Chief Clerk. Nomination seconded by Mr. Goodwin. Unanimously elected.

Mr. Noble nominated Mr. Malloy as Sergeant-at-Arms. Unanimously elected.

Mr. Phillips nominated Mr. Steele as Assistant Sergeant-at-Arms. Nomination seconded by Mr. Renfro. Unanimously elected.

Mr. Persson nominated Mr. Oldham as Speaker pro tem. Nomination seconded by Mr. Hopkins. Unanimously elected.

The Speaker requested Mrs. Wines and Mrs. Grier to escort Chief Justice Ducker to the Assembly to swear in the officers of the Assembly.

The officers who were elected received the oath.

Roll call of attachés. Absent, Mr. Hammond.

The attachés appeared before the Assembly and received the oath.

Mr. Speaker appointed the following to the Press Table: E. T. Clyde, Carson City Daily Appeal and Carson City News; Ernest Foster, United Press Association; Frank Helmich, Reno Evening Gazette; Gale D. Wallace, United Press Association; Frank W. Parcher, Reno Evening Gazette; Charles E. Squires, Las Vegas Review-Journal.

A committee composed of Messrs. Noble, Cline, and Hussman were requested to inform the Senate that the Assembly had organized and was ready for business.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Cooper:

Resolution No. 1:

Resolved by the Assembly of the State of Nevada, That Harry Dunseath, a competent and suitable person, be and he hereby is employed as the official Bill Drafter of the Nevada Assembly for the Thirty-seventh Session of the Nevada Legislature, and that the said Harry Dunseath shall receive for such services the sum of ten dollars per day, to be paid out of the Legislative Fund of the State of Nevada.

A committee composed of Messrs. Goodwin, Oldham, and Riddell were requested to inform the Governor that the Assembly had organized and were ready for business.

Mr. Noble moved that the Assembly extend a vote of thanks to Chief Justice Ducker for his services. Duly seconded and carried.

The committee assigned to deliver the message to the Senate reported the message delivered.

At ease.

HOUSE IN SESSION

At 1 p. m.

Message received from the Senate stating the Senators are organized and ready for business.

Mr. Goodwin reported that Governor Kirman would submit his message to the Assembly tomorrow or next day.

Mr. Noble moved that the Assembly recess until 3 p. m. Motion seconded by Mr. Jameson.

Carried.

HOUSE IN SESSION

At 3 p. m.

All present except Mr. Henrichs, who was excused.

Hon. W. G. Greathouse, Secretary of State, delivered message from his office.

Mr. Speaker stated that he will appoint a committee to examine and report on the contents of the package delivered to the Assembly by Mr. Greathouse, said committee to report on Wednesday next at 2 p. m.

Mr. Carter moved that the matter be referred to the Committee on Elections.

In accordance with permission of the Assembly, Mr. John F. Kunz, attorney for the contestant, Mr. Reynolds, and Mr. A. J. Maestretti, attorney for Mr. Carter, were accorded the privilege of the floor of the Assembly.

Mr. Kunz requested that the Speaker be instructed to open the package delivered by Mr. Greathouse, and that the affidavits therein be read to the Assembly in order that they might become acquainted with the contents.

Mr. Carter advised that his attorney, Mr. Maestretti, was not present. Remarks by Mr. J. Kunz and Mr. Carter.

Mr. Stewart moved that the Speaker be instructed to open package and the records therein read to the Assembly.

A message was delivered from the Senate asking if the Assembly would care to meet with them in Joint Session tomorrow afternoon at 1:30 o'clock to hear the Governor's message.

A motion was made by Mr. Goodwin and seconded by Mr. Jameson that the invitation be accepted.

Carried.

Mr. Hussman moved that the Assembly resolve itself into a Committee of the Whole for consideration of the Reynolds v. Carter case.

Carried.

Mr. Speaker appointed Messrs. Fogliani, Henrichs, Lattin, Newton, and Rochon on the Committee on Elections.

Mr. Hussman moved that Ormsby County Delegation be appointed a committee to wait on the clergy of this city.

Motion duly seconded and carried.

Mr. Noble moved that when the Assembly adjourns that it adjourn out of respect to our late Governor.

Motion duly seconded and carried.

Mr. Noble moved that the Assembly adjourn until Tuesday, January 22, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE SECOND DAY

CARSON CITY (Tuesday), January 22, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. James O'Grady.

Message delivered from the Senate.

Mr. Fogliani requested that the Committee on Elections be excused in order that they might hold a meeting.

Request granted.

Mr. Persson moved that reading of the Journal be dispensed with, and that the minutes be approved by the Speaker and Chief Clerk.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 1, which has this day been declared an emergency measure under the Constitution, placed on third reading and final passage, and passed, as amended, by the following vote: Yeas, 14; nays, 3. Amend lines 6 and 7 of section 1 by striking the words and figures "sixty thousand (\$60,000)" and substituting therefor the words and figures "forty thousand (\$40,000)."

Also, Senate Concurrent Resolution No. 1, which was adopted by the following vote: Yeas, 14; nays, 3.

EDWARD C. DUCKER, JR.

Secretary of the Senate.

INTRODUCTION AND FIRST READING

Mr. Boak moved that action on bill be deferred until after appointment of committees.

Carried.

Mr. Noble moved that the motion be amended to read that these measures be considered emergency measures, that they be considered engrossed, and be placed on general file for third reading and final passage.

Remarks by Messrs. Hussman, Noble, Horgan, Gray, and Perry.

Mr. Noble moved that Assembly rescind action on Mr. Boak's motion.

Carried.

Mr. Noble moved that these measures be considered emergency measures, that they be considered engrossed, and be placed on general file for third reading and final passage.

Carried.

Mr. Persson moved that Assembly recess for thirty minutes.

Carried.

HOUSE IN SESSION

At 11 a. m.
Mr. Speaker in the Chair.
Quorum present.

The Speaker appointed Messrs. Oldham and Lattin, and Mrs. Wines to act on Credentials Committee.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Joint and Concurrent Resolution No. 1, ratifying a proposed amendment to the Constitution of the United States.

WHEREAS, Both Houses of the Fifty-eighth Congress of the United States of America by constitutional majority of two-thirds thereof made the following proposition to amend the Constitution of the United States of America in the following words, to wit:

Joint Resolution proposing an amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United States of America, in Congress assembled (two thirds of each house concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the Legislatures of three fourths of the several States, shall be valid to all intents and purposes as part of the Constitution:

ARTICLE

SECTION 1. The Congress shall have power to limit, regulate and prohibit the labor of persons under eighteen (18) years of age.

SEC. 2. The power of the several States is unimpaired by this article, except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by Congress.

Therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the said proposed amendment to the Constitution of the United States be and the same is hereby ratified by the Legislature of the State of Nevada. That certified copies of this preamble and joint and concurrent resolution be forwarded by the Governor of this State to the President of the United States, to the presiding officer of the United States Senate, and to the Speaker of the House of Representatives of the United States.

Mr. Noble moved that all rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to the Committee on Labor.

Carried.

Mr. Noble moved that Resolution No. 1 be made special order of business for tomorrow at 11 a. m.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 1.

Roll Call on Senate Bill No. 1:

YEAS—Anker, Arnold, Boak, Carter, Clark, Cline, Conwell, Glaser, Gray, Grier, Harriman, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—30.

NAYS—Cooper, Goodwin, and Hopkins—3.

Absent—Bellinger, Fogliani, Henrichs, Newton, and Rochon—5.

Not voting—Lattin and Mr. Speaker—2.

Mr. Jameson moved that the rules of the Thirty-sixth Session of the

Legislature be adopted as the rules of the Thirty-seventh Session, with the exception of Rule No. 69.

Mr. Hussman moved the Clerk be authorized to make all corrections.
Carried.

Mr. Boak moved to amend rules, and that the Committee on Mines and Mining be changed from five to seven members.

Mr. Sherwood moved to amend rules, and that Committee on Federal Relations, consisting of five members, be changed to seven.

Remarks by Messrs. Boak, Hopkins, and Noble.

Mr. Noble moved to amend rules, and that a Committee on Insurance be appointed consisting of three members.

Remarks by Mr. Sherwood and Mr. Perry.

Mr. Jameson's motion, with amendments, carried.

STANDING COMMITTEES

The Standing Committees of the House shall be as follows :

1. A Committee on Elections, to consist of five members.
2. A Committee on Corporations and Railroads, to consist of five members.
3. A Committee on Public Printing, to consist of three members.
4. A Committee on Ways and Means, to consist of seven members.
5. A Committee on Claims, to consist of five members.
6. A Committee on Judiciary, to consist of seven members.
7. A Committee on Military and Indian Affairs, to consist of five members.
8. A Committee on Counties and County Boundaries, to consist of five members.
9. A Committee on Trade and Manufactures, to consist of five members.
10. A Committee on Education, to consist of five members.
11. A Committee on Agriculture, to consist of five members.
12. A Committee on Internal Improvements, to consist of five members.
13. A Committee on State Institutions, to consist of five members.
14. A Committee on Contingent Expenses and Accounts, to consist of five members.
15. A Committee on Mines and Mining Interests, to consist of seven members.
16. A Committee on Federal Relations, to consist of seven members.
17. A Committee on Engrossment, to consist of three members.
18. A Committee on Enrollment, to consist of three members.
19. A Committee on Mileage, to consist of three members.
20. A Committee on Public Morals, to consist of five members.
21. A Committee on State Library, to consist of three members.
22. A Committee on Public Lands, to consist of five members.
23. A Committee on State Prison and Insane Asylum, to consist of five members.
24. A Committee on Labor, to consist of five members.
25. A Committee on Roads and Highways, to consist of seven members.
26. A Committee on Banks and Banking, to consist of seven members.
27. A Committee on Fish and Game, to consist of five members.
28. A Committee on Irrigation, to consist of five members.
29. A Committee on Livestock, to consist of seven members.
30. A Committee on Building and Construction, to consist of five members.
31. A Committee on Insurance, to consist of three members.

IN JOINT SESSION

Mr. Noble moved that the Assembly adjourn until 1:30 p. m.

Mr. Boak moved to amend, and that the Assembly adjourn until 1:25 p. m.

Motion, as amended, carried.

HOUSE IN SESSION

At 1:25 p. m.

Mr. Speaker in the Chair.

Quorum present.

At 1:30 p. m.

The members of the Senate appeared at the bar of the Assembly, were welcomed by the Speaker, and invited to take seats with the members of the Assembly. The President of the Senate was escorted to the Speaker's chair to preside over the Joint Session. The President pro tem of the Senate was invited to a seat beside the Speaker.

Roll call of the Senate by the Secretary of the Senate.

All members of the Senate were present.

Roll call of the Assembly by the Chief Clerk.

All members of the Assembly were present with the exception of Mr. Bellinger, who was excused.

Sergeant-at-Arms presented message from Governor.

Governor Kirman's message read by the Chief Clerk of the Assembly and the Secretary of the Senate.

Senator Robbins moved that the Senate and Assembly in Joint Session extend a vote of thanks to Governor Kirman for his message.

Carried.

Senator Robbins moved, duly seconded, that a copy of the Governor's message be filed with the Secretary of the Senate and Chief Clerk of the Assembly.

Carried.

Senator Robbins moved, duly seconded, that the Joint Session arise and dissolve.

Carried.

HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGE FROM SECRETARY OF STATE

CARSON CITY, January 22, 1935.

To the Honorable the Assembly:

I have the honor to transmit herewith this date to your honorable body, Assembly Joint Resolution No. 21, relative to amending section 14, article V, of the Constitution of the State of Nevada.

Also, to transmit herewith this date to your honorable body, vetoed Assembly Bill No. 302 of the Thirty-sixth Session of the Legislature of the State of Nevada for your consideration.

Also, to transmit herewith this date to your honorable body, Assembly Joint Resolution No. 26, relative to amending section 3, article I, of the Constitution of the State of Nevada.

Yours very truly,

W. G. GREATHOUSE,
Secretary of State.

VETO MESSAGE OF THE GOVERNOR

Assembly Bill No. 302 of the Thirty-sixth Session was read in full, with the veto message which was as follows:

CARSON CITY, March 28, 1933.

HON. W. G. GREATHOUSE, *Secretary of State, Carson City, Nevada.*

SIR: You will find attached hereto, without my signature of approval, Assembly Bill No. 302, introduced by the White Pine Delegation on March 10, 1933, being an Act entitled "An Act to amend an Act entitled 'An Act providing for the incorporation of cities, their classification, the establishment and alteration of their boundaries, the government and disincorporation thereof, and repealing all Acts and parts of Acts in conflict therewith,' approved March 27, 1907, as amended," which is transmitted to you for filing within the constitutional time limit for action by the Chief Executive.

This Act attempts to amend section 28 of the above-entitled Act, being section 1128 Nevada Compiled Laws 1929, in the following particular:

This Act attempts to amend paragraph 10 of section 28 by inserting the word "and" between the words "hawkers" and "peddlers," and in the same sentence eliminates the three words "of this State."

The effect of this amendment would be to authorize City Councils to fix, impose and collect a license tax on, regulate, prohibit or suppress all tippling houses, dram shops, saloons, bars, barrooms, raffles, hawkers, and peddlers, except those dealing in their own agricultural products, and by the elimination of the three words "of this State," would make it impossible to regulate the importation and sale into this State of any agricultural products grown without the State, thus bringing foreign peddlers and venders into direct competition with citizens of the State of Nevada.

There seems to be no valid reason for the attempted amendment taking from City Councils the authority to regulate the several classes of occupations, professions and business enumerated therein, and I therefore return this Act to you without my approval, leaving the present law in existence which authorizes the City Councils to protect their own cities from competition by traveling venders.

Respectfully submitted,

F. B. BALZAR,
Governor of Nevada.

Mr. Hussman moved, duly seconded that the veto message of the Governor be laid over until Thursday, this week, at 2 p. m.

Carried.

Mr. Speaker stated that if there were no objections Assembly Joint Resolution No. 21 and Assembly Joint Resolution No. 26 would be referred to the Judiciary Committee.

Mr. Hussman moved that the old-age pension initiative petition be referred to the Ways and Means Committee, when appointed.

Carried.

The Speaker announced the following Assembly Standing Committees, the first-named member of each committee being the chairman:

CORPORATIONS AND RAILROADS

Messrs. Sherwood, Gray, Perry, Shelly, and Young.

PUBLIC PRINTING

Mr. Hopkins, Mrs. Grier, and Mr. Russell.

WAYS AND MEANS

Messrs. Newton, Parker, Horgan, Noble, Riddell, Hussman, and Persson.

CLAIMS

Mesdames, Wines, Grier, Messrs. Lattin, Carter, and Lauritzen.

JUDICIARY

Messrs. Goodwin, Gray, Oldham, Fogliani, Boak, Anker, and Stewart.

EDUCATION

Messrs. Horgan, Newton, Conwell, Russell, and Mrs. Grier.

AGRICULTURE

Messrs. Noble, Parker, Anker, Glaser, and Stewart.

INTERNAL IMPROVEMENTS

Messrs. Jameson, Russell, Bellinger, Boak, and Mrs. Wines.

STATE INSTITUTIONS

Messrs. Cooper, Jameson, Henrichs, Oldham, and Lauritzen.

FEDERAL RELATIONS

Messrs. Murphy, Perry, Goodwin, Newton, Oldham, Sherwood, and Stewart.

ENGROSSMENT

Mr. Hopkins, Mrs. Wines, and Mr. Carter. *Amended*

ENROLLMENT

Mrs. Wines, Messrs. Hopkins, and Conwell.

MILEAGE

Mr. Cline, Mrs. Grier, and Mr. Boak.

PUBLIC MORALS

Messrs. Rochon, Riddell, Cline, Boak, and Clark.

STATE LIBRARY

Messrs. Rochon, Cline, and Lattin.

PUBLIC LANDS

Messrs. Perry, Harriman, Renfro, Lauritzen, and Glaser.

STATE PRISON AND HOSPITAL FOR MENTAL DISEASES

Messrs. Horgan, Persson, Arnold, Russell, and Henrichs.

LABOR

Messrs. Arnold, Gray, Sherwood, Fogliani, and Young.

ROADS AND HIGHWAYS

Messrs. Cline, Young, Riddell, Boak, Lauritzen, Stewart, and Sherwood.

BUILDING AND CONSTRUCTION

Messrs. Jameson, Cline, Hussman, Noble, and Henrichs.

Mr. Noble moved that the Assembly adjourn until 10 a. m. Wednesday, January 23, 1935.

Carried.

Approved:

WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE THIRD DAY

CARSON CITY (Wednesday), January 23, 1935.

Assembly called to order at 10:02 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. James O'Grady.

On motion of Mr. Persson, the reading of the minutes was dispensed with, and the Chief Clerk and Speaker were authorized to make any necessary corrections.

REPORTS OF COMMITTEES

Mr. Boak asked for further time to prepare his minority report on mileage.

Request granted.

Chief Clerk read report by Mr. Cline from the Mileage Committee:

Mr. Speaker:

Your Committee on Mileage begs leave to report that the following distances and amounts are correct for each member, as based on the amounts allowed by the Session of 1933, and recorded in the Journal of the Thirty-sixth Session:

<i>Churchill County</i>		
Ralph Lattin.....	198 miles	\$19.80
Charles Noble.....	198 miles	19.80
<i>Clark County</i>		
Dick Arnold.....	2,248 miles	224.80
R. S. Newton.....	2,148 miles	214.80
Ambrose Murphy.....	2,148 miles	214.80
Patrick Cline.....	2,148 miles	214.80
<i>Douglas County</i>		
George H. Hussman.....	38 miles	3.80
<i>Elko County</i>		
Walter Glaser.....	762 miles	76.20
James Riddell.....	754 miles	75.40
John W. Oldham.....	68.80
W. R. Bellinger.....	68.80
<i>Esméralda County</i>		
A. R. Hopkins.....	630 miles	63.00
<i>Eureka County</i>		
George H. Carter.....	798 miles	79.80
<i>Humboldt County</i>		
Roy Persson.....	408 miles	40.80
Mrs. Hazel Wines.....	408 miles	40.80
<i>Lander County</i>		
Ed. Lauritzen.....	712 miles	71.20

<i>Lincoln County</i>		
Clair Stewart.....	2,031 miles	203.10
Jack Fogliani.....	1,910 miles	191.00
<i>Lyon County</i>		
Peter Henrichs.....	254 miles	25.40
George Parker.....	254 miles	25.40
<i>Mineral County</i>		
S. W. Conwell.....	410 miles	41.00
<i>Nye County</i>		
C. C. Boak.....	570 miles	57.00
William Kennett.....	570 miles	57.00
Charles Perry.....	570 miles	57.00
<i>Ormsby County</i>		
Joe Rochon, Jr.....	2 miles	.20
<i>Pershing County</i>		
Chester Anker.....	276 miles	27.60
<i>Storey County</i>		
Charles W. Young.....	42 miles	4.20
<i>Washoe County</i>		
W. Holmes Goodwin.....	62 miles	6.20
Curry Jameson.....	62 miles	6.20
J. E. Horgan.....	62 miles	6.20
James D. Clark.....	62 miles	6.20
Fred Phillips.....	62 miles	6.20
O. M. Renfro.....	62 miles	6.20
Harry Gray.....	68 miles	6.80
Carl B. Shelly.....	68 miles	6.80
J. P. Harriman.....	598 miles	59.80
<i>White Pine County</i>		
John M. Sherwood.....	1,130 miles	113.00
Joe S. Cooper.....	1,158 miles	115.80
Mrs. Glenn E. Grier.....	1,144 miles	114.40
Charles H. Russell.....	1,144 miles	114.40

PATRICK CLINE,
MRS. GLENN E. GRIER.

Mr. Rochon reported the Ormsby County Delegation had made the necessary arrangements with the clergy of Carson City.

COMMUNICATIONS FROM STATE OFFICERS

The following letter was received from the Governor's office:

RENO, NEVADA, January 23, 1935.

Hon. Richard Kirman, Governor of Nevada, Carson City.

MY DEAR GOVERNOR: I am holding a State grazing meeting for Nevada on January 24 at Reno, as you probably know. It seems to me that this meeting will have to pass on principles, which I will try to explain, pertaining to the operation of the Taylor Grazing Act, and that they are so vitally important to your State that it would be of the greatest common benefit if you and as many of the legislators as could possibly get away could attend this meeting.

At each of the meetings the stockmen have elected State Grazing Committees, whose duties cover not only the matter of cooperating with the Federal authorities in the carrying out of this Act in their State but also dovetail in

with a great deal of State legislation already enacted, and some which it seems to me is very necessary to have enacted in the near future.

As a meeting scheduled for Phoenix, Arizona, makes it imperative for me to leave the next day after the meeting at Reno, I will not be able to get down to Carson City to see you as I would very much like to do, hence I am writing this note and with it my strong personal desire to have the pleasure of meeting you and talking with you.

Very truly yours,

F. R. CARPENTER,
Director.

Remarks by Mr. Henrichs.

Mr. Henrichs moved that the letter be returned to the Governor's office.

Carried.

Mr. Henrichs moved that the special order of business scheduled for Thursday be vacated and postponed until Friday at 2 p. m.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Resolution No. 2:

WHEREAS, There has been directed to the attention of the members of this Assembly an address purporting to come from the American Bar Association in opposition to the proposed Child Labor Amendment, in which there are arguments and contentions which are not in harmony with the views of the people of this State respecting that subject; now, therefore, be it

Resolved by the Assembly of the State of Nevada. That this Assembly is not in accord with the statements and arguments advanced in said address, and that we wish by this means to express our disapproval of said address; and be it further

Resolved. That a copy of this resolution, duly certified by the Speaker of this Assembly and the Chief Clerk, be addressed to the American Bar Association, 1140 North Dearborn Street, Chicago, Illinois.

Mr. Phillips moved adoption of the resolution as read.

Carried.

Mr. Horgan requested that his name be withdrawn from Joint and Concurrent Resolution No. 1, which was sponsored by the Washoe County Delegation.

Mr. Hopkins moved that Mr. Horgan's request be granted.

Carried.

Assembly recessed at 10:30 a. m.

HOUSE IN SESSION

At 11 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed Mr. Cooper as a committee of one to attend to the betterment of the acoustics in the Assembly room.

SPECIAL ORDER

Senate Concurrent Resolution No. 1.

Remarks by Messrs. Hussman, Phillips, and Parker.

Mr. Parker moved that action on the resolution be postponed indefinitely.

Roll call on motion to postpone:

YEAS—Anker, Arnold, Boak, Carter, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Harriman, Hopkins, Jameson, Lauritzen, Murphy, Newton, Parker, Perry, Rochon, Sherwood, Stewart, Wines, and Young—25.

NAYS—Glaser, Henrichs, Horgan, Hussman, Lattin, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Russell, and Shelly—13.

Absent—Bellinger.

Not voting—Mr. Speaker.

Motion carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Credentials has examined the credentials of all elected Assemblymen, and find the same to be legal and in accordance with the requirements of law.

JOHN W. OLDHAM, *Chairman.*

Mr. Lattin moved that report of Credentials Committee be accepted.
Carried.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Joint and Concurrent Resolution No. 1, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Fogliani moved that inasmuch as the minority report was not ready, same be left out.

Mr. Boak rose to point of order, and asked that he be granted further time in order that he may prepare his report in an orderly manner.

COMMUNICATIONS FROM STATE OFFICERS

January 23, 1935.

The Honorable the Assembly, Thirty-seventh Session, Carson City, Nevada.

GENTLEMEN: This acknowledges certification of the list of attachés appointed by your body to date, and their compensation. In connection therewith it is to be noted that you certify the pay of the two porters at \$4 per day. As it now stands my office will have to comply with the statute which fixes the pay of porters at \$3 per day. For reference, see chapter 3, section 3, of the 1931 session, which you will find on page 2.

If it is your desire to pay at a greater rate than is stipulated in the above-named Act, it will be necessary for this Legislature to enact a statute fixing the pay of porters at a greater sum than is now specified.

I trust you may give this matter your early attention, and in case of change make a new certification should there be any change; that is to say, so far as this applies to this particular class of attachés.

Respectfully submitted,

HENRY C. SCHMIDT,
State Controller.

Remarks by Mr. Noble.

Mr. Noble requested that Assembly revert back to Order of Business No. 8.

Granted.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Resolution No. 3:

Resolved by the Assembly of the State of Nevada. That the sum to be allowed each member of the Assembly for periodicals, stamps and stationery,

as provided by law, be the sum of twenty (\$20) dollars, and the same be certified by the Speaker and Chief Clerk to the State Controller; and be it further

Resolved, That the Chief Clerk shall have supervision of the mailing department, levy necessary assessments on members from time to time to pay necessary postage for their personal mailing lists, collect said assessments, and purchase necessary stamps and deliver same to mailing clerk; and be it further

Resolved, That all bills shall be mailed out daily.

Mr. Noble moved that Resolution No. 3 be adopted.

Carried.

Assembly Resolution No. 4:

WHEREAS, It is desirable for the more convenient conducting of legislative affairs that the members of the Committees of Education, Labor, and Ways and Means be increased; now, therefore, be it

Resolved, That the membership of the Committee on Education be increased from five to seven members, the Committee on Labor be increased from five to seven, and the Committee on Ways and Means be increased from seven to nine.

Mr. Hussman moved that Resolution No. 4 be referred to Ways and Means Committee.

Carried.

On motion by Mr. Cooper, the Sergeant-at-Arms was granted authority to rent post-office box and distribute mail to the Assemblymen's desks.

Mr. Noble moved that the Assembly recess until 1 p. m.

Carried.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Minority report of Committee on Mileage:

Mr. Speaker:

I beg leave to submit the following minority report of the Committee on Mileage, as follows:

<i>Name of Assemblyman</i>	<i>Miles Traveled to Carson City</i>	<i>Gross Total Amount</i>
Ralph Lattin, Fallon.....	94	\$18.80
C. L. Noble, Fallon.....	99	19.80
L. R. Arnold, Searchlight.....	540	108.00
R. J. Newton, Las Vegas.....	480	96.00
Ambrose Murphy, Las Vegas.....	480	96.00
Patrick Cline, Las Vegas.....	480	96.00
George G. Hussman, Gardnerville.....	19	3.80
Walter Glaser, Halleck.....	356	71.20
James Riddell, Deeth.....	344	68.80
John W. Oldham, Elko.....	324	64.80
W. R. Bellinger, Elko.....	324	64.80
A. R. Hopkins, Goldfield.....	315	62.10
George H. Carter, Eureka.....	276	35.20
Roy Persson, Winnemucca.....	204	40.80
Mrs. Hazel Wines, Winnemucca.....	204	40.80
Ed Lauritzen, Battle Mountain.....	250	50.00
Clair Stewart, Alamo.....	541	108.20

<i>Name of Assemblyman</i>	<i>Miles Traveled to Carson City</i>	<i>Gross Total Amount</i>
Jack Fogliani, Ursine.....	474	94.80
Peter Henrichs, Yerington.....	73	14.60
George Parker, Yerington.....	73	14.60
S. W. Conwell, Rawhide.....	127	25.40
C. C. Boak, Tonopah.....	285	57.00
William Kennett, Tonopah.....	285	57.00
Charles R. Perry, Tonopah.....	285	57.00
Joe Rochon, Jr., Carson City.....	1	.20
Chester Anker, Lovelock.....	139	27.80
Charles W. Young, Virginia City.....	21	4.20
W. Holmes Goodwin, Reno.....	31	6.20
Curry D. Jameson, Reno.....	31	6.20
J. E. Horgan, Reno.....	31	6.20
James D. Clark, Reno.....	31	6.20
Fred Phillips, Reno.....	31	6.20
O. M. Renfro, Reno.....	31	6.20
Harry Gray, Sparks.....	34	6.80
Carl B. Shelly, Sparks.....	34	6.80
J. P. Harriman, Vya.....	294	58.80
John M. Sherwood, McGill.....	409	81.80
Joe S. Cooper, Ruth.....	393	78.60
Mrs. Glenn E. Grier, Ely.....	397	79.40
Charles H. Russell, Ely.....	397	79.40

Respectfully submitted,

C. C. BOAK.

Mr. Boak moved for the substitution of the minority report in place of the majority report on mileage allowance.

Remarks by Messrs. Boak, Cline, and Arnold.

Roll call requested.

Mr. Phillips asked for further explanation of motion.

Mr. Boak rose to point of order, stating the question is before the House, and should be voted on or overruled.

Roll call on motion to adopt minority report:

YEAS—Anker, Boak, Goodwin, Henrichs, Horgan, Hussman, Jameson, Lattin, Newton, Noble, Oldham, and Young—12.

NAYS—Arnold, Bellinger, Carter, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Lauritzen, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—26.

Absent—Mr. Murphy.

Not voting—Mr. Speaker.

Motion lost.

Mr. Cline moved that the majority report be adopted, seconded by Mr. Boak.

Carried.

Mr. Fogliani asked that the Committee on Elections be excused until 2 p. m.

Granted.

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Resolution No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it be passed, with the following amendment: That the

words "the Committee on Ways and Means be increased from seven to nine." be stricken from the resolution.

R. J. NEWTON, *Chairman*.

Mr. Newton moved that the report of the Committee on Ways and Means be adopted.

Carried.

Mr. Clark gave notice that he was going to introduce a resolution increasing members of Fish and Game Committee from five to seven.

INTRODUCTION AND FIRST READING

By Mr. Boak :

Assembly Bill No. 1—An Act to amend an Act entitled "An Act to amend 'An Act to promote uniformity in accounting of County Treasurers and County Auditors and providing a penalty for the violation of same,' approved March 28, 1919, as amended," approved March 10, 1933, by adding thereto an additional section.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Remarks by Messrs. Perry and Boak.

Motion carried.

Recess at 1:40 p. m.

HOUSE IN SESSION

At 2 p. m.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Fogliani presented report of Committee on Elections.

Mr. Hussman moved that the Assembly dissolve itself into a Committee of the Whole to consider contest of election between Mr. Reynolds and Mr. Carter.

Carried.

Mr. Speaker appointed Mr. Noble Chairman of the Committee of the Whole.

Mr. Noble takes Chair.

COMMITTEE OF THE WHOLE

At 4:07 p. m.

Mr. Hussman moved that when the Committee of the Whole arises it adopt Report No. 2, and the matter be given to the Assembly for consideration after the Committee of the Whole is dissolved.

Motion carried.

HOUSE IN SESSION

At 4:10 p. m.

Mr. Speaker in the Chair.

REPORT OF COMMITTEE OF THE WHOLE

Mr. Speaker:

Your Committee of the Whole has had the matter of the contest of Reynolds v. Carter under consideration, and recommends the adoption of Report No. 2.

C. L. NOBLE, *Chairman*.

Mr. Noble moved adoption of Report No. 2.

Motion carried.

REPORTS OF COMMITTEES

To the Speaker of the Assembly:

We, the Committee of the Whole, who have had under consideration the matter of the contest for a seat in this Assembly between J. R. Nolan Reynolds and George H. Carter, beg leave to report as follows:

That the contestant and contestee have both appeared before this Committee, by their respective counsel, and have presented proofs and arguments in relation thereto, and after fully considering the entire matter we recommend that the fourteen absent voters' ballots be counted, and accorded to the contestant or contestee as the voter has indicated in each ballot, and that the votes accorded to the respective parties be added to the vote given said persons heretofore, and that the total vote of each be counted for the respective parties, and upon determining therefrom which of said parties has received the majority of votes cast, the person so receiving such majority shall be declared entitled to the seat of Assemblyman from Eureka County, Nevada, to serve during the Thirty-seventh Session.

C. L. NOBLE, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 6, which has this day been declared an emergency measure under the Constitution, placed on third reading and final passage, and passed by the following vote: Yeas, 16; nays, none; not voting, 1.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 6.

Mr. Hussman moved that the bill be declared an emergency measure under the Constitution, bill be read second time, and that the bill be placed on general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 6.

Bill read third time.

Remarks by Messrs. Stewart, Henrichs, Parker, Perry, Cooper, and Noble.

Roll call on Senate Bill No. 6:

YEAS—Anker, Arnold, Bellinger, Boak, Carter, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 6 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

We, the undersigned, your Committee on Elections, have the honor herewith to present to this Honorable Assembly our Findings, Report and Recommendation in the matter of the election contest between J. R. (Nolan) Reynolds, contestant, and George H. Carter, contestee, for the office of Assemblyman from Eureka County. We make this report and recommendation after a careful and exhaustive perusal of the depositions and all of the exhibits and evidence appertaining to this contest on file in the office of the Secretary of State:

FINDINGS

I

We find that, pursuant to article IV, section 6, of the Nevada State Constitution, it is the right and duty of this Assembly to judge of the qualifications, elections, and rights of its own members.

II

That no court in this State has any right or jurisdiction to hear and determine an election contest case for the office of Senator or Assemblyman, and that this duty devolves solely and exclusively upon this Assembly when the contestant presents his case hereto strictly in compliance with sections 2521 to 2525, both inclusive, Nevada Compiled Laws 1929; this is the holding of the Nevada Supreme Court in the case of Garrard v. Gallagher, reported in volume 11 of the Nevada Reports, page 382.

III

That the record shows that the contestant, J. R. (Nolan) Reynolds, has complied strictly with the said sections 2521 to 2525, both inclusive, N. C. L. 1929, and, therefore, this Assembly has absolute, complete, and exclusive jurisdiction to determine the rights of the parties to this contest, and to seat the party this Assembly declares duly elected.

IV

That the case to be determined by this Assembly is, whether fourteen absent ballots cast at the Eureka voting precinct, in Eureka County, Nevada, pursuant to the absent voter laws of this State, should be counted, or whether the challenge made to same by one Herbert Burdick of Eureka County, and sustained by the Eureka Inspectors of Election, should be sustained by this body, and the said ballots rejected.

V

We find that the only law of Nevada relative to the right of any elector to challenge a ballot is contained in section 2382 N. C. L. 1929, and that a cursory examination thereof is sufficient to convince this committee that it does not, and could not, apply to the challenging of a vote or votes cast pursuant to the absent voters law.

VI

That the only law applicable to absent ballots is found in sections 2553 to 2560, both inclusive, N. C. L. 1929. That this law does not give any person, or elector, at any time or place, the right to challenge an elector's vote cast by absent ballot, but in lieu of such right of challenge the law provides by section 2555 N. C. L. 1929, a check upon the absentee's right to vote. That said section makes it mandatory that the County Clerk, upon receiving a request from an elector for an absent ballot, determine whether the applicant therefor is entitled to vote at the election, and, if so, to mail a ballot to the applicant as requested. That by this section it is made the duty of the County Clerk (and not the election board) to determine the right of the absentee to cast his ballot. That there is nothing in the record to show that the County Clerk did not perform this duty, and determine that the voters in question were legally

entitled to vote in the Nevada election before mailing the questioned absent ballots as requested, and as required by law, or that he was otherwise derelict in his duties in relation thereto. We are therefore required by law to presume that the said County Clerk regularly performed his duty in this connection, and made the necessary investigation, and determined that the said absentees had the right to vote prior to mailing the respective ballots.

VII

That the County Clerk having passed upon the right of the electors to vote, prior to mailing the absent ballots, it then became the mandatory duty of the election board to proceed to deposit said ballots in the ballot box in the manner set forth in section 2561 N. C. L. 1929.

VIII

That all of the persons who voted the said absent ballots were duly registered in the Eureka voting precinct of Eureka County, Nevada, and that each of their affidavits on the registration cards and on the carrier envelopes as well, state under oath that the said absentees had resided in the State of Nevada, county of Eureka, and in the Eureka voting precinct, for the time required by law to entitle them to vote therein, and, in many of the cases the said absentee had, in fact, shown by the registration cards that he had resided in the county and precinct more than the legally required time and in the State for many years. That there is no evidence in the depositions on record that a legal attempt was made by the challenger, Herbert Burdick, to the election board, by affidavit or deposition, to contradict the said sworn affidavits of the absentees on the registration cards, or on the carrier envelopes. That the signatures on the registration cards correspond to and are the same as those on the carrier envelopes, and that the electors who cast the said absent ballots were and are legally entitled to do so. That the only irregularity committed in the Eureka voting precinct, in this connection, as disclosed by the record before us, was the illegal and unlawful challenge interposed thereto by the said Herbert Burdick, and the allowance thereof by the counting board. We will say in connection with this illegal allowance of the challenges by said election board that we believe, and such belief is sustained by the testimony of said officers as set forth in the depositions, that the illegality thereby committed by said board was strictly unintentional on the part of the said board, and that they merely allowed the challenge by reason of the fact that they did not know whether to allow the same or to disallow it, as disclosed by the evidence, and it further appears from the depositions that the said counting board did not have the benefit of legal advice prior to sustaining the challenge, or so far as the record shows, at any time thereafter.

IX

That in addition to the said unintentional usurpation of the powers of the County Clerk by the officers of the election board, in connection with determining the rights of the said absentees to vote and the illegal challenge to said ballots, by Challenger Herbert Burdick, we further find that all of said absentees, having been entitled to vote, the said absent ballots should have been deposited by the election board in the ballot box and counted as required by section 2561 N. C. L. 1929. We feel that our opinion in this connection is further sustained by section 2385 N. C. L. 1929, which provides, among other things, "that the fact that a person's name appears in the copies of the precinct register shall be prima-facie evidence of his right to vote." That there is no evidence contained in the record which tends to in anyway contradict or overcome the legal presumption set forth in this section.

X

That it is stated in the statement of the contestant, J. R. (Nolan) Reynolds, and not denied by the answer of the contestee, George H. Carter, and therefore admitted by the pleadings before us, that without counting the said fourteen absent ballots the county vote on this Assembly office is as follows: George H.

Carter, contestee, 296 votes, and J. R. (Nolan) Reynolds, contestant, 293 votes, and that therefore the only question for this Assembly to determine is the following: Should the said absent ballots be counted by this Assembly, and the result of the entire vote, after such count, be allowed to determine the relative rights of the parties to this contest?

XI

That the challenger, Herbert Burdick, was, at the time of said challenge, actuated therein by his personal prejudice and bias, and not by his interest in the purity of election laws of this State. The committee makes this deduction from the testimony of the witness, and challenger, Herbert Burdick, himself, on cross-examination by Attorney Virgil Vargas, as shown on page 73 of the deposition, wherein it is shown by said testimony that Attorney Vargas asked the witness the direct questions, with answers as follows:

Question by Attorney Vargas. You were actuated in challenging these votes purely on the ground of a pure election?

Answer. Mostly, yes, sir.

Question. What was the other reason?

Answer. Didn't have much more than that.

Question. You were interested in no candidate of the election?

Answer. There is two sides to every election.

Question. You were on the other side?

Answer. On just the opposite side.

Question. Were you actuated by having been on the side?

Answer. Not necessarily.

Question. Your challenge was predicated on bias rather than the purity of the election?

Answer. Not necessarily.

Question. Was it?

Answer. Not necessarily.

Question. You won't say it wasn't?

Answer. I won't say it wasn't.

Question. You won't say it was,

Answer. No, sir.

This testimony in our opinion shows that the direct question was put to the witness, Herbert Burdick, as to whether or not he was actually biased, and actuated thereby in making said challenge, and that the said witness absolutely and deliberately avoided answering the same, which, to our mind, is tantamount to an absolute admission by the witness, Herbert Burdick, that he was, in challenging the said absent ballots, prejudiced and biased. This being the case, in our opinion it naturally and necessarily follows that had no such actual prejudice and bias existed on the part of the witness and challenger, Herbert Burdick, no challenge would have been interposed to the said absent ballots, and the same therefore would have been counted by the said election board along with the rest of the ballots cast at the said election.

From the foregoing findings your Committee on Elections hereby recommends as follows, to wit: That the Speaker of this Assembly, in open session hereof, and in the presence of Contestee George H. Carter, and J. R. (Nolan) Reynolds, contestant, pursuant to the powers vested in this body by said article IV, section 6, of the State Constitution, open and count the said fourteen absent ballots, and add to each party's present total vote, as the same now stands, the result as the same will be disclosed after the count of said absent ballots, and after said additional count is completed, to then tabulate the same and seat and recognize as Assemblyman from Eureka County the party to this contest who then receives the majority of all ballots cast in said Eureka County at the election of November 6, 1934, including the votes of said fourteen absentees.

We feel that the character and integrity of the members of this Assembly, and of the Assembly itself, of which we, the undersigned, are members, is at stake, and should we recommend otherwise, *i. e.*, that the said absent ballots be not counted, such finding and recommendation would be morally tantamount to the following, to wit: (1) Disfranchising the said fourteen residents of this

State and the duly qualified electors of Eureka voting precinct, so far as their respective rights at the election of November 6, 1934, are concerned. (2) Convicting each and every one of the said fourteen absentees of a felony, to wit, perjury, for subscribing to a false affidavit on their respective registration cards. (3) Convicting each and every one of the said fourteen absentees of a felony, to wit, perjury, for subscribing to a false affidavit on their respective carrier envelopes. (4) Convicting the County Clerk of Eureka County of dereliction in his duty in failing to ascertain whether such absentees were legally entitled to vote prior to mailing the said absent ballots, which were mailed to said County Clerk in due course. (5) Further, should we recommend a rejection of said absent ballots we feel that by doing so we would be stamping our approval upon the unlawful and illegal challenge to said ballots made by the said Herbert Burdick, and further stamping our approval upon the unlawful and illegal, although unintentional, allowance of said challenges by the said election board. These things your committee, of course, does not propose nor intend to do; hence, the above and foregoing recommendation.

JAKE FOGLIANI, *Chairman.*

JOE ROCHON, JR.,

R. J. NEWTON,

RALPH LATTIN,

PETER HENRICHIS,

Committee on Elections.

Mr. Hopkins moved that the report of the Committee of the Whole be voted upon.

Carried.

Mr. Fogliani moved that the fourteen ballots be opened and the names of the contestant and contestee be tabulated only, and ballots be delivered to the office of the Secretary of State.

Mr. Persson moved that the motion be amended to read that the ballots be revealed before being taken to the Secretary of State's office.

Motion, as amended, carried.

Mr. Speaker appointed Messrs. Fogliani and Oldham as a committee to count the ballots in the case of Reynolds v. Carter.

Assembly at ease.

HOUSE IN SESSION

At 5 p. m.

Quorum present.

Mr. Speaker announced result of ballot count as follows: Carter, 1; Reynolds, 11.

Mr. Fogliani moved that Mr. Reynolds be seated as Assemblyman from Eureka County.

Carried.

Mr. Noble moved the Assembly adjourn until Friday, January 25, 1935, at 10:30 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTH DAY

CARSON CITY (Friday), January 25, 1935.

Assembly called to order at 10:30 a. m.

Mr. Speaker in the Chair.

All members present.

Prayer by Chaplain, Rev. James O'Grady.

Mr. Speaker made the following additional committee appointments: Add Mrs. Wines and Mr. Shelly to Education Committee; Mr. Cooper and Mr. Parker to Labor Committee.

Mr. Speaker appointed the following members as a Contingent Committee: Mrs. Wines, Messrs. Phillips, Gray, Clark, and Lauritzen.

Mr. Persson moved that reading of the minutes be dispensed with, and that the Chief Clerk and Mr. Speaker be authorized to correct any mistakes that may appear, and that they be approved.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 1, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Resolution No. 5.

Resolved by the Assembly, That the sum of thirty dollars (\$30) being ten dollars (\$10) per diem for three days and mileage, 798 miles at ten cents (10¢) per mile, being \$79.80, a total of \$109.80, be allowed and paid to George H. Carter, whose seat in the Assembly was contested, and the same be certified by the Speaker and Chief Clerk to the State Controller.

Remarks by Mr. Goodwin.

Mr. Hopkins moved that the resolution be referred to a committee.

Mr. Noble moved to amend Mr. Hopkins' motion, that the rules be suspended in this matter and that the resolution be adopted without further formality.

Motion, as amended, seconded and carried.

Resolution No. 5 read second time.

Mr. Phillips moved that Resolution No. 5 be adopted as read.

Carried.

Assembly Resolution No. 6.

WHEREAS, It is desirable for the more convenient conducting of the legislative business of the Assembly of the State of Nevada; now, therefore, be it

Resolved, That the membership of Fish and Game Committee be increased from five to seven.

Mr. Clark moved that Resolution No. 6 be adopted as read.

Remarks by Mr. Noble.

Motion carried.

Mr. Perry requested that Mr. Ben F. Hanell, of the Tonopah Times-Bonanza, be allowed to sit at the Press table.

Request granted.

Mr. Boak advised that the Committee on Judiciary in considering Assembly Bill No. 1 discovered that the title was defective, and would withdraw bill.

MESSAGES FROM THE SENATE

Senator Branson announced that United States Attorney Carville had offered to address the Assembly and Senate in Joint Session next Wednesday afternoon at 2 p. m. on Crime Prevention.

Mr. Boak moved that the Assembly accept the invitation from the Senate.

Motion carried.

Mr. Hussman moved that the Assembly recess until 1:30 p. m.

Assembly recessed at 11:35 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Hopkins gave notice of intention to introduce resolution on contingent expense.

Mr. Perry asked that an additional Bill Drafter be appointed to assist the present Bill Drafter.

Mr. Phillips moved that a temporary Assistant Bill Drafter be appointed.

Remarks by Messrs. Conwell, Hussman, and Phillips.

Mr. Speaker asked Mr. Oldham to take the Chair.

Remarks by Messrs. Kennett, Perry, Conwell, Goodwin, and Gray.

Motion lost.

INTRODUCTION AND FIRST READING

By Committee on Labor:

Assembly Bill No. 2—An Act to promote the public safety and the safety of travelers upon railroads and the safety of railroad employees by limiting the number of cars that may be operated in trains operated on railroads in the State of Nevada; providing a penalty for the violation thereof and for the recovery of such penalty by suit; providing certain exceptions in the Act; and other matters properly connected therewith.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Rochon:

Assembly Bill No. 3—An Act to provide for the destroying of unused, unsold and confiscated motor vehicle license plates, and other matters properly connected therewith.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Boak:

Assembly Bill No. 4—An Act to amend an Act entitled "An Act to amend 'An Act to promote uniformity in accounting of County Treasurers and County Auditors and providing a penalty for the violation of same,' approved March 28, 1919, as amended," approved March 10, 1933, as amended, page 60, Statutes of Nevada 1933, by adding thereto an additional section.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 2, which has this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend as follows: Add a new section to be known as section 3, to read as follows: "Sec. 3. This Act shall be in force and effect immediately upon its passage and approval."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 2 was received from the Senate.

SPECIAL ORDERS

Vetoed Assembly Bill No. 302.

Mr. Noble moved that the rules be suspended, further reading of this bill be dispensed with, and the Chief Clerk read the Governor's veto message giving the reasons why he vetoed the bill.

Remarks by Messrs. Hussman and Boak.

Chair ruled that Mr. Noble's motion was in order.

Motion carried.

Governor's veto message read.

Mr. Boak moved that the Governor's veto be sustained.

Remarks by Messrs. Hussman, Perry, Sherwood, and Cooper.

Roll call on sustaining Governor's veto:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Governor's veto sustained.

INTRODUCTION AND FIRST READING

By Clark, Washoe, and White Pine Delegations:

Assembly Bill No. 5—An Act extending the time of motor vehicle registration, licensing, and payment of license fees for and during the year 1935; providing for a limitation of the Act; and other matters relating thereto.

Mr. Murphy moved that all rules be suspended, Assembly Bill No. 5 be considered an emergency measure, considered engrossed, and placed on top of the file for third reading and final passage.

Carried.

By Mr. Lattin:

Assembly Bill No. 6—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto."

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 5.

Remarks by Mr. Boak.

Roll call on Assembly Bill No. 5:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Bill declared passed by Mr. Speaker.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Hussman:

Assembly Concurrent Resolution No. 1:

Resolved by the Assembly of the State of Nevada, the Senate concurring. That for the purpose of expediting the business of the present session of the Legislature in the interest of economy, that it is the sense of the Assembly and the Senate that the people of the State of Nevada at large should be invited to make such requests for legislation as they may deem necessary or expedient, at the earliest possible moment, so that the business of the Thirty-seventh Session of the Nevada Legislature may be determined at the earliest possible moment; and it is further

Resolved, That the Press of the State of Nevada be requested to make public the substance and purpose of this resolution.

Mr. Hussman moved the resolution be adopted.

Remarks by Mr. Hussman.

Motion carried.

Mr. Noble moved that when the Assembly adjourns that it adjourn until 10 a. m., Monday, January 28, 1935.

Motion carried.

THE EIGHTH DAY

CARSON CITY (Monday), January 28, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

All present except Mr. Oldham.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Persson moved that the reading of the minutes be dispensed with, and the Chief Clerk and Speaker be authorized to make any necessary corrections.

Carried.

Message from Robert F. Waldron, Speaker of the House, Olympia, Washington, read by Chief Clerk.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Joint Resolutions Nos. 21 and 26 under consideration, and begs leave to report favorably on the same, with the recommendation that they pass.

W. HOLMES GOODWIN, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Boak:

Assembly Joint Resolution No. 1, amending section 7 of article II of the Constitution of the State of Nevada.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Constitution of the State of Nevada, section 7, article II thereof, be amended to read as follows:

Sec. 7. The Legislature shall provide by law for the payment of an annual poll tax, of not less than two nor exceeding four dollars, from each person residing in the State between the ages of twenty-one and sixty years (uncivilized American Indians excepted), to be expended as provided by law for old-age relief. Proof of payment of said tax shall be a condition precedent for eligibility to receive old-age relief.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Perry:

Assembly Bill No. 7—An Act requiring contractors in the State of Nevada to give preference to citizens of this State for employment on construction works; providing penalties for violations of this Act, and other matters properly relating thereto.

Mr. Perry moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Stewart :

Assembly Bill No. 8—An Act to amend an Act entitled “An Act concerning district attorneys,” approved March 11, 1865.

Mr. Stewart moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Lattin :

Assembly Bill No. 9—An Act relating to revenue and taxation, requiring distributors as therein defined to pay an excise tax on the sale of all butter substitutes, providing for licensing dealers therein, fixing a penalty for a violation of the provisions of the Act, and declaring that this Act shall take effect immediately.

Mr. Lattin moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

By Mr. Arnold :

Assembly Bill No. 10—An Act to amend an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March 2, 1875; as amended Statutes 1917, 435.

Mr. Murphy moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Goodwin :

Assembly Bill No. 11—An Act to amend an Act entitled “An Act reducing and regulating the salaries and compensation of certain State officers and attachés of the State Government of Nevada,” approved February 21, 1881; as amended March 15, 1915.

Mr. Goodwin moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mileage.

Carried.

Mr. Speaker appointed Mr. Goodwin as a committee of one to inquire as to where the Joint Session scheduled for Wednesday would be held. Assembly at ease at 10 : 25 a. m.

HOUSE IN SESSION

At 11 a. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker :

Your Committee on Labor has had Assembly Joint and Concurrent Resolution No. 1 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 2, 3, 4, and 6, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Cooper announced that curtains would be put in order today to better the acoustics of the Assembly chamber. The cost of the curtains to the Assembly will be the amount of labor required for installing and tearing down.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Perry moved that the Speaker be authorized to appoint a special committee of five as Committee on Taxation.

Remarks by Messrs. Boak, Hopkins, and Goodwin.

Motion lost.

UNFINISHED BUSINESS OF PRECEDING DAY

Mr. Murphy asked for permission to make a few remarks on moratorium bill on trucking.

Request granted.

Remarks by Messrs. Sherwood, Murphy, Perry, and Boak.

Mr. Boak moved that when the Commissioners meet in Reno next Monday they be invited to appear before the Assembly and present their views on the moratorium bill on trucking.

Carried.

Mr. Phillips moved that the Assembly Chamber be given over for the purpose of the President's Ball on Wednesday evening, January 30.

Carried.

Mr. Cooper suggested that the delegation from each county write home and obtain statistics as to how many people in their respective counties will be allowed to apply for the old-age pension.

Suggestion accepted.

Mr. Parker moved that the Assembly adjourn until 1:30 p. m.

Carried.

Assembly adjourned at 11:20 a. m.

HOUSE IN SESSION

At 1:55 p. m.

Mr. Speaker in the Chair.

Quorum present.

PRESENTATION OF PETITIONS

To the Honorable, the Assembly of the State of Nevada:

The members of the Assembly are respectfully invited to attend the Roosevelt Dinner, to be held at the Golden Hotel Banquet Room, at Reno, Nevada, on Wednesday, January 30, 1935, at 7 p. m., as the guests of the Silver Key Club and the Young Democrats' Club.

Respectfully,

HARRY J. COOGAN,
MALCOM McEACHIN.

Joint Executive Committee of Said Clubs.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 3 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 5, which this day was declared an emergency measure under the Constitution, placed on the top of the file for third reading and final passage, and passed by the following vote: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Shelly:

Assembly Bill No. 12—An Act regulating the changes of location of general offices, machine shops, repair shops, roundhouses, and terminals of railroad companies in the State of Nevada.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Carried.

Assembly at ease for one hour at 2:05 p. m.

HOUSE IN SESSION

At 3:45 p. m.

Mr. Speaker in the Chair.

Quorum present.

MOTIONS, RESOLUTIONS AND NOTICES

By Washoe County Delegation:

Assembly Resolution No. 7:

WHEREAS, There is a definite purpose on the part of the present Legislature, in the interest of economy, to adjourn at the end of forty days; and

WHEREAS, There is a volume of important matters to be considered; and

WHEREAS, The prompt and efficient consideration of all legislative matters and committee work is necessary to the proper dispatch of the business of the Assembly; and

WHEREAS, The employment of an experienced and suitable person who would act in an advisory capacity to the Judiciary and other committees would materially aid in the accomplishment of the above purposes; now, therefore, it is

Resolved by the Assembly of the State of Nevada, That A. J. Maestretti be employed in an advisory capacity to the Assembly committees at a salary of \$10 per day.

Mr. Goodwin moved that the resolution be adopted.

Motion seconded and carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 1, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

UNFINISHED BUSINESS

Mr. Speaker appointed the following committees :

MILITARY AND INDIAN AFFAIRS

Messrs. Conwell, Phillips, Hussman, Rochon, and Harriman.

COUNTIES AND COUNTY BOUNDARIES

Messrs. Gray, Hopkins, Perry, Reynolds, and Conwell.

TRADE AND MANUFACTURES

Messrs. Phillips, Horgan, Arnold, Mrs. Grier, and Mr. Reynolds.

MINES AND MINING

Messrs. Murphy, Boak, Fogliani, Parker, and Cooper.

BANKS AND BANKING

Messrs. Oldham, Jameson, Hussman, Renfro, Stewart, Phillips, and Conwell.

FISH AND GAME

Messrs. Fogliani, Clark, Glaser, Persson, Sherwood, Riddell, and Anker.

IRRIGATION

Messrs. Parker, Anker, Bellinger, Henrichs, and Glaser.

LIVESTOCK

Messrs. Bellinger, Russell, Stewart, Henrichs, Fogliani, Glaser, and Hussman.

MAILING

Messrs. Persson, Shelly, and Harriman.

INSURANCE

Messrs. Renfro, Shelly, and Persson.

RULES

Messrs. Harriman, Renfro, Anker, Clark, and Murphy.

CREDENTIALS

Messrs. Oldham, Lattin, and Mrs. Wines.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Noble moved the Assembly adjourn until Tuesday, January 29, 1935, at 10 a. m.

Assembly adjourned at 4:50 p. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE NINTH DAY

CARSON CITY (Tuesday), January 29, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

On motion of Mr. Persson, the reading of the Journal was dispensed with, and Mr. Speaker and the Chief Clerk were authorized to make any necessary corrections.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Perry:

Assembly Resolution No. 8:

Resolved by the Assembly. That one member of each of the Assembly Standing Committees be made the Secretary of such committee; that it shall be the duty of the Secretary of each committee to take the names of the members present at each meeting of said committee and to record the way each member votes on each bill presented, and attach such record vote to the bill.

Mr. Perry moved that resolution be adopted, and a vote taken by yeas and nays.

Motion seconded by Mr. Phillips.

Remarks by Messrs. Noble and Perry.

Roll call on Assembly Resolution No. 8:

YEAS—Perry, Persson, Phillips, Sherwood, and Stewart—5.

NAYS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—31.

Not voting—Anker, Harriman, Lattin, and Mr. Speaker—4.

Resolution declared lost by Mr. Speaker.

INTRODUCTION AND FIRST READING

By Mr. Sherwood:

Assembly Bill No. 13—An Act declaring the public policy of the State of Nevada concerning the freedom of labor and of both employers and employees to contract for their protection, making agreements and promises in conflict with such public policy unenforceable, defining and limiting the venue and jurisdiction of the courts of this State relating thereto and relating to the issuance of restraining orders and injunctions and in contempt proceedings in violation thereof in labor disputes, specifying the kind and nature of the proof and facts to be found by the court as the necessary basis for the issuance of such restraining orders and injunctions, providing for trial by jury in certain cases,

specifying the cases wherein a different judge may be demanded and the procedure therefor, defining certain terms used in this Act, and providing for appeals in such cases, and matters relating thereto.

Mr. Sherwood moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Persson:

Assembly Bill No. 14—An Act to amend an Act entitled “An Act to authorize counties of the State of Nevada to issue negotiable interest-bearing warrants for payment of salaries and other necessary expenses of the county and schools, and other matters relating thereto,” approved March 20, 1933.

Mr. Persson moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

PRESENTATION OF PETITIONS

CARSON CITY, January 29, 1935.

To the Honorable the Assembly, Thirty-seventh Session, Carson City, Nevada.

MR. SPEAKER AND GENTLEMEN OF THE ASSEMBLY: Your attention is respectfully called to Assembly Resolution No. 5, certifying George H. Carter to be entitled to \$30, being \$10 per diem for three days, and mileage in the sum of \$79.80, being a total of \$109.80.

In conformity with the provisions of the Statutes of Nevada, I must decline to draw my warrant in favor of Mr. Carter and in the amount specified in your resolution.

According to your records, Mr. Reynolds is the duly elected and qualified representative in your body from Eureka County and you have so certified. Obviously, this office cannot draw warrants to pay two men when only one is the legal representative of Eureka County. As I construe the statutes, Mr. Reynolds being the legal and accredited representative, is entitled to all the emoluments of the office. I am, therefore, compelled to refuse to issue a warrant in favor of Mr. George H. Carter.

Respectfully submitted,

HENRY C. SCHMIDT,
State Controller.

Remarks by Messrs. Phillips and Conwell.

Mr. Renfro moved that the matter of compensating Mr. Carter for sitting in the Assembly for three days be referred to the Ways and Means Committee.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint and Concurrent Resolution No. 1.

Remarks by Mr. Goodwin.

Mr. Hussman moved that the resolution be placed at the bottom of general file, and action taken this afternoon.

Remarks by Messrs. Sherwood and Hussman.

Motion lost.

Roll call on Assembly Joint and Concurrent Resolution No. 1:

YEAS—Anker, Arnold, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Good-

win, Gray, Grier, Harriman, Hopkins, Jameson, Lattin, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—Bellinger, Boak, Henrichs, Horgan, Hussman, Lauritzen—6.
Not voting—Mr. Speaker.

Resolution having received a constitutional majority was declared adopted by Mr. Speaker.

Assembly Bill No. 2.

Roll call on Assembly Bill No. 2:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lattin, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Boak.

Not voting—Hussman and Mr. Speaker—2.

Assembly Bill No. 2 having received a constitutional majority was declared passed by Mr. Speaker.

Assembly Bill No. 3.

Remarks by Messrs. Goodwin and Rochon.

Roll call on Assembly Bill No. 3:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Hopkins and Phillips—2.

Not voting—Mr. Speaker.

Assembly Bill No. 3 having received a constitutional majority was declared passed by Mr. Speaker.

GENERAL FILE AND THIRD READING

Joint Resolution No. 21.

Remarks by Messrs. Horgan, Goodwin, and Murphy.

Mr. Speaker asked Mr. Oldham to take the Chair.

Mr. Oldham in the Chair.

Remarks by Messrs. Boak, Kennett, Hussman, Noble, Clark, Perry, Conwell, and Hopkins.

Mr. Noble moved that Assembly Joint Resolution No. 21 be laid on the Speaker's desk until after Judge Carville's talk on crime is heard. Carried.

Assembly Joint Resolution No. 26.

Roll call on Assembly Joint Resolution No. 26:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Stewart, and Young—32.

NAYS—Cooper, Jameson, Parker, and Sherwood—4.

Not voting—Horgan, Russell, Wines, and Mr. Speaker—4.

Assembly Joint Resolution No. 26 having received a constitutional majority, the Speaker declared it passed.

Mr. Boak explained his vote on Assembly Bill No. 2.

Mr. Phillips asked that the record show that he is in favor of Assembly Bill No. 2.

Mr. Jameson moved that the Assembly recess until 1:30 p. m.
Carried.

Recessed at 11:15 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Quorum present.

PRESENTATION OF PETITIONS

RENO, NEVADA, January 28, 1935.

To the Honorable the Assembly of Nevada, Carson City, Nevada.

GENTLEMEN: At the annual meeting of the Nevada County Commissioners Association held in this city last December, a resolution was adopted setting February 7, 8 and 9 as the dates for a meeting to consider various legislative matters to be submitted to the Legislature.

It is our hope that plans can be arranged to hold a conference with the members of the Legislature on Saturday, February 9, either at Carson City or Reno, to suit the convenience of the members.

This matter is being presented to you at this time so that we can make arrangements for as large attendance of the Commissioners as is possible, and we shall appreciate it if we can have an early reply, together with the number from your honorable body who will attend such a conference.

With best wishes, we are

Very truly yours,

NEVADA COUNTY COMMISSIONERS ASS'N.

W. M. DAVID, *Secretary.*

Mr. Goodwin moved that the Speaker appoint a committee of three to take up with the Commissioners a satisfactory time, date, and place of transacting business.

Carried.

Mr. Speaker appointed Messrs. Goodwin, Rochon, and Phillips as a committee to communicate with the Commissioners.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolution No. 1, and Assembly Bills Nos. 7, 8, 9, 10, 11, and 12, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

By Mr. Perry:

Assembly Bill No. 15—An Act to amend an Act entitled "An Act supplementary to an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, and repealing Acts relating thereto,' approved March 23, 1891," as amended April 1, 1913, 578.

Mr. Perry moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Russell:

Assembly Bill No. 16—An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended, and being section 5330 Nevada Compiled Laws 1929.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Renfro:

Assembly Bill No. 17—An Act to amend an Act entitled "An Act regulating the nomination of candidates for public office in the State of Nevada," approved March 23, 1917, 276, as amended.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Remarks by Mr. Phillips.

Carried.

Assembly declared at ease until 2:30 p. m.

HOUSE IN SESSION

At 2:30 p. m.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mileage has had Assembly Bill No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Goodwin reported that the committee appointed on the matter of meeting the Commissioners had agreed that the afternoon of February 9 would be suitable to all concerned.

Mr. Perry reported that Assembly Bill No. 15 had been referred to Committee on Judiciary instead of Committee on Ways and Means.

INTRODUCTION AND FIRST READING

By Mr. Renfro:

Assembly Bill No. 18—An Act to amend an Act entitled "An Act regulating the registration of electors for general, special and primary elections," approved March 27, 1917, together with the Acts amendatory thereof or supplemental thereto.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Remarks by Mr. Renfro.

By Messrs. Gray and Shelly :

Assembly Bill No. 19—An Act requiring railroad corporations maintaining and operating repair shops within the State of Nevada to repair, renovate, and build, within the State of Nevada, all rolling stock, defective or broken cars, coaches, locomotives, or other equipment owned, leased or operated by said corporation in the State of Nevada; providing a penalty for the violation thereof, and other matters properly relating thereto.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Carried.

Mr. Noble moved that the Assembly adjourn until Wednesday, January 30, 1935, at 10 a. m.

Assembly adjourned at 2 : 40 p. m.

Approved :

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE TENTH DAY

CARSON CITY (Wednesday), January 30, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Hopkins moved that the reading of the Journal be dispensed with and Mr. Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 11.

Remarks by Messrs. Goodwin, Perry, Conwell, Sherwood, Boak, Cooper, Gray, and Harriman.

Amendment to Assembly Bill No. 11 proposed by Mr. Boak: Amend section 7 of Assembly Bill No. 11 by inserting in line 11, before the word "route," the word "usable."

Mr. Boak moved the adoption of amendment.

Carried.

Roll call on Assembly Bill No. 11:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Arnold, Henrichs, Horgan, Persson, and Russell—5.

Not voting—Mr. Speaker.

Assembly Bill No. 11, as amended, having received a constitutional majority was declared passed by Mr. Speaker.

INTRODUCTION AND FIRST READING

By Mr. Hussman:

Assembly Bill No. 20—An Act to amend an Act entitled "An Act reducing the salaries and compensation of certain State officers and attachés of the State Government of Nevada," approved February 21, 1881, as amended.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Mr. Boak moved that Assembly recess until 11:30 a. m.

Carried.

HOUSE IN SESSION

At 11:30 a. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Corporations and Railroads has had Assembly Bill No. 12 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN M. SHERWOOD, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Hopkins:

Assembly Resolution No. 9:

WHEREAS, The hand of Divine Providence has removed from this life Patrick McAuliffe, late of Esmeralda County, Nevada, and a member of the Thirty-sixth Session of this body; and

WHEREAS, The services of our late member to the State of Nevada were such as to commend his memory to the people of our State; therefore, be it

Resolved by the Assembly of the State of Nevada, That it is the sentiment of this body that in the decease of Patrick McAuliffe the family of the decedent has lost a devoted and beloved husband and father, his friends have been deprived of a loyal associate, and the State has lost an earnest and patriotic citizen; and be it further

Resolved, That a copy of this resolution be spread upon the minutes of this Assembly; and be it further

Resolved, That an engrossed copy of this resolution, over the signature of the Speaker of the Assembly and the Chief Clerk, be delivered to the family of our late member and friend.

Mr. Hopkins moved that Resolution No. 9 be adopted.

Motion seconded by Mr. Boak and carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 4 under consideration, and begs leave to report a substitute therefor with the recommendation that the substitute be adopted and ordered printed.

W. HOLMES GOODWIN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 9, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Noble moved that Senate Bill No. 9 be referred to the Committee on Judiciary.

Carried.

Mr. Noble moved that Assembly recess until 1:30 p. m.
Carried.

Assembly recessed at 11:40 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Arnold, Henrichs, Persson, Rochon, and Russell, who were excused.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 13, with exception of changing word "incidents" to "incident" on page 5, line 16, is correct copy of the triplicate thereof in its possession.

Also, that bound copies of Assembly Bills Nos. 14, 15, 16, 17, 18, and 19, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that the Chief Clerk be authorized to make the necessary correction.

Carried.

Mr. Hopkins moved that when the Assembly adjourns today it do so out of respect to Mr. McAuliffe.

Carried.

Assembly at ease until 1:55 p. m.

HOUSE IN SESSION

At 1:55 p. m.

Mr. Speaker in the Chair.

Quorum present.

COMMUNICATIONS

The members of the Nevada State Legislature are cordially invited to attend a public card party to be given by the ladies of St. Theresa's Catholic Church in the Parish House, Thursday evening, January 31. Prizes will be awarded for bridge and "500." Admission will be fifty cents, with play to start at 8 o'clock.

IN JOINT SESSION

The members of the Senate appeared at the bar of the Assembly, were welcomed by the Speaker, and invited to take seats. The President of the Senate was escorted to the Speaker's Chair to preside over the Joint Session.

Mr. Alward in the Chair.

Roll call of the Senate by the Secretary of the Senate. All members of the Senate were present.

Roll call of the Assembly by the Chief Clerk. All members of the Assembly present excepting Mr. Rochon, who was excused.

There being a constitutional majority of both houses, the Joint Session was declared ready for business.

Sergeant-at-Arms escorted Judge Carville to the Speaker's chair. Judge Carville delivered his message on crime.

Governor entered Assembly Chambers, and was escorted to the Chair by the Sergeant-at-Arms.

Senator Robbins moved that in observance of President Roosevelt's birthday a telegram of congratulation be sent him by the Joint Session of the Assembly and Senate, and that a committee of one from the Assembly and one from the Senate be appointed to confer with the Secretary of State in sending the President this telegram.

Carried.

The President appointed Senator Friedhoff and Assemblyman Persson to act as committee.

Senator Robbins moved that the Senate do now arise and that the Joint Session be dissolved, and further moved that after the Joint Session the Senate adjourn until tomorrow at 11 a. m.

Carried.

Joint Session dissolved at 2: 35 p. m.

HOUSE IN SESSION

At 2: 40 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Hussman gave notice that on the next legislative day he would introduce a bill providing for an amendment to the Constitution of the State of Nevada providing for a nine-jury verdict in criminal cases.

Mr. Goodwin moved that when the Assembly do adjourn it incorporate in the motion of Mr. Hopkins the name of Clyde Johnson, who was a member of the Assembly last session.

Carried.

Mr. Noble moved that Assembly adjourn until Thursday, January 31, 1935, at 11 a. m.

Carried.

Assembly adjourned out of respect to Patrick McAuliffe and Clyde Johnson.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE ELEVENTH DAY

CARSON CITY (Thursday), January 31, 1935.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Mr. Persson moved that reading of the Journal be dispensed with, and Mr. Speaker and Chief Clerk be authorized to make necessary corrections.

Carried.

PRESENTATION OF PETITIONS

Hon. Speaker, House of Representatives, Carson City, Nevada.

HONORABLE SIR: Enclosed find resolution which refer same to your State Legislature for its immediate consideration and action.

Said resolution is to memorialize by your State Legislature the Congress of the United States to approve General Pulaski's Memorial Day Resolution, now pending in Congress.

With best wishes and regards, I remain,

Very truly yours,

IGNATIUS K. WERWINSKI.

Resolution memorializing the Congress of the United States to pass, and the President of the United States to approve, if passed, the General Pulaski Memorial Day Resolution now pending in Congress.

WHEREAS, A resolution providing for the President of the United State of America to proclaim October 11 of each year as "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski is now pending in the present session of the United States Congress; and

WHEREAS, The 11th day of October, 1779, is the date in American history of the heroic death of Brigadier General Casimir Pulaski, who died from wounds received on October 9, 1779, at the siege of Savannah, Georgia; and

WHEREAS, The States of Arkansas, California, Connecticut, Delaware, Illinois, Indiana, Kentucky, Louisiana, Maryland, Kansas, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, Nevada, Ohio, Pennsylvania, South Carolina, Tennessee, Texas, West Virginia, Wisconsin, and other States of the Union, through legislative enactment, designated October 11 of each year as "General Pulaski's Memorial Day"; and

WHEREAS, It is fitting that the recurring anniversary of his day be commemorated with suitable patriotic and public exercises in observing and commemorating the heroic death of this great American hero of the Revolutionary War; and

WHEREAS, The Congress of the United States of America has by legislative enactment designated October 11, 1929; October 11, 1931; October 11, 1932; and October 11, 1934, to be "General Pulaski's Memorial Day" in the United States of America; now, therefore, be it

Resolved by the Senate and House of Representatives of the State of Nevada in session assembled:

SECTION 1. That we hereby memorialize and petition the Congress of the United States to pass, and the President of the United States to approve, if

passed, the General Pulaski's Memorial Day Resolution now pending in the United States Congress.

SEC. 2. That certified copies of this resolution, properly authenticated, be sent forthwith to the President of the United States, the Vice President of the United States, the Speaker of the House of Representatives of the United States, and each of the United States Senators and Representatives from Nevada.

Mr. Hussman moved that the communication be referred to the Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Concurrent Resolution No. 5 with the engrossed copy, and finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 7 under consideration, and begs leave to report unfavorably on the same because it conflicts with a present statute of the same nature.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 5 with the engrossed copy, and finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Murphy moved that Assembly Joint Resolution No. 21 be placed on general file for third reading and final passage.

Carried.

By Mr. Persson:

Assembly Joint Resolution No. 2, relative to memorializing Congress to enact proposed legislation directing immediate payment of the adjusted service certificates of sailors and soldiers of the World War.

WHEREAS, A period of depression exists in the State of Nevada, throughout the United States, and the world; and

WHEREAS, The immediate cash payment of the adjusted service certificates of the sailors and soldiers of the World War, some of whom are in dire need owing to the present economic conditions, will alleviate suffering, and increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation, and lighten immeasurably the burden which States, counties, and cities are now required to carry for relief; and

WHEREAS, The payment of such certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the Government; and

WHEREAS, The government of the United States is now definitely committed to a policy of spending large sums of money for the purpose of hastening recovery from the present economic crisis; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, jointly, That the Legislature of the State of Nevada most respectfully urges and petitions the President and the Congress of the United States to enact legislation for the immediate payment, at face value, of the adjusted service certificates; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker

of the House of Representatives, and to each of our two Senators and to our member of the House of Representatives from Nevada in the Congress of the United States, and that such Senators and member from Nevada be urged to support such legislation.

Mr. Persson moved that all rules be suspended, resolution declared an emergency measure, considered engrossed, and placed on top of general file for third reading and final passage.

Carried.

By Mr. Hussman:

Assembly Joint Resolution No. 3, proposing to amend section 3 of article I of the Constitution of the State of Nevada.

Resolved by the Assembly and Senate of the State of Nevada. That section 3 of article I of the Constitution of the State of Nevada be amended to read as follows:

SEC. 3. The right of trial by jury shall be secured to all and remain inviolate forever; but a jury trial may be waived by the parties in all civil cases in the manner to be prescribed by law; and in civil cases, if three-fourths of the jurors agree upon a verdict, it shall stand and have the same force and effect as a verdict by the whole jury. In all criminal cases in which the penalty in case of conviction may not be capital punishment or life imprisonment, three-fourths of the jurors may render an effectual verdict if the same is approved by the judge presiding at the trial; *provided*, the Legislature, by a law passed by a two-thirds vote of all of the members elected to each branch thereof, may require a unanimous verdict notwithstanding the foregoing provisions contained in this section.

Mr. Hussman moved rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 6.

Roll call on Assembly Bill No. 6:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Horgan, Hussman, Newton, Noble, Parker, and Riddell—6.

Not voting—Mr. Speaker.

Assembly Bill No. 6 having received a constitutional majority was declared passed by Mr. Speaker.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 2, which this day passed the Senate, as amended, by the following vote: Yeas, 11; nays, 6. Amend as follows: Page 3, line 13, change the word "value" to "vale." Page 3, line 16, change the word "honest" to "fair."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 2.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Mines and Mining.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 13.

Remarks by Messrs. Oldham and Shelly.

Roll call on Assembly Bill No. 12:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Jameson, Lattin, Lauritzen, Murphy, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Horgan, Hussman, Newton, Noble, Parker, and Riddell—6.

Not voting—Boak, Hopkins, and Mr. Speaker—3.

Assembly Bill No. 12 having received a constitutional majority was declared passed by Mr. Speaker.

Assembly Joint Resolution No. 2.

Mr. Persson moved the adoption of Assembly Joint Resolution No. 2.

Remarks by Messrs. Boak, Persson, and Phillips:

Roll call on Assembly Joint Resolution No. 2:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Hopkins, Lattin, Lauritzen, Murphy, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—29.

NAYS—Goodwin, Harriman, Jameson, and Wines—4.

Absent—Horgan, Hussman, Newton, Noble, Parker, and Riddell—6.

Not voting—Mr. Speaker.

Joint Resolution No. 2 having received a constitutional majority was declared adopted by Mr. Speaker.

Assembly Joint Resolution No. 21.

Roll call on Assembly Joint Resolution No. 21:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Oldham, Perry, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Wines, and Young—29.

NAYS—Arnold.

Absent—Horgan, Hussman, Newton, Noble, Parker, Persson, Riddell, and Stewart—8.

Not voting—Murphy and Mr. Speaker—2.

Assembly Joint Resolution No. 21 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 8 under consideration, and begs leave to report a substitute therefor, with the recommendation that the substitute be adopted and printed.

W. HOLMES GOODWIN, *Chairman.*

Mr. Goodwin moved that Assembly Substitute for Assembly Bill No. 8 be adopted and ordered printed.

Carried.

Mr. Oldham moved the Assembly recess until 1:30 p. m.

Carried.

Assembly recessed at 11:40 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Persson and Mr. Riddell.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 4 and 20, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Committee on Labor:

Assembly Joint Resolution No. 4, to the Honorable the President of the United States, relative to the policy of establishing a reasonable and equitable preferential basis in connection with certain contracts and works in favor of Nevada contractors, Nevada materials, and Nevada labor.

To the Honorable the President of the United States:

WHEREAS, The Thirty-seventh Legislature of the State of Nevada, in regular session, represents: The State of Nevada, in common with every State in the Union, is confronted with the important task of providing employment for its citizens. Funds are appropriated from time to time by the Congress of the United States for the construction of Federal public buildings and the construction of national forest, national park and national monument highways within the State of Nevada, upon which considerable numbers of men are employed. Many of the contracts for such works are let to contractors located outside of Nevada, who usually, if not invariably, import into the State the labor required for their construction. The employment of needy citizens of this State on such work would in some measure alleviate the serious unemployment situation in Nevada; would be a just policy, in that it would avoid adding to Nevada's duties in the matter of police protection and the legal rights of persons permanently or temporarily residing within its borders; would be a justifiable policy from an economic standpoint, since it would obviate the expense of transporting employees from other parts of the United States; and would work no injustice to any community; and

WHEREAS, The Federal law, being section 6 of "An Act to provide that the United States shall aid the States in the construction of rural post roads and other purposes," approved July 11, 1916, reads in part as follows: "That in the expenditure of this fund for labor, preference shall be given, other conditions being equal, to honorably discharged soldiers, sailors and marines, but any

other preference or discrimination among citizens of the United States in connection with the expenditure of this appropriation is hereby declared to be unlawful"; and

WHEREAS, It is advisable for the better carrying out of the intent and purpose of the said law to restrict this preference to the citizens of the State in which said work is being performed; and

WHEREAS, Said section 6 should be amended to give preference to the citizens of the State in which any of the work under the said Act is being performed; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, That departments of the United States Government having under their charge and control the awarding of contracts for the construction of public works within the State, or the supervision of such works, if any, by force account, pursue the policy of establishing a reasonable and equitable preferential basis in connection with such contracts and works in favor of Nevada contractors, Nevada materials, and, in particular, Nevada labor, and that the good offices of the President of the United States be exerted to this end; and be it further

Resolved, That copies of this resolution be transmitted forthwith by the Secretary of the State of Nevada to the President of the United States Senate, to the Speaker of the House of Representatives, to our Senators and Representative in Congress, and to the Chief of the Bureau of Post Roads; and a copy under the Great Seal of the State of Nevada to the President of the United States.

Mr. Sherwood moved rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Labor.

Remarks by Mr. Sherwood.

Carried.

By Clark, Elko, Lincoln, Nye, Washoe, and White Pine Delegations:
Assembly Joint Resolution No. 5:

Resolved by the Assembly and Senate of the State of Nevada, That Congress be memorialized to provide for the State of Nevada, under the provisions of Executive Order No. 6251, dated August 19, 1933, Senate Resolution No. 89, dated May 29, 1933, and under S. J. Res. No. 74, dated April 14, 1934, a survey of the present and future market for electricity, the methods for balancing supply and demand; cost of electricity, cost of transmission and distribution to consumers; survey of electric rates, and formulation of a program of public works, which will present a complete statement of all charges for electricity, for every community in Nevada; and be it further

Resolved, That the Secretary of State transmit a duly certified copy of this resolution, under the seal of the State of Nevada, to the Honorable Franklin D. Roosevelt, President of the United States, to each of our Senators in the United States Senate, to our Representative in Congress, and to the Hon. Frank R. McNinch, Chairman Federal Water Power Act Commission.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Newton:

Assembly Bill No. 21—An Act making a supplemental appropriation for the support of certain offices, departments and commissions of the government of the State of Nevada for the biennium beginning July 1, 1933, and ending June 30, 1935.

Mr. Newton moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Hussman (by request):

Assembly Bill No. 22—An Act to amend an Act entitled "An Act relating to the number of officers and attachés of the Legislature of the State of Nevada, and to define their duties and specify their pay, and repealing all Acts in conflict therewith," approved January 28, 1931.

Mr. Hussman moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

PRESENTATION OF PETITIONS

RENO, NEVADA, January 19, 1935.

HON. WILLIAM KENNETT, *Speaker of the Assembly, Carson City, Nevada.*

The undersigned, debtors to the State of Nevada by reason of a mortgage reverting to the State of Nevada from an escheated estate, respectfully petition that you appoint a Board of Compromise and Adjustment, as provided by section 6901 N. C. L. Nevada 1929, in order that your petitioners may present a petition to said board for a compromise of said indebtedness.

A communication identical with this is being forwarded, with a copy of this communication, to the President of the Senate.

Respectfully,

HENRY C. KOHLEPP,
ELVA KOHLEPP.

Mr. Speaker stated that the Board of Compromise and Adjustment would be composed of four members of the Assembly appointed by himself, and four members from the Senate appointed by the President of the Senate, the ninth member to be appointed by the committee.

Mr. Speaker appointed Messrs. Hussman, Newton, Russell, and Horgan to serve on the Committee from the Assembly.

Mr. Murphy requested that the Washoe, White Pine, and Clark Delegations meet with the Senators from those three counties in the Senate Committeeroom tomorrow at 1 o'clock to consider motor transportation.

Mr. Noble announced to the members of the Livestock and Agriculture Committees that there would be a special meeting of the two committees tomorrow morning at 11 o'clock to consider the proposed bill providing for the filing of chattel mortgages.

Assembly at ease until 3 p. m.

HOUSE IN SESSION

At 3 p. m.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Joint Resolution No. 2, for correction; history incomplete.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Noble moved that the Assembly adjourn until 10 o'clock Friday morning, February 1, 1935.

Assembly adjourned at 3:05 p. m.

Approved:

WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE TWELFTH DAY

CARSON CITY (Friday), February 1, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Persson moved that the reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

INTRODUCTION AND FIRST READING

By Messrs. Harriman, Stewart, and Lattin:

Assembly Bill No. 23—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended.

Mr. Lattin moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Remarks by Mr. Lattin.

By Mr. Arnold:

Assembly Bill No. 24—An Act defining the relation between leasers of public or private lands for the purpose of mining, and their employees; providing for a bond to secure the payment of wages due, and defining the conditions of such bond; providing for the right of separate action for the forfeiture of such bond, and providing for a penalty for violation of this Act.

Mr. Arnold moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 4.

Remarks by Mr. Goodwin.

Roll call on Assembly Bill No. 4:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 4 having received a constitutional majority was declared passed by Mr. Speaker.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 17 of the Thirty-sixth Session, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 7.

Remarks by Mr. Perry.

Mr. Persson moved that Assembly Bill No. 7 be tabled.

Carried.

Senate Bill No. 2.

Remarks by Messrs. Persson and Newton.

Mr. Persson moved that the Assembly resolve itself into Committee of the Whole and take into consideration Senate Bill No. 2.

Remarks by Messrs. Hussman and Perry.

Mr. Speaker declared Mr. Persson's motion overruled in view of the fact that the bill carried an appropriation and could not be voted upon until the budget was completed.

Mr. Hussman moved that Senate Bill No. 2 be laid over until 2 p. m.
Carried.

Remarks by Messrs. Perry, Cline, and Sherwood on Assembly Bill No. 7, which was previously tabled.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 17.

Mr. Boak moved that the resolution be referred to the Committee on Ways and Means.

Carried.

Assembly at ease until 11 a. m.

HOUSE IN SESSION

At 11:05 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Horgan moved that hereafter the Assembly convene at 10 a. m., and when business is completed Assembly recess until 2 p. m.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 3, 4, 5, Substitute for Assembly Bill No. 8, and Assembly Bills Nos. 21 and 22, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Noble moved that the Assembly recess until 2 p. m.
Carried.

HOUSE IN SESSION

At 2 p. m.
Mr. Speaker in the Chair.
Roll called.
All present.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Jameson moved that the Assembly extend a vote of thanks to St. Peter's Church for its invitation to attend the services February 3.
Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Joint Resolution No. 2, which this day, under the suspension of all rules, was declared an emergency measure under the Constitution, and passed the Senate by the following vote: Yeas, 13; nays, 4.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Clark:
Assembly Resolution No. 10:

Resolved by the Assembly of the State of Nevada, That the State Controller be, and he is hereby, authorized to draw warrants on the Legislative Fund in favor of the various firms or persons named below for the amounts set opposite their names, as per statement herein, and the State Treasurer is hereby directed to pay the same:

Bell Telephone Company.....	\$2.38
J. H. Malloy, money advanced for post-office box and two keys....	1.40
Armanko Office Supply Company, Maxwell Stapler and legal paper	9.10
E. H. Bath, moving safe to Journal room.....	1.50
Armanko Office Supply Company, erasers and incidentals.....	1.95
Leonard A. Wilson, Chief Clerk, stamps for official correspond- ence	2.00
Underwood Elliott-Fisher Company, typewriter rental service of Assembly.....	28.00
Underwood Elliott-Fisher Company, typewriter rental service of Senate.....	24.00
Total	\$70.33

Mr. Clark moved that rules be suspended, reading so far had consid-
ered first reading, rules further suspended, resolution read second time
by title and referred to Committee on Contingent Expenses.
Carried.

By Mr. Cline:

Assembly Bill No. 25—An Act relating to revenue and taxation, imposing an excise tax on the gross receipts of certain persons, firms, corporations, associations, copartnerships and other forms of business organizations engaged in selling at retail certain types of personal property and/or certain classes of services and/or entertainment; providing for the enforcement of said Act, the collection and distribution

of the revenue arising therefrom and repealing all conflicting laws, and declaring an emergency to exist, placing the administration thereof under the Nevada Tax Commission, making an appropriation therefor, and distributing the proceeds of the tax to the General and other funds, and providing for a reduction in State and county tax rates.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Rochon :

Assembly Bill No. 26—An Act to amend an Act entitled “An Act to provide for distinctive and appropriate marking of the Nevada Heroes’ Memorial Building and making an appropriation therefor, and matters properly relating thereto,” approved March 20, 1923.

Mr. Rochon moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

Mr. Hussman moved that Senate Bill No. 2 be laid on the Speaker’s table until the Governor’s Budget Bill had been introduced.

Carried.

Mr. Noble moved that the Assembly recess until 3 p. m.

Carried.

House recessed at 2:15 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Hopkins moved the Assembly adjourn until 10 a. m., Monday, February 4, 1935.

Carried.

Assembly adjourned at 3:03 p. m.

Approved :

WILLIAM KENNETT,

Speaker of the Assembly.

Attest : LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTEENTH DAY

CARSON CITY (Monday), February 4, 1935.

Assembly called to order at 10 a. m.
Mr. Speaker in the Chair.
Roll called.
All present.

Mr. Persson moved that reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

RENO, NEVADA, February 1, 1935.

To the Honorable the Assembly of Nevada, Carson City, Nevada.

GENTLEMEN: I have the honor of transmitting herewith copy of resolution concerning the issuance of bonds by Washoe County for the purpose of authorizing the county to participate in the expense of upstream storage on the Little Truckee River.

This resolution was authorized by the unanimous vote of the Board of Directors of the Reno Chamber of Commerce at a meeting held on Tuesday, January 29, 1935.

Trusting that the same may have your favorable consideration, I am

Respectfully yours,

E. H. WALKER, *Manager.*

There being no objections, Mr. Speaker referred the communication to the Washoe County Delegation.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 17 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JACK FOGLIANI, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Conwell:

Assembly Joint Resolution No. 6, memorializing the President of the United States and Congress to support the "Townsend Old-Age Pension Plan."

WHEREAS, It is desirable and necessary for the preservation of our social structure to retire from the industrial field approximately eight million persons sixty or more years of age now struggling to secure or retain gainful occupations; and

WHEREAS, The retirement of these workers from the industrial field will create places for eight millions of workers under the age of sixty years, and thereby end the depression; and

WHEREAS, There are petitions now being circulated in many of the States with reference to a fixed plan for pensioning citizens sixty years of age; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That the President of the United States and the Congress of the United States be memorialized to exert every legitimate aid to the approval of the "Townsend Old-Age Pension Plan"; and be it further

Resolved, That the United States Senators from Nevada and our Representative in Congress be urged to render every possible aid to the advancement of this plan; and be it further

Resolved, That the Secretary of the State of Nevada be and he is hereby authorized and directed to transmit duly certified copies of this resolution to the President of the United States, to the President of the United States Senate, to the Speaker of the House of Representatives, and to our Senators and Representative in Congress.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Labor.

Carried.

Mr. Persson moved that the Assembly recess until 2 p. m.

Carried.

Assembly recessed at 10:10 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 5, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 17, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 19, which passed: Yeas, 13; nays, 4.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 23, 24, 25, and 26, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 14 and 20 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Joint Resolution No. 17 of the Thirty-sixth Session under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Joint Resolution No. 5 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Joint Resolution No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Joint Resolution No. 3 under consideration, and begs leave to report favorably on the same with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Joint Resolution No. 2 with the engrossed copy, and finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Russell:

Assembly Joint Resolution No. 7, memorializing Congress to enact suitable legislation to impose a tariff on copper.

WHEREAS, The present tariff on copper will expire by limitation June 30 of the present year, unless congressional legislation extending the same shall be enacted prior thereto; and

WHEREAS, A discontinuance of said tariff would be destructive of the copper industry in the State of Nevada, and adjoining States; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, That Congress be memorialized to enact such legislation as will continue a tariff on copper of not less than nine cents; and be it further

Resolved, That duly certified copies of this resolution be transmitted by the Secretary of State of the State of Nevada to each of our Senators at Washington, D. C., and to our Representative in Congress.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Mines and Mining.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Bellinger (by request):

Assembly Bill No. 27—An Act prohibiting the issuance of an automobile license, or a driver's license, to an habitual drunkard, defining the term habitual drunkard, providing a penalty for the violation hereof, and other matters properly related thereto.

Mr. Bellinger moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

Carried.

By Mr. Clark:

Assembly Bill No. 28—An Act to amend article XVI of an Act entitled "An Act to incorporate the town of Reno in Washoe County, and

defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as section 5.

Mr. Clark moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Remarks by Messrs. Clark and Hussman.

Mr. Hussman moved that the motion before the House be amended to read that Assembly Bill No. 28 be referred to the Washoe County Delegation.

Motion, as amended, carried.

By Mr. Renfro:

Assembly Bill No. 29—An Act to amend an Act entitled "An Act to amend section 461 of an Act entitled 'An Act concerning crimes and punishments, and repealing certain acts relating thereto,' approved March 17, 1911, as amended, being section 10414 N. C. L. 1929, and repealing all Acts and parts of Acts in conflict with this Act," as amended March 27, 1931.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Sherwood:

Assembly Bill No. 30—An Act to amend an Act entitled "An Act to amend sections 3, 11, 12, 25, 51, 53, 54, 69, 74, 79, 91, and 92 of an Act entitled 'An Act relating to and providing for the protection, propagation, restoration, domestication, introduction, purchase, and disposition of wild animals, wild birds and fish; creating certain offices, providing the method of selecting the officers and other persons; defining certain terms; providing for the licensing of and regulating of hunting, trapping, game farming and game fishing; authorizing the establishment, control and regulation of private fish hatcheries, State recreation grounds, sanctuaries and refuges, and the closing, opening and shortening of hunting and fishing seasons; regulating the transportation and possession of wild animals, wild birds and game fish; providing for the condemnation of property for certain purposes; providing for instruction in the game laws of this State in the public schools of this State; establishing certain funds and regulating expenditures therefrom, providing penalties for violation thereof, and repealing certain Acts and parts of Acts in conflict therewith,' approved March 29, 1929," as amended March 28, 1933, 281.

Mr. Sherwood moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

Carried.

By Mr. Stewart:

Assembly Bill No. 31—An Act to amend an Act entitled “An Act providing for damages and the collection thereof by owners of certain livestock and other domestic animals injured or killed by railroad engines and cars, requiring railroads to provide openings along their rights of way, requiring the giving of notice of animals killed or injured, providing penalties for violations, repealing Acts in conflict therewith, and other matters relating thereto,” approved March 8, 1923, 148; and repealing section 5 of said Act, being section 6349 N. C. L. 1929.

Mr. Stewart moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

Senate Bill No. 5.

Mr. Boak moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 17.

Mr. Boak moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

Senate Bill No. 19.

Mr. Murphy moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By the Committee on Labor:

Assembly Joint Resolution No. 8:

WHEREAS, Experience has shown that the special provisions promulgated by the Federal Bureau of Public Roads authorizing contractors to be the sole judge of the qualifications of employees using heavy equipment, defeats the object and purpose of the law to employ local labor; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada, That the special provisions permitting contractors to be the sole judge of the qualifications of employees using heavy equipment be abrogated, and a rule requiring that only citizens of the State wherein said work is being performed shall be employed on such work; and be it further

Resolved, That copies of this resolution be forthwith transmitted by the Secretary of State to our Senators and Representative in Congress, to the Chief of the Bureau of Roads, and that a copy under the Great Seal of the State of Nevada be sent to the President of the United States.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Labor.

Carried.

Mr. Persson moved that the Assembly adjourn until Tuesday, February 5, 1935, at 10 a. m.

Assembly adjourned at 2:35 p. m.

Approved: WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE SIXTEENTH DAY

CARSON CITY (Tuesday), February 5, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved that reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Stewart:

Assembly Bill No. 32—An Act to amend an Act entitled "An Act to provide for the maintenance of fences along railroads and for damages for the killing of livestock," approved March 24, 1917, together with all Acts amendatory thereof or supplemental thereto.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

By Mr. Arnold:

Assembly Bill No. 33—An Act to repeal section 12 of an Act entitled "An Act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said Inspector and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909, 218, with the Acts amendatory thereof and supplemental thereto.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Persson:

Assembly Joint Resolution No. 9, memorializing Congress and the Secretary of Agriculture of the United States for relief in the matter of grazing fees for livestock upon the national forests.

WHEREAS, The existing schedule of grazing fee charges exacted for use by Nevada stockraising settlers of those public ranges upon which their properties necessarily were and still are established, and which have, from time to time,

been surrounded by the so-called national forest withdrawals, are based upon range appraisals covering periods of abnormally high livestock prices; and

WHEREAS, The continuance of such charge schedules, in the face of existing livestock values far below any known for many years past, can only most seriously impede and retard any reasonable opportunity for recovery and rehabilitation of Nevada's stockraising and ranching settlements, a most important factor in the social and economic structure of our State; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That we most earnestly urge upon all Federal officials concerned the extreme need for continuance, for the grazing season of 1935, of the fifty percent reduction in national forest grazing fee charges as granted for 1932, based upon the charges in effect for 1931; and be it further

Resolved, That we urge our Nevada Congressional Delegation to use every effort toward securing an early and complete range reappraisal looking to the fixing of forest grazing fee schedules in keeping with the heavy decline in livestock values that has occurred since the present schedules were determined; and be it further

Resolved, That the Secretary of State of the State of Nevada be and he is hereby directed to immediately forward copies of this resolution to the President of the United States, to the Speaker of the House of Representatives, to each of our Senators, and to our Representative in Congress.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Livestock.

Carried.

Mr. Hopkins moved that action on Assembly Bill No. 20 be postponed for one legislative day in order that the Bill Drafter may have sufficient time to complete a substitute.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 14.

Remarks by Mr. Persson.

Roll call on Assembly Bill No. 14:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Parker and Riddell—2.

Not voting—Mr. Speaker.

Assembly Bill No. 14 having received a constitutional majority was declared passed by the Speaker.

Assembly Bill No. 17.

Remarks by Messrs. Perry, Renfro, and Harriman.

Roll call on Assembly Bill No. 17:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Parker and Riddell—2.

Not voting—Mr. Speaker.

Assembly Bill No. 17 having received a constitutional majority was declared passed by the Speaker.

Assembly Bill No. 22.

Remarks by Messrs. Arnold, Hussman, Perry, Conwell, Phillips, and Horgan.

Roll call on Assembly Bill No. 22:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Parker.

Not voting—Conwell and Mr. Speaker—2.

Assembly Bill No. 22 having received a constitutional majority was declared passed by the Speaker.

Substitute for Assembly Bill No. 8.

Remarks by Messrs. Stewart, Cline, Phillips, Goodwin, Conwell, and Perry.

Roll call on Substitute for Assembly Bill No. 8:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Cline.

Absent—Parker.

Not voting—Mr. Speaker.

Substitute for Assembly Bill No. 8 having received a constitutional majority was declared passed by the Speaker.

Assembly Joint Resolution No. 3.

Remarks by Messrs. Hussman, Arnold, Cooper, Conwell, Lattin, Sherwood, Murphy, Persson, Perry, Hopkins, and Goodwin.

Roll call on Assembly Joint Resolution No. 3:

YEAS—Anker, Boak, Clark, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Shelly, Stewart, Wines, and Young—31.

NAYS—Arnold, Bellinger, Cline, Conwell, Reynolds, and Sherwood—6.

Absent—Parker.

Not voting—Russell and Mr. Speaker—2.

Assembly Joint Resolution No. 3 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 4.

Mr. Sherwood moved that the Chief Clerk be authorized to make correction of error.

Carried.

Roll call on Assembly Joint Resolution No. 4:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan,

Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Parker.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 4 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Mr. Stewart:

Assembly Bill No. 34—An Act authorizing the issuance and sale of certain bonds of Pahranaगत Consolidated School District No. 1, Lincoln County, Nevada.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill considered an emergency measure, considered engrossed, read second time by title, and placed on top of general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 34.

Remarks by Messrs. Goodwin, Stewart, and Hussman.

Roll call on Assembly Bill No. 34:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Parker.

Not voting—Murphy and Mr. Speaker—2.

Assembly Bill No. 34 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 5.

Roll call on Assembly Joint Resolution No. 5:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Henrichs, Horgan, and Parker—3.

Not voting—Perry and Mr. Speaker—2.

Assembly Joint Resolution No. 5 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Joint Resolution No. 17 of Thirty-sixth Session.

Roll call on Senate Joint Resolution No. 17 of Thirty-sixth Session:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry,

Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Parker.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 17 of Thirty-sixth Session having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Jameson moved that the Assembly recess until 2 p. m.

Carried.

Assembly recessed at 12 noon.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Parker, who was excused.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Contingent Expenses has had Assembly Resolution No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it be allowed.

JAS. D. CLARK, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 27, 28, 31, and Assembly Joint Resolutions Nos. 6, 7, and 8, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins advised that Assembly Bills Nos. 29 and 30 were being held up in committee.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Hussman:

Assembly Joint Resolution No. 10, memorializing Congress for relief in the contribution of funds by the State of Nevada for Federal emergency relief.

WHEREAS, The present plans for Nevada's contribution to the proposed Federal Relief Fund will approximate the sum of thirty thousand (\$30,000) dollars per month; and

WHEREAS, The farming, mining, and stockraising industries of the State of Nevada, which are the major industries within this State, are at the lowest ebb known for years; and

WHEREAS, The failure of thirteen banks in the State of Nevada resulted in the loss of approximately \$19,000,000 to the depositors in this State, most of whom are engaged in mining, farming, and stockraising, and precipitated all of these industries in the State of Nevada into a condition of hopeless indebtedness; and

WHEREAS, The creditors of the stockraisers and farmers have compelled liquidation of such a great proportion of the assets of the debtors that the said debtors have been compelled to convert every possible asset into cash, thus depleting the farming and stockraising supplies; and

WHEREAS, The owners of real estate and nonincome-producing city property have had imposed upon them a tax burden that is almost unbearable, and which

has resulted in the increased indebtedness of the debtors and furthered depression within the State; and

WHEREAS, The raising of thirty thousand (\$30,000) dollars per month to meet the proposed contribution of the Federal Government, when considered in connection with the tax income in this State, is a burden of alarming proportions; and

WHEREAS, Many of the neighboring States in the western area are similarly affected; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That the Congress of the United States, now in session, be memorialized to take into consideration the economic conditions existing in the Western States, and make such proportionate allowances for these conditions as the said several States may be able to comply with, without plunging the few remaining taxpayers into despair; and be it further

Resolved, That our Senators in the United States Senate and our Representative in Congress be urged to present this matter to the departments at Washington, D. C., to the end that injustice may not be done; and be it further

Resolved, That certified copies of this resolution be forwarded to the President of the Senate, the Speaker of the House of Representatives, to each of our Senators in the United States Senate, and to our Representative in Congress.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Carried.

Mr. Cline moved that the Assembly reconsider action on Assembly Bill No. 20, and same be placed on top of general file for today's business, for third reading and final passage.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Goodwin:

Assembly Bill No. 35—An Act to amend section 1 of an Act entitled "An Act regulating and fixing the fees to be charged and collected by the Justice of the Peace of Reno Township, and repealing all Acts or parts of Acts in conflict herewith," approved March 22, 1921, and being chapter 170, Statutes of Nevada 1921.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Rochon:

Assembly Bill No. 36—An Act to amend an Act entitled "An Act to create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, as amended.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Rochon :

Assembly Bill No. 37—An Act to amend an Act entitled “An Act to provide for the registration of all births and deaths in the State of Nevada; providing penalties for the violation thereof; and other matters relating thereto,” approved March 25, 1929.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Cooper :

Assembly Bill No. 38—An Act to repeal section 24 of an Act entitled “An Act to create a public corporation to be known as ‘State Bar of Nevada,’ to provide for its organization, government, membership, and powers, to regulate the practice of law, and to provide penalties for the violation of said Act.”

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Mr. Noble moved that action on Assembly Bill No. 20 be deferred due to the absence of Mr. Hussman, and same made a special order of business for tomorrow at 11 a. m.

Carried.

Mr. Boak moved that the Assembly extend a vote of thanks to the Clark County Delegation for the souvenirs from Boulder Dam.

Carried.

Mr. Cooper presented bill from T. and D. Enterprises regarding drapes for the improvement of acoustics, and requested that same be referred to Committee on Contingent Expenses.

Request granted.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 34, which was this day declared an emergency measure under the Constitution, placed on the file for third reading and final passage, and passed by the following vote: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 39, which was this day declared an emergency measure under the Constitution, and passed by the following vote: Yeas, 16; nays, none; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Remarks on Senate Bill No. 39 by Messrs. Phillips, Goodwin, Harri-
man, and Perry.

Mr. Goodwin moved that Senate Bill No. 39 be placed on top of gen-
eral file.

Carried.

Mr. Boak moved that the Assembly now resolve itself into Committee of the Whole.

Carried.

At 2:50 p. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 2:59 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORT OF COMMITTEE OF THE WHOLE

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 39 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Goodwin moved adoption of the report.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 39.

Roll call on Senate Bill No. 39:

NAYS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Newton, Noble, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—34.

YEAS—None.

Absent—Oldham and Parker—2.

Not voting—Henrichs, Hussman, Murphy, and Persson—4.

Mr. Persson moved the Assembly adjourn until Wednesday, February 6, 1935, at 10 a. m.

Carried.

Assembly adjourned at 3:08 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE SEVENTEENTH DAY

CARSON CITY (Wednesday), February 6, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Chaplain, Reverend Pressfield.

Mr. Fogliani moved that reading of the Journal be dispensed with, and Mr. Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Institutions has had Assembly Bill No. 26 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 30, hereto attached, is a correct copy of the triplicate thereof in its possession, and recommends insertion of letter "s" on word "time" in line 28, page 2 of printed bill.

Also, that bound copy of Assembly Bill No. 29 is correct, but recommends sentence commencing with words "All Acts" in line 13, page 2, and ending with word "repealed" in line 15, be stricken from printed bill, and that engrossed bill be reprinted.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that Chief Clerk be authorized to make the correction in Assembly Bill No. 30.

Carried.

Mr. Hopkins moved that recommendation of committee be accepted regarding Assembly Bill No. 29.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 16, which this day passed the Senate by the following vote: Yeas, 16; nays, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Lattin moved that the Chair appoint a committee to meet with the Capitol Commissioners concerning the flag above the building.

Carried.

Mr. Speaker appointed Mr. Lattin as a committee of one.

INTRODUCTION AND FIRST READING

By Mr. Cooper :

Assembly Bill No. 39—An Act to amend an Act entitled “An Act providing for the incorporation of cities, their classification, the establishment and alteration of their boundaries, the government and disincorporation thereof, and repealing all Acts and parts of Acts in conflict therewith,” approved March 27, 1907, 241, together with all Acts amendatory thereof or supplemental thereto.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Cline :

Assembly Bill No. 40—An Act to control, license and regulate the importation of wine, beer, and intoxicating liquor into the State of Nevada; to provide for the issuance of importers' and wholesalers' licenses; to impose a stamp tax on the sale of such wines, beers, and intoxicating liquors; and to provide penalties for the violation thereof.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 16.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

GENERAL FILE AND THIRD READING

Assembly Resolution No. 10.

Roll call on Assembly Resolution No. 10:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Not voting—Goodwin and Mr. Speaker—2.

Assembly Resolution No. 10 having received a constitutional majority, Mr. Speaker declared it passed.

At 10:25 a. m., Assembly at ease until 11 a. m.

HOUSE IN SESSION

At 11 a. m.

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker announced that if there were no objections the Chief Clerk and Speaker would sign Assembly Bill No. 34.

No objections.

Mr. Hussman asked to make a few remarks relative to Assembly Bill No. 20, and same to be included in the minutes.

Request granted.

Mr. Hussman: My object in introducing this bill is because I honestly believe it would be a saving to the taxpayers of the State of at least \$10,000 each biennium without in anyway affecting the efficiency of the State government. I have reason to believe that my judgment was well founded, because in something like twenty days the Governor has signed three bills and it has cost the State an average of \$1,000 per day. I feel that it was unfortunate that Assembly Bill No. 20 was made a football of at yesterday's session of this body. As it stands now I am quite certain that the bill would not receive more than ten or twelve votes in this Assembly for the reason that a great deal of lobbying has been done against the bill by members of the Assembly as well as attachés, and due to that fact, and due to the fact that the bill would not stand any chance of being passed at the present time, I make a motion, Mr. Speaker, that the bill be laid on the table.

Motion to table carried.

Remarks by Mr. Conwell.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 9 and 10, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Lattin moved that committee appointed on the flag be increased to three, with the Speaker as chairman.

Carried.

Mr. Speaker appointed Mr. Speaker, Mr. Shelly, and Mr. Lattin.

INTRODUCTION AND FIRST READING

By Mr. Oldham:

Assembly Bill No. 41—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Mr. Persson moved Assembly recess until 2 p. m.

Assembly recessed at 11:09 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 32, 33, 35, 36, 37, and 38, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Joint Resolution No. 2 with the Engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Senate Bill No. 16 and Assembly Joint Resolution No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman.*

INTRODUCTION AND FIRST READING

By White Pine County Delegation:

Assembly Bill No. 42—An Act to amend section 289 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, and as amended Statutes 1927, 186.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Goodwin:

Assembly Bill No. 43—An Act to make unlawful the running at large, straying, feeding or picketing of livestock upon certain highways of this State; defining the duties of peace officers and the State Board of Stock Commissioners in connection with such livestock; the impounding, care and disposal thereof; and providing penalties for the violations thereof.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mines and Mining has had Senate Bill No. 19 and Assembly Joint Resolution No. 7 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

AMBROSE M. MURPHY, *Chairman.*

Mr. Persson moved the Assembly adjourn until 10 a. m., Thursday, February 7, 1935.

Carried.

Assembly adjourned at 2:15 p. m.

Approved:

WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE EIGHTEENTH DAY

CARSON CITY (Thursday), February 7, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Reynolds, who was excused.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Hopkins moved that the reading of the minutes be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 29 under consideration, and begs leave to report the same without recommendation.

W. HOLMES GOODWIN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Joint Resolution No. 21 of the Thirty-sixth Session, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 26 of the Thirty-sixth Session, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 24, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 28, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Oldham asked permission to withdraw Assembly Bill No. 41 for correction.

Granted.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 44—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Sherwood:

Assembly Bill No. 45—An Act to provide for the payment of not less

than the general prevailing rate of wages on public works, and not less than the general prevailing rate of wages for legal holiday and overtime work on public works, providing for the ascertainment of such general prevailing rate by the public body awarding the contract, and its insertion in the contract and call for bids for the contract; providing for the keeping of records of the wages paid all workers engaged in public work and the inspection of such records by the proper public officials; providing for a forfeiture for each calendar day, or portion thereof, any worker is paid less than the said rate and for a stipulation to this effect in the contract, and providing other penalties for violation of the provisions thereof.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Sherwood:

Assembly Bill No. 46—An Act to amend an Act entitled "An Act to limit the hours of labor of persons employed by the State, county, and municipal governments, and of persons employed by contractors, subcontractors or other persons in the performance of public work; requiring a condition limiting the hours of labor in all contracts for public work; fixing the penalties for the violations of this Act, and other matters properly relating thereto," approved March 29, 1919, 370.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Fogliani:

Assembly Bill No. 47—An Act requiring owners and holders of mining claims to define and maintain markings on and about the boundaries of all claims owned or held by them, and providing forfeiture and a penalty for a violation thereof.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

Senate Bill No. 24.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 6.

Remarks by Mr. Conwell.

Roll Call on Assembly Joint Resolution No. 6:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin,

Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—34.

NAYS—Horgan and Shelly—2.

Absent—Reynolds.

Not voting—Anker, Hussman, and Mr. Speaker—3.

Assembly Joint Resolution No. 6 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

Senate Bill No. 28.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 7.

Remarks by Mr. Russell.

Roll call on Assembly Joint Resolution No. 7:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parkey, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Reynolds.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 7 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 26.

Remarks by Mr. Rochon.

Roll call on Assembly Bill No. 26:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Reynolds.

Not voting—Mr. Speaker.

Assembly Bill No. 26 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 16.

Remarks by Messrs. Horgan, Cline, and Perry.

Roll call on Senate Bill No. 26:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Goodwin, Horgan, Hussman, and Noble—4.

Absent—Reynolds.

Not voting—Harriman, Russell, and Mr. Speaker—3.

Senate Bill No. 16 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 19.

Remarks by Messrs. Murphy, Perry, Noble, Phillips, Lattin, Conwell, Boak, Lauritzen, Hopkins, Harriman, and Persson.

Roll call on Senate Bill No. 19:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Hopkins, Murphy, Oldham, Parker, Perry, Persson, Phillips, Rochon, Russell, Sherwood, Stewart, and Wines—23.

NAYS—Glaser, Harriman, Henrichs, Hussman, Jameson, and Lattin—6.

Absent—Reynolds.

Not voting—Anker, Horgan, Lauritzen, Newton, Noble, Renfro, Riddell, Shelly, Young, and Mr. Speaker—10.

Assembly Bill No. 19 having received a constitutional majority, Mr. Speaker declared it passed.

PRESENTATION OF PETITIONS

The following resolution was received from the Rotary Club of Reno, the Kiwanis Club of Reno, and the Nevada Retail Merchants Association:

RENO, NEVADA, FEBRUARY 1, 1935.

WHEREAS, Litigation, the pumping and purchase of water during periods of drought, and other expenses related to the water supply problems on the Truckee River have, in the past, cost in excess of \$900,000 in cash, and the droughts have caused crop losses amounting to several millions of dollars; and

WHEREAS, It is essential for the continued existence of the agricultural interests diverting waters from the Truckee River that the litigation be ended, and that reservoirs be constructed to conserve flood waters heretofore wasted, by the construction of a reservoir on the Little Truckee River, and the ending of said litigation and the construction of said reservoir are likewise essential to the prosperity and well-being of all of the people of Washoe County; and

WHEREAS, The cost of the construction of said reservoir is greater than can be paid by the agricultural interests; and

WHEREAS, The public of Washoe County and all of its people will benefit both directly and indirectly through said construction; now, therefore, be it

Resolved, That the signers of this resolution hereby express themselves as urging the taking of any and all necessary action to expedite the completion of the herein-mentioned upstream storage project, including the passage by the State Legislature of the necessary Enabling Act which will permit the county of Washoe to issue noninterest-bearing bonds up to, but not to exceed, \$500,000, and further permit said county to levy and collect taxes to be used for the redemption of said bonds; and be it further

Resolved, That a copy of this resolution be forwarded to both the Senate and Assembly of our State Legislature, which is now in session, and to the Honorable Richard Kirman, Governor.

KIWANIS CLUB,

ROTARY CLUB,

NEVADA RETAIL MERCHANTS ASSOCIATION.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

Mr. Persson moved Assembly recess until 2 p. m.
Carried.

Assembly recessed at 11:23 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Reynolds, who was excused.

There being no objections, Mr. Speaker and Chief Clerk signed Senate Joint Resolution No. 17.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Livestock has had Assembly Joint Resolution No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. R. BELLINGER, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 24 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 42 and 43, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Oldham:

Assembly Bill No. 48—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Fogliani:

Assembly Bill No. 49—An Act to amend an Act entitled "An Act defining and classifying transient livestock, and providing for the assessment, collection and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing all Acts and parts of Acts in conflict herewith," approved March 26, 1915.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

By Mr. Fogliani:

Assembly Bill No. 50—An Act to amend “An Act defining and classifying transient livestock, and providing for the assessment, collection, and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing all Acts and parts of Acts in conflict herewith,” approved March 26, 1915, as amended March 25, 1933.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

By Mr. Persson:

Assembly Bill No. 51—An Act to amend section 31 of an Act entitled “An Act regulating the nomination of candidates for public office in the State of Nevada,” approved March 23, 1917, as amended.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Persson:

Assembly Bill No. 52—An Act to amend section 1 of an Act entitled “An Act regulating the nomination of candidates for public office in the State of Nevada,” approved March 23, 1917, as amended.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Mr. Sherwood moved that the Committee on Railroads and Corporations be allowed seven days' further time on Assembly Bill No. 19.

Carried.

Mr. Persson moved that Assembly adjourn until 10 a. m., Friday, February 8, 1935.

Carried.

Assembly adjourned at 2:23 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE NINETEENTH DAY

CARSON CITY (Friday), February 8, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved the reading of the Journal be dispensed with, and Mr. Speaker and Chief Clerk be authorized to make the necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 39 and 40, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 18 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 13 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on State Institutions has had Assembly Bills Nos. 36 and 37 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JOE S. COOPER, *Chairman.*

There being no objections, Mr. Speaker and Chief Clerk signed Assembly Joint Resolution No. 21.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 36, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Strike the comma after the figures "1911," in the title, and insert in lieu thereof a period. Further amend by striking the words and figures after the period in the title "being section 8568 N. C. L. 1929."

Also, Senate Bill No. 34, which passed, as amended: Yeas, 15; nays, 1; not voting, 1. Amend as follows: Strike the comma after the figures "1911" in the title of the bill, and insert in lieu thereof a period. Further amend by striking after the period the words and figures "being section 8754 N. C. L. 1929."

Also, Senate Bill No. 32, which passed, as amended: Yeas, 14; nays, 1; not

voting, 2. Amend as follows: Strike the comma after the figures "1911" in the title of the printed bill, and place in lieu thereof a period. Further amend by striking out after the period the following words and figures: "being chapter 156, Statutes of Nevada 1931."

Also, Senate Bill No. 29, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 8, which passed, as amended: Yeas, 17; nays, none. Amend by creating a new section to be known as section 2, to read as follows: "SEC. 2. This Act shall be in full force and effect upon its passage and approval."

Also, Senate Bill No. 37, which passed, as amended: Yeas, 15; nays, 1; not voting, 1. Amend as follows: Place a period after the word "sections" in the title of the printed bill, and further amend by striking the following words and figures after the period: "to be known as section 287a and section 287b, and to be respectively section 8785a and section 8785b N. C. L. 1929. Strike out the colon in line 4, page 1, and insert thereat a comma, and add thereto the words "and to read as follows:"

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Bellinger moved that Assembly Bill No. 43 be referred to a joint committee consisting of Committees of Roads and Highways and Livestock.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 53—An Act to repeal section 9 of an Act entitled "An Act to amend an Act entitled 'An Act to provide the general highway law for the State of Nevada,' approved March 23, 1917," as amended.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Messrs. Boak and Fogliani:

Assembly Bill No. 54—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

By Mr. Riddell:

Assembly Bill No. 55—An Act to amend an Act entitled "An Act to amend section 52 of an Act entitled 'An Act to provide a water law for the State of Nevada; providing a system of State control; creating the office of the State Engineer and other offices connected with the appropriation, distribution and use of water, prescribing the duties and powers of the State Engineer and other officers and fixing their compensation; prescribing the duties of water users and providing penalties for failure to perform such duties; providing for the appointment

of Water Commissioners, defining their duties and fixing their compensation; providing for a fee system, for the certification of records, and an official seal for the State Engineer's office; providing for an appropriation to carry out the provisions of this Act; and other matters properly connected therewith, and to repeal all Acts and parts of Acts in conflict with this Act, repealing an Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights; to provide for the appointment of a State Engineer, and Assistant State Engineer, and fixing their compensation, duties and powers; defining the duties of the State Board of Irrigation; providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907; also, repealing an Act amendatory of a certain Act entitled "An Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties," approved February 26, 1907, and to provide a fee system for the certification of the records of, and an official seal for the State Engineer's office, and other matters relating thereto, approved February 20, 1909, approved March 22, 1913, as amended by Stats. 1915, 1919 and 1921, being section 7937 Nevada Compiled Laws 1929," as amended March 27, 1931.

Mr. Riddell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Irrigation.

Carried.

Senate Bill No. 37.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 36.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 34.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 32.

Mr. Goodwin moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 29.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

Senate Bill No. 8.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

There being no objections, Mr. Speaker and Chief Clerk signed Assembly Joint Resolution No. 26.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 9.

Remarks by Messrs. Persson and Horgan.

Roll call on Assembly Joint Resolution No. 9:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 9 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 24.

Remarks by Messrs. Arnold, Harriman, Goodwin, Conwell, Cline, Phillips, Hopkins, Parker, Renfro, Sherwood, and Murphy.

Roll call on Assembly Bill No. 24:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 24 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 28.

Mr. Clark moved that Assembly Bill No. 28 be rereferred to the Washoe County Delegation for correction.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Bill No. 33 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

Mr. Persson moved that Assembly do now recess until 2 p. m.
Carried.

Assembly recessed at 11:03 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 44, 45, 46, 47, 48, 49, 50, 51, and 52, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

The Committee on Insurance has had Senate Bill No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. M. RENFRO, *Chairman.*

Mr. Speaker:

The Committee on Judiciary has had Assembly Bill No. 38 and Senate Bills Nos. 5, 28, and 35 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Joint Resolution No. 19 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the attached amendment. Amend Assembly Joint Resolution No. 10 by changing lines 19, 20, 21, and 22, page 2, to read as follows: "*Resolved.* That our Senators in the United States Senate and our Representative in Congress be urged to present this matter to the departments at Washington, D. C., to the end that the Congress accord this petition its favorable and sympathetic consideration."

R. J. NEWTON, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Arnold:

Assembly Bill No. 56—An Act to promote safety of school-bus passengers.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Young:

Assembly Bill No. 57—An Act regulating the salaries of the officers of Storey County.

THE TWENTY-SECOND DAY

CARSON CITY (Monday), February 11, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Father Ryan.

Mr. Jameson moved the reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

Mr. Robert Whitten of the Glendale News Press of Glendale, Calif., was assigned a place at the press table by Mr. Speaker.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Joint Resolution No. 5, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 26, which passed, as amended: Yeas, 16; nays, none; not voting, 1. Amend by striking the period at the end of section 1 and inserting in lieu thereof a semicolon, and add the following words: "*provided*, that the Secretary of the State shall furnish to the Attorney-General State reports and statutes to replace all missing volumes in his office without charge therefor, taking a receipt for all books furnished. All such books to remain the property of the State."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Boak moved that consideration of Assembly Bill No. 13 be indefinitely postponed.

Remarks by Mr. Sherwood.

Motion lost.

Mr. Hussman moved Assembly Bills Nos. 36 and 37 be rereferred to Committee on Ways and Means, inasmuch as they carry an appropriation.

Remarks by Messrs. Rochon, Cooper, and Phillips.

Carried.

Mr. Shelly moved Senate Bill No. 8 be made a special order of business for Thursday, February 14, at 11 a. m.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Sherwood:

Assembly Bill No. 58—An Act to amend an Act entitled "An Act

concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Act amendatory thereof or supplemental thereto.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Hussman :

Assembly Bill No. 59—An Act to amend sections 3, being section 3012 N. C. L. ; 9, being section 3018 N. C. L. ; 11, being section 3020 N. C. L. ; 14, being section 3023 N. C. L. ; and to repeal section 8, being section 3017 N. C. L., of an Act entitled "An Act regulating the fiscal management of counties, cities, towns, school districts, and other governmental agencies," approved March 22, 1917, as amended April 1, 1919, March 4, 1921, March 22, 1921, February 27, 1923, February 26, 1925, March 11, 1925, March 23, 1927, and to define the word "year," and to repeal all Acts or parts of Acts in conflict therewith.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Sherwood :

Assembly Bill No. 60—An Act to amend an Act entitled "An Act to regulate the hours of work or labor of men employed or working on or about the surface of underground mine workings, and providing for the punishment of violations of this Act," approved March 24, 1911, 373.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Riddell :

Assembly Bill No. 61—An Act to amend an Act entitled "An Act to provide for the payment of retirement salaries to public school teachers of this State, and all matters properly connected therewith," approved March 23, 1915, together with the Acts amendatory thereof or supplemental thereto.

Mr. Riddell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Cooper :

Assembly Joint Resolution No. 11, proposing an amendment to article IV of the Constitution of the State of Nevada.

Resolved by the Assembly and the Senate of the State of Nevada. That article IV of the Constitution of the State of Nevada be amended to read as follows :

LEGISLATIVE DEPARTMENT

SECTION 1. The legislative authority of the State of Nevada shall be vested in a single body, to be known as the Legislature. Said Legislature shall be composed of membership to be selected as follows:

SEC. 2. There shall be elected by the qualified electors, in each of the counties of this State, a legislative representative for each 3,000 electors, or majority portion thereof, as shown by the vote cast in the respective counties at the last preceding general election for representative in Congress; *provided, however*, that there shall be elected at least one legislative representative from each of the several counties of the State. Each of said representatives shall be elected for a term of four years, from and after the date of their election. When vacancies occur, the Governor shall make an appointment from the qualified electors of the county where the vacancy may have occurred for the unexpired term. The office of legislative representative shall be nonpartisan and shall be so designated upon the ballots for said office. The sessions of the Legislature shall be held at the Capitol of the State.

SEC. 3. Members of the Legislature shall be duly qualified electors in their respective counties. The Legislature shall be the exclusive judge of the qualifications, elections and returns of its members, choose its own officers, determine the rules of its proceedings, and may punish its members for disorderly conduct, and, with the concurrence of two-thirds of all the members elected, expel a member.

SEC. 4. The Legislature during the session may punish by imprisonment any person, not a member, who shall have been guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence; but such imprisonment shall not extend beyond the final adjournment of the session.

SEC. 5. No member of the Legislature shall, during the term for which he shall have been elected, nor for one year thereafter, be appointed to any civil office of profit in this State which shall have been created or the emoluments of which shall have been increased during such term, except such office as may be filled by election by the people.

SEC. 6. No person holding any lucrative office under the government of the United States or any other power shall be eligible to any civil office of profit in this State; *provided*, that postmasters, whose compensation does not exceed \$500 per annum, or commissioners of deeds, shall not be considered as holding lucrative offices.

SEC. 7. Any person who shall be convicted of embezzlement or defalcation of the public funds of this State, or who may be convicted of having given or offered a bribe to aid in the procurement of office for any other person, shall be disqualified from holding any office of profit or trust in this State.

SEC. 8. Members of the Legislature shall be privileged from arrest on civil process during its session, and for fifteen days next before the commencement of each session.

SEC. 9. A majority of the members elected to the Legislature 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 the said Legislature may prescribe.

SEC. 10. The Legislature shall keep a journal of its proceedings, which shall be published, and the yeas and nays of the members on any question shall, at the desire of any three members, be entered on the journal.

SEC. 11. The doors of the Legislature shall be kept open during its sessions, except while sitting in executive session, and the said Legislature shall not adjourn during the period of its regular session for more than three consecutive days, excluding Sundays and holidays, nor to any other place than that in which it may be holding its regular sessions.

SEC. 12. Each law enacted by the Legislature shall embrace but one subject and matters properly connected therewith, which shall be briefly expressed in the title, and no law shall be revised or amended by reference to its title only; but in each case the Act as revised, or section amended, shall be reenacted and published at length.

SEC. 13. Every bill shall be read by sections on three several days, unless in

case of emergency two-thirds of the members of the Legislature shall deem it expedient to dispense with this rule, but the reading of a bill by sections, on its final passage, shall in no case be dispensed with, and the vote on the final passage of every bill or resolution shall be determined by yeas and nays to be entered on the journal; and a majority of the members elected to the Legislature shall be necessary to pass every bill or resolution, and all bills or resolutions so passed shall be signed by the presiding officer of the Legislature and by the Secretary or Chief Clerk thereof.

SEC. 14. No money shall be drawn from the treasury but in pursuance of appropriations made by law. An accurate statement of the receipts and expenditures of the public money shall be attached to and published with the laws at every regular session of the Legislature.

SEC. 15. The Legislature shall not pass local or special laws in any of the following enumerated cases, that is to say: Regulating the jurisdiction and duties of the Justices of the Peace and of Constables, and fixing their compensation; for the punishment of crimes and misdemeanors; regulating the practice of courts of justice; providing for changing the venue in civil cases and criminal cases; granting divorces; changing the names of persons; vacating roads, town plots, streets, alleys, and public squares; summoning and empanneling grand and petit juries, and providing for their compensation; regulating county and township business; regulating the election of county and township officers; for the assessment and collection of taxes for State, county, and township purposes; providing for the opening and conducting of elections of State, county, and township officers, and designating the places of voting; providing for the sale of real estate or personal property belonging to minors or other persons under legal disabilities; giving effect to invalid deeds, wills, or other instruments; refunding money paid into the State treasury, or into the treasury of any county; releasing the indebtedness, liability, or obligation of any corporation, association, or person to the State, or to any county, town, or city in this State. But 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-heads, ditch, flume and tunnel companies incorporated under the laws of this State, or doing business therein.

SEC. 16. In all cases enumerated in the preceding section, and in all other cases where a general law can be made applicable, all laws shall be general and of uniform operation throughout the State.

SEC. 17. Provision may be made by general law for bringing suit against the State as to all liabilities originating after the adoption of this Constitution.

SEC. 18. The enacting clause of every law shall be as follows: "The People of the State of Nevada, represented in the Legislature, do enact as follows," and no law shall be enacted except by bill.

SEC. 19. No lottery shall be authorized by this State, nor shall the sale of lottery tickets be allowed.

SEC. 20. The Legislature shall establish a system of county and township government, which shall be uniform throughout the State.

SEC. 21. The Legislature shall provide by law for the election of a Board of County Commissioners in each county, and such County Commissioners shall, jointly and individually, perform such duties as may be prescribed by law.

SEC. 22. Laws shall be made to exclude from serving on juries all persons not qualified electors of the State, and all persons who shall have been convicted of bribery, perjury, forgery, larceny, or other high crimes, unless restored to civil rights; and laws shall be passed regulating elections, and prohibiting, under adequate penalties, all undue influence thereon from power, bribery, tumult, or other improper practice.

SEC. 23. No money shall be drawn from the State treasury as salary or compensation to any officer or employee of the Legislature, except in cases where such salary or compensation has been fixed by law in force prior to the election or appointment of such officer or employee, and the salary or compensation so fixed shall neither be increased nor diminished so as to apply to any officer or employee of the Legislature at such session; *provided*, that this restriction shall not apply to the first session of the Legislature.

SEC. 24. No regular session of the Legislature shall exceed sixty days, nor any special session convened by the Governor exceed twenty days.

SEC. 25. A homestead, as provided by law, shall be exempt from forced sale under any process of law, and shall not be alienated without the joint consent of both husband and wife, when that relation exists; but no property shall be exempt from sale for taxes or for the payment of obligations contracted for the purchase of said premises, or for the erection of improvements thereon; *provided*, the provisions of this section shall not apply to any process of law obtained by virtue of a lien given by consent of both husband and wife, and laws shall be enacted providing for the recording of such homestead within the county in which the same shall be situated.

SEC. 26. All property, both real and personal, of the wife, owned or claimed by her before marriage, and that acquired afterward by gift, devise, or descent shall be her separate property; and laws shall be passed more clearly defining the rights of the wife in relation, as well to her separate property as to that held in common with her husband. Laws shall also be passed providing for the registration of the wife's separate property.

SEC. 27. The Legislature shall have the power to increase, diminish, consolidate, or abolish the following county officers: County Clerks, County Recorders, Auditors, Sheriffs, District Attorneys, County Surveyors, Public Administrators, and Superintendents of Schools. The Legislature shall provide for their election by the people, and fix by law their duties and compensation. County Clerks shall be *ex officio* clerks of the courts of record and of the Board of County Commissioners in and for their respective counties.

SEC. 28. The members of the Legislature shall receive for their services a compensation to be fixed by law, and paid out of the public treasury; but no increase of compensation shall take effect during the term for which the members shall have been elected; *provided*, that an appropriation may be made for the payment of such actual expenses as members of the Legislature may incur for postage, express charges, newspapers and stationery, not exceeding the sum of sixty dollars for any general or special session to each member.

SEC. 29. Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approves, he shall sign it; if not, he shall return it, with his objections, to the Legislature, and the Legislature shall cause such objections to be entered upon its journal and proceed to reconsider it; if, after such reconsideration, it again passes the Legislature by a vote of two thirds of all members elected, it shall become a law notwithstanding the Governor's objections. If any bill shall not be returned within five days after it shall have been presented to him (Sundays and holidays excepted) exclusive of the day on which he receives it, the same shall be a law in like manner as if he had signed it, unless the Legislature, by its final adjournment, prevents such return, in which case it shall be a law unless the Governor within ten days after the adjournment (Sundays and holidays excepted) shall file such bill, with his objections thereto in writing, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session in like manner as if it had been returned by the Governor; and if the same shall receive a vote of two thirds of the members elected to the Legislature to which it is returned, upon a vote taken by yeas and nays, to be entered upon the journal of such Legislature, it shall become a law. The Governor shall have power to veto or reduce single items in appropriation bills without thereby affecting any other provisions of such bill.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 26.

Mr. Goodwin moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 10.

Mr. Newton moved adoption of amendment as read.

Carried.

Remarks by Messrs. Phillips, Harriman, Cline, Conwell, and Hussman.

Mr. Hussman requested resolution be withdrawn temporarily.

Request granted.

Remarks by Messrs. Perry and Persson.

Assembly Bill No. 13.

Remarks by Messrs. Phillips and Sherwood.

Mr. Noble rose to point of order.

Assembly at ease at 10:50 a. m.

HOUSE IN SESSION

At 11 a. m.

Mr. Speaker in the Chair.

Quorum present.

Remarks on Assembly Bill No. 13 by Messrs. Sherwood, Perry, Cooper, and Phillips.

Roll call on Assembly Bill No. 13:

YEAS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Gray, Grier, Hopkins, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Russell, Shelly, Sherwood, and Stewart—24.

NAYS—Anker, Boak, Glaser, Goodwin, Henrichs, Horgan, Hussman, Jameson, Noble, Renfro, and Wines—11.

Not voting—Harriman, Riddell, Rochon, Young, and Mr. Speaker—5.

Assembly Bill No. 13 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 18.

Remarks by Messrs. Perry, Fogliani, and Murphy.

Roll call on Assembly Bill No. 18:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Not voting—Boak, Hussman, and Mr. Speaker—3.

Assembly Bill No. 18 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 29.

Remarks by Messrs. Murphy, Renfro, Goodwin, Phillips, Boak, Shelly, Cooper, Noble, and Mrs. Wines.

Roll call on Assembly Bill No. 29:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—36.

NAYS—Boak, Gray, and Shelly—3.

Not voting—Mr. Speaker.

Assembly Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved Assembly recess until 2 p. m.

Carried.

Assembly recessed at 11:59 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

There being no objections, the Speaker and Chief Clerk signed Assembly Joint Resolution No. 5.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 53, 54, 55, 56, and 57, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

MESSAGE FROM THE GOVERNOR

STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, February 8, 1935.

To the Honorable the Senate and Assembly:

In compliance with section 6995 N. C. L. 1929, I respectfully submit The Executive Budget for the fiscal years 1936 and 1937.

Schedules are submitted showing actual expenditures for the period from July 1, 1933, to December 31, 1934, and estimated expenditures for the period from January 1, 1935, to June 30, 1935.

Provisions are also made for carrying forward sufficient balances at the end of the biennium, June 30, 1937.

Much detailed information is given in your State Controller's report, which I have omitted from this budget due to a desire to economize. However, your attention is directed to the printed copy of that report, and additional detailed information will be gladly supplied upon request.

Careful consideration has been given to all estimated appropriations, and a sincere effort has been made to eliminate every unnecessary item of expense. Existing statutory provisions govern some of the estimates herein given.

Respectfully submitted,

RICHARD KIRMAN, Sr.,
Governor.

Mr. Fogliani moved that the Governor's Budget be referred to Committee on Ways and Means.

Carried.

INTRODUCTION AND FIRST READING

Mr. Conwell gave notice that he would introduce two bills later in the day.

By Mr. Noble:

Assembly Bill No. 62—An Act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, providing for sterilization of containers for milk, cream and ice cream, and prescribing penalties for violation of the provisions of this Act.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures:

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mines and Mining has had Senate Joint Resolution No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman*.

GENERAL FILE AND THIRD READING

Assembly Bill No. 33.

Remarks by Messrs. Arnold and Phillips.

Roll call on Assembly Bill No. 33:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 33 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 35.

Remarks by Messrs. Goodwin, Phillips, Lauritzen, Cooper, and Renfro.

Mr. Goodwin moved that Assembly Bill No. 35 be referred to Committee on Judiciary.

Carried.

Assembly Bill No. 38.

Mr. Goodwin moved that Assembly Bill No. 38 be made a special order of business for Friday, February 15, at 10:30 a. m.

Remarks by Messrs. Phillips, Stewart, Murphy, Cline, and Cooper.

Carried.

Senate Bill No. 5.

Mr. Oldham moved that Senate Bill No. 5 be rereferred to Committee on Judiciary for further consideration.

Carried.

Senate Bill No. 28.

Remarks by Messrs. Perry and Goodwin.

Roll call on Senate Bill No. 28:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 28 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Mr. Conwell:

Assembly Bill No. 63—An Act to amend an Act entitled “An Act to provide a method for voting in any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith,” approved March 11, 1921, together with the Acts amendatory thereof or supplementary thereto.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Perry:

Assembly Bill No. 64—An Act to amend an Act entitled “An Act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada; for the creation of a Board of County Highway Commissioners in each of the several counties, and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each county to issue bonds and levy and collect taxes to pay the same for the purpose of creating a county Road and Bridge Fund; to authorize the expenditure of said fund for roads and bridges, and the purchasing of machinery and implements for road work; to classify the county roads of the counties, and other matters relating thereto,” approved March 26, 1913, 390.

Mr. Perry moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Remarks by Mr. Perry.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Hussman:

Assembly Resolution No. 11, amending the Assembly rule relative to the Assembly Standing Committees.

Resolved by the Assembly of the State of Nevada. That there be added to

list of Standing Committees of the Assembly a committee consisting of three members to be known as the Committee on Public Parks.

Mr. Hussman moved that the resolution be adopted.

Motion seconded by Mr. Harriman.

Remarks by Messrs. Hussman, Cline, and Stewart.

Carried.

Mr. Speaker appointed Messrs. Hussman, Noble, and Hopkins as Committee on Public Parks.

Mr. Persson moved that the Assembly do now adjourn until Wednesday, February 13, at 10 a. m., in honor and respect to President Lincoln.

Carried.

Assembly adjourned at 3 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE TWENTY-FOURTH DAY

CARSON CITY (Wednesday), February 13, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Father Ryan.

Mr. Jameson moved that the reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make the necessary corrections.

Carried.

PRESENTATION OF PETITIONS

An invitation to members of the Assembly, their wives and attachés to attend one or all of the meetings of the Sagebrush Club, given at the Leisure Hour Hall every Wednesday at 8 o'clock, was read.

ASSEMBLY
CALIFORNIA LEGISLATURE
ARTHUR A. OHNIMUS, *Chief Clerk*

February 11, 1935.

Speaker of the Assembly, Nevada State Legislature, Carson City, Nevada.

DEAR SIR: May I direct your attention to the enclosed copy of Assembly Joint Resolution No. 34, adopted by the California Legislature on January 26, 1935.

Yours respectfully,

ARTHUR A. OHNIMUS,
Chief Clerk.

Assembly Joint Resolution No. 34, relative to memorializing the Governors, the Lieutenant Governors, and the Legislators of each of the States of the United States, to invite the people of their respective States to participate in the San Francisco Bay Bridge Exposition to be held at the City and County of San Francisco, State of California, during the year 1938.

WHEREAS, Two great bridges of world renown will be completed on or about the first day of January, 1938, spanning San Francisco Bay, connecting the City and County of San Francisco with Marin and Alameda Counties; and

WHEREAS, The erection of these two bridges is a monumental achievement of civilization; and

WHEREAS, It is befitting that the people of the various States of the Union be invited to celebrate the completion thereof; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly. That the Legislature of the State of California most respectfully urges and requests the Governors, Lieutenant Governors and Legislators of said States to invite the people of their respective States to participate in the aforementioned San Francisco Bay Bridge Exposition to be held in the said year 1938; and be it further

Resolved. That the Chief Clerk of the Assembly transmit copies of this resolution to the Governors, Lieutenant Governors, and Legislators of the various States of the United States, and that said Governors, Lieutenant Governors, and Legislators of the said States urge the people of their respective States to attend the San Francisco Bay Bridge Exposition in 1938.

CHICAGO, ILL., February 12, 1935.

WILLIAM KENNETT, *Speaker of House, Carson, City, Nevada.*

Cover of proclamation calling Interstate Assembly is erroneous and should read Thursday, February 28. Hope you will make every effort to secure prompt action in appointing representative from your State to this important Assembly. Would greatly appreciate your keeping us informed of progress by Western Union collect.

HENRY W. TOLL,
American Legislators Association.

CHICAGO, ILL., February 5, 1935.

MY DEAR MR. KENNETT: The Second Interstate Assembly is to be held at the Mayflower Hotel in Washington, D. C., on Thursday, Friday and Saturday, February 28, March 1 and 2, 1935. The official call for delegates to the Assembly is being mailed to the Governor, the President of the Senate, and the Speaker of the House of Representatives of your State.

The first and most important step is to obtain official action. This means the introduction of a resolution providing for the appointment of delegates, and in some States providing for the payment of their expenses. As a matter of convenience a general draft of such a resolution is enclosed.

We shall appreciate it very much if you will consult with the presiding officer of your branch of the Legislature, bringing to his attention the importance of this Assembly, and determine what action he contemplates in respect to securing the appointment of delegates. The necessity of immediate action is evident.

A preliminary copy of the official call and the Journal of the First Interstate Assembly which met in Washington in 1933 are also enclosed.

We believe that every State will want to be an official participant in these deliberations. No State can afford to be unrepresented. Please keep us informed as to any efforts that you are making to secure the cooperation of your State in this matter.

Sincerely yours,

HENRY W. TOLL.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 53 under consideration, and begs leave to report on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 22, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 1; not voting, 1. Amend section 2, page 1, line 10, by striking out the words "so as." Section 3, page 2, line 5, strike out the words "so as."

Also, to return Assembly Bill No. 17, which passed: Yeas, 13; nays, 1; absent, 1; not voting, 2.

Also, to present for your consideration Senate Bill No. 27, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 10, which passed the Senate, as amended: Yeas, 13; nays, 3; absent, 1. Amend as follows: Page 2, line 18, after the word "capacity," strike all the rest of the words in lines 18, 19, 20, 21, 22, 23, 24, 25, 26, down to the word "farm" in line 27, and insert in lieu thereof the following: "all trucks, not for hire or the transportation or delivery of merchandise, of not over 3,000 lbs. capacity." Strike out the period after the word "only," line 28, page 2, and insert in lieu thereof a semicolon and the following words: "provided, that the owner of any truck affected by this Act, who already had paid his license for 1935, at the old or higher rate, shall be entitled to a refund of all of the amount paid in excess of five dollars, which excess shall be paid to

him in cash, and a receipt taken therefor, by the County Assessor of the county in which said license was paid." Insert a comma after the word "amend" in next to the last line of the title, and strike the word "and" in the same line.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Boak moved that the Assembly concur in the Senate amendments to Assembly Bill No. 22.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Boak moved that the rules be suspended, and Assembly Bill No. 29 be withdrawn for reconsideration and insertion of the words "auto camps" and "cottages."

Remarks by Messrs. Hussman, Hopkins, Boak, Oldham, and Noble.

Mr. Noble moved that as a substitute for all pending motions the Assembly rescind previous action on Assembly Bill No. 29.

Carried.

Mr. Noble moved Assembly Bill No. 29 be rereferred to Committee on Judiciary.

Carried.

By Messrs. Parker, Anker, Murphy, and Lauritzen:

Assembly Joint Resolution No. 12, memorializing Congress to discontinue the moratorium on annual labor requirements for owners of mining claims.

WHEREAS, The Congress of the United States has for a number of years last past made provision for relief from the performance of annual labor upon mining claims under certain conditions; and

WHEREAS, The original intention of Congress in this connection was to relieve the owner of mining claims from the burden of providing funds to do annual work thereon as previously required by law; and

WHEREAS, The purposes originally intended have been perverted and brought about results that have been detrimental to the development of the mining resources of this State; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada. That the Congress of the United States be memorialized to discontinue the relief to mine owners from performing annual labor upon their mining claims; and be it further

Resolved. That our Senators in the United States Senate and our Representative in Congress be requested to use all proper efforts to bring about a discontinuance of such relief; and be it further

Resolved. That the Secretary of State be and he is hereby directed to transmit properly certified copies of this resolution to the President of the United States Senate, the Speaker of the House in Congress, and to each of our Senators and our Representative in Congress.

On motion of Mr. Parker, duly seconded, all rules were suspended, reading so far had considered first reading, rules further suspended, resolution considered engrossed, declared an emergency measure under the Constitution, and placed on third reading and final passage.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Persson:

Assembly Bill No. 65—An Act to amend section 18 of an Act entitled "An Act relating to officers, their qualifications, times of election, terms

of office, official duties, resignations, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty," approved March 9, 1866.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Senate Bill No. 10.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Senate Bill No. 27.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 2.

Remarks by Messrs. Hussman, Stewart, Boak, and Perry.

Mr. Sherwood moved that Senate Joint Resolution No. 2 be rereferred to Committee on Mines and Mining.

Carried.

Assembly Joint Resolution No. 12.

Mr. Boak moved that Assembly Joint Resolution No. 12 be referred to Committee on Mines and Mining and ordered printed.

Carried.

There being no objections, Mr. Speaker and Chief Clerk signed Senate Bills Nos. 16 and 19.

INTRODUCTION AND FIRST READING

By Mr. Newton:

Assembly Bill No. 66—An Act to amend section 3b of chapter 106 of an Act entitled "An Act authorizing Educational District Number One of Clark County, Nevada, to sell certain school property to the United States," approved March 20, 1933.

On motion of Mr. Newton, duly seconded and carried, all rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark County Delegation.

By Mr. Conwell:

Assembly Bill No. 67—An Act to prohibit the employment of females in certain places where alcoholic liquor is sold or otherwise disposed of, providing a penalty for the violation thereof, and other matters properly relating thereto.

On motion of Mr. Conwell, duly seconded and carried, all rules were suspended, reading so far had considered first reading, rules further

suspended, bill read second time by title, and referred to Committee on Public Morals.

Mr. Persson moved Assembly recess until 2 p. m.
Carried.

Assembly recessed at 11:20 a. m.

HOUSE IN SESSION

At 2 p. m.
Mr. Speaker in the Chair.
Roll called.
All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 58, 59, 60, 61, 63, and 64, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bills Nos. 42, 45, 46, and Assembly Joint Resolution No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved that Assembly Bill No. 38, introduced by Mr. Cooper and scheduled for special order of business February 15, be rereferred to the Committee on Judiciary for hearing.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Newton:

Assembly Bill No. 68—An Act providing for the effect of defectively acknowledged and recorded instruments, and repealing all Acts or parts of Acts in conflict therewith.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Arnold:

Assembly Bill No. 69—An Act to repeal section 2 of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada and to repeal all Acts and parts of Acts in conflict herewith," approved March 22, 1915.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Mr. Renfro:

Assembly Bill No. 70—An Act to amend an Act entitled "An Act

concerning conveyances," approved November 5, 1861, together with the Acts amendatory thereof or supplemental thereto.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 35 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 9, and reports unfavorably on the same, with the recommendation that it do not pass.

W. HOLMES GOODWIN, *Chairman.*

On motion of Mr. Persson, duly seconded and carried, Assembly adjourned at 2:15 p. m., to 10 a. m., Thursday, February 14, 1935.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE TWENTY-FIFTH DAY

CARSON CITY (Thursday), February 14, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. James O'Grady.

Mr. Hopkins moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 62 and Assembly Joint Resolution No. 11, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 21 under consideration, and begs leave to report the same with amendment thereto, with recommendation that the bill pass with said amendment.

R. J. NEWTON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 13, which was this day indefinitely postponed by the following vote: Yeas, 11; nays, 5; absent, 1.

Also, Assembly Joint Resolution No. 7, which passed: Yeas, 16; nays, none; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Arnold:

Assembly Bill No. 71—An Act to amend sections 21, 22 and 24 of an Act entitled "An Act relating to elections," approved March 24, 1917, together with the Acts amendatory thereof and supplemental thereto, and repealing sections 18 and 23 of said Act.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Conwell:

Assembly Bill No. 72—An Act for the relief of George H. Carter.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

Carried.

By Mr. Cline:

Assembly Bill No. 73—An Act to amend an Act entitled “An Act to fix the fees and mileage of witnesses and jurors, providing the manner of payment thereof, and to repeal all Acts and parts of Acts in conflict herewith,” approved March 26, 1919, as amended March 20, 1933, 152.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Lattin:

Assembly Bill No. 74—An Act to repeal an Act entitled “An Act defining criminal syndicalism, and providing a punishment therefor,” approved February 27, 1919.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Cline:

Assembly Bill No. 75—An Act to amend an Act entitled “An Act regulating the nomination of candidates for public office in the State of Nevada,” approved March 23, 1917, 276.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Oldham:

Assembly Bill No. 76—An Act to amend an Act entitled “An Act providing for the printing and enrolling of legislative bills and resolutions, and other matters relating thereto,” approved January 27, 1915, 3.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of the Washoe County Delegation has had Assembly Bill No. 28 under consideration, and begs leave to report a substitute, with the recommendation that the substitute be adopted and ordered printed.

W. HOLMES GOODWIN, *Chairman.*

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Substitute for Assembly Bill No. 28—An Act to amend article XVI

of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as V.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 8.

Amendment proposed by Mr. Boak: Amend Assembly Joint Resolution No. 8 by adding after the word "State" in line 11, the words "except in extreme emergency."

Mr. Boak moved the adoption of the amendment.

Motion lost.

Remarks by Messrs. Cline, Lattin, and Murphy.

Mr. Murphy moved Assembly Joint Resolution No. 8 be rereferred to Committee on Labor.

Motion lost.

Remarks by Messrs. Perry, Shelly, Conwell, Cooper, Cline, Phillips, Jameson, and Sherwood.

Roll call on Assembly Joint Resolution No. 8:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Cline, Horgan, Hussman, Jameson, and Renfro—5.

Absent—Rochon.

Not voting—Boak, Riddell, and Mr. Speaker—3.

Assembly Joint Resolution No. 8 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 35.

Roll call on Assembly Bill No. 35:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Rochon.

Not voting—Mr. Speaker.

Assembly Bill No. 35 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 42.

Remarks by Messrs. Sherwood, Cooper, Oldham, Boak, and Phillips.

Roll call on Assembly Bill No. 42:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Rochon.

Not voting—Horgan, Hussman, Jameson, and Mr. Speaker—4.

Assembly Bill No. 42 having received a constitutional majority, Mr. Speaker declared it passed.

SPECIAL ORDER

Senate Bill No. 8.

Amendment proposed by Mr. Renfro: Amend section 1 of Senate Bill No. 8 by striking out the period after the word "application," inserting in lieu thereof a semicolon and the following: "*provided*, that said residence requirement shall not apply to life insurance agents."

Mr. Renfro moved the adoption of the amendment.

Remarks by Messrs. Renfro, Russell, Cline, and Newton.

Motion on adoption of amendment carried.

Roll call on Senate Bill No. 8, as amended:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Rochon.

Not voting—Boak and Mr. Speaker—2.

Senate Bill No. 8, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

GENERAL FILE AND THIRD READING

Assembly Bill No. 45.

Amendment proposed by Mr. Stewart: Amend section 4 of Assembly Bill No. 45, line 7, page 5, at the end of the sentence, by adding the following: "*providing further*, that no laborer or workman shall be paid less than five dollars (\$5) per eight-hour day or not less than 62½ cents per hour."

Mr. Stewart moved the adoption of the amendment.

Remarks by Messrs. Boak, Stewart, and Russell.

Motion on adoption of amendment carried.

Roll call on Assembly Bill No. 45:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Hussman and Rochon—2.

Not voting—Henrichs and Mr. Speaker—2.

Assembly Bill No. 45, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 46.

Remarks by Messrs. Cline, Sherwood, Horgan, Conwell, Stewart, Harriman, and Phillips.

Mr. Phillips moved that Assembly Bill No. 46 be rereferred to committee.

Motion lost.

Roll call on Assembly Bill No. 46:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Lattin, Lauritzen, Murphy, Parker, Perry, Persson, Phillips, Reynolds, Shelly, Sherwood, Stewart, Wines, and Young—27.

NAYS—Horgan, Hussman, Jameson, Noble, Oldham, Renfro, and Riddell—7.
Absent—Rochon.

Not voting—Boak, Henrichs, Newton, Russell, and Mr. Speaker—5.

Assembly Bill No. 46 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 22.

Mr. Noble moved Assembly recess until 2 p. m.

Assembly recessed at 11:45 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Young, who was excused.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 17 and Senate Bill No. 28.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Joint Committee of Ways and Means and Judiciary has had Senate Bill No. 27 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 65 and 66, and Assembly Joint Resolution No. 12, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendment. Amend section 1 by adding a new section after section 1 to be known as section 1a, to read as follows: "Sec. 1A. The Fish and Game Commission is hereby authorized to select and purchase appropriate badges according to provisions of this Act, and shall furnish said badges to counties of the State at cost."

JACK FOGLIANI, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Conwell requested that Assembly Bill No. 67 be withdrawn from committee for correction.

Request granted.

INTRODUCTION AND FIRST READING

By Mr. Phillips:

Assembly Bill No. 77—An Act to control and regulate the possession,

sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this Act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Washoe County Delegation:

Assembly Bill No. 78—An Act providing for the recovery of damages by persons bitten by dogs, and creating a liability of owners of such dogs.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

Carried.

By Mr. Murphy:

Assembly Bill No. 79—An Act to amend an Act entitled "An Act to provide a method for voting in any general, special, or primary elections by qualified voters who, by reason of the nature of their vocation, or business or other causes, are unavoidably absent from the polls of their precincts in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, as amended March 9, 1923, 195.

Mr. Murphy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Renfro:

Assembly Bill No. 80—An Act regulating the sale of gasoline in quantities of one gallon or less; requiring markings on containers, prescribing specifications therefor, and other matters properly relating thereto.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 53.

Remarks by Mr. Newton.

Roll call on Assembly Bill No. 53:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—38.

NAYS—None.

Absent—Young.

Not voting—Mr. Speaker.

Assembly Bill No. 53 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Joint Resolution No. 7.

Senate Bill No. 9.

Remarks by Mr. Goodwin.

Mr. Goodwin moved that Senate Bill No. 9 be indefinitely postponed. Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 44 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 15 and Senate Bill No. 26 under consideration, and begs leave to report unfavorably on the same, with the recommendation that they do not pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Persson moved that the Assembly now resolve itself into a Committee of the Whole to consider Assembly Bill No. 38.

Carried.

COMMITTEE OF THE WHOLE

At 2:35 p. m.

Mr. Speaker appointed Mr. Goodwin as Chairman of Committee of the Whole.

Mr. Goodwin in the chair.

HOUSE IN SESSION

At 4:15 p. m.

Mr. Speaker in the Chair.

Mr. Persson moved the Assembly now adjourn until Friday, February 15, at 10 a. m.

Carried.

Assembly adjourned at 4:16 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE TWENTY-SIXTH DAY

CARSON CITY (Friday), February 15, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Father O'Grady.

Mr. Jameson moved the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

PRESENTATION OF PETITIONS

WASHINGTON, D. C., January 15, 1935.

HON. RICHARD KIRMAN, *Governor of Nevada, Carson City, Nevada.*

During the twenty-one months ending September thirtieth, nineteen thirty-four, the Federal Government has contributed one million seven hundred twenty-eight thousand five hundred eleven dollars toward the financing of unemployment relief in Nevada, exclusive of expenditures by the CWA. The State Government of Nevada has contributed sixteen thousand three hundred eighty-four dollars and the local governments one hundred fifty-seven thousand thirty-eight dollars, partially for materials on work projects. As a condition of further grants beginning March first it will be necessary that Nevada make available its fair share of the cost of unemployment relief. I regard thirty thousand dollars per month the minimum amount which Nevada should make available as its share from State and local funds.

HARRY L. HOPKINS, *Administrator.*

CARSON CITY, NEVADA, January 17, 1935.

HARRY L. HOPKINS, *Federal Emergency Relief Administrator, Washington, D. C.*

As Governor of Nevada I appreciate all the Federal Government has done for our State and wish to do everything in my power to meet any requests insofar as is compatible with the State's resources. Our Legislature convenes on January twenty-first and I will immediately take up with that body ways and means of raising the money that you request. Could you give me approximate number of months for which our money must be made available for work program.

RICHARD KIRMAN, Sr.,
Governor.

WASHINGTON, D. C., January 21, 1935.

HON. RICHARD KIRMAN, Sr., *Governor, State Capitol, Carson City, Nevada.*

Hearings are about to begin before Senate Finance Committee on national administration's proposed social security legislation. It will be helpful if you will by wire, if practicable, advise me as member of Finance Committee as follows:

First—Estimated number of persons over sixty-five years of age in Nevada.

Second—Approximate number of unemployables of all kinds in Nevada, excluding unemployables sixty-five or more years of age; also, whether and to what extent, if at all, Nevada as a whole, and with the aid of subdivisions, will not be prepared, and if not, why not, to give adequate assistance to unemployed in Nevada satisfactorily as compared with previous combined State

assistance and Federal grants-in-aid if and when Federal aid to unemployables is withdrawn, leaving Nevada responsible for care of such unemployables.

Third—How far and how soon by legislative enactment or otherwise Nevada will be prepared to join Federal program for pensions for persons now sixty-five or more years of age under which Federal Government would contribute not exceeding half of State pension allowances of not more than thirty dollars per month?

Identical requests are being wired chief executives of all States and outlying Territories. Answers when received will be compiled for congressional use.

EDWARD P. COSTIGAN.

CARSON CITY, NEVADA, February 9, 1935.

SENATOR EDWARD P. COSTIGAN, *Washington, D. C.*

Reference your night letter January twenty-first asking for data on social security legislation. Estimated number of persons over sixty-five years of age in Nevada approximately five thousand white and five hundred Indians. Unemployables under sixty-five approximately six hundred. Believe Nevada through its counties will be able to take care of unemployables if and when Federal aid for such class is withdrawn. However, this will be a very heavy burden on the several counties of Nevada in addition to existing loads. Legislature now has under consideration several proposals for old-age pensions in varying amounts, but none under thirty dollars.

RICHARD KIRMAN, Sr.,
Governor.

STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, February 13, 1935.

HON. PATRICK CLINE, *Assemblyman from Clark County, Assembly Chamber,
Carson City, Nevada.*

DEAR MR. CLINE: In answer to your inquiry relative to contingent State liabilities:

In considering my budget recently submitted to the Legislature, it must be borne in mind that I could consider only those expenditures for which the State is already obligated or which were most imperative. Also, it must be conceded that no consideration could be given to sources of revenue for which no legislative provision had been made.

This State is faced with the following financial contingencies:

1. Participation in old-age pensions with the Federal Government.
2. Participation with the Federal Government in charity and relief requirements.
3. Expenses necessary to promote the interests of the State for the proper utilization of Boulder Dam power, conveying with it a new source of revenue to the State.
4. Educational requirements which are becoming acute, due to loss of revenue hitherto available.
5. Drastic cuts in departmental requests for appropriations necessary for the most efficient administration of State government.
6. Restoration of the impaired cash balance of the State which is composed of a balance remaining due from the 1927-1928 Treasury shortage, and the balances of cash which was deposited in State and National banks, now closed and in progress of liquidation.

I have given serious consideration to each of these problems, and also to the problem of the ability of the taxpayer to pay. I have obtained estimates of the amounts of money necessary to raise (in order to care for these items) from statisticians in the Tax Commission, and from Federal agencies, and while it is frankly admitted by them that they are estimates, nevertheless they indicate problems we are obliged to face. I am listing below the results of these estimates.

- Item 1. Tentative figures indicate 5,500 people in Nevada over the age of 65,

and it is estimated that approximately 50% of such number will be eligible for pensions. Tentative Federal old-age pension bills indicate that pensions will be fixed at from \$30 to \$40 per month, and that Federal aid will provide for but \$15 per month, thus indicating State requirements of from \$15 to \$25 monthly per person. It is therefore apparent that by using the mean between these two, or \$20 per month per person, and applying it to the 50% factor above mentioned, the annual requirements amount to.....\$660,000.00

Item 2. Federal estimates for charity and relief.....	360,000.00
Item 3. Colorado River Commission.....	25,000.00
Item 4. Estimated loss in school revenue.....	187,500.00
Item 5. Drastic cuts in budget requirements.....	100,000.00
Item 6. Closed bank deficiencies, 2 years' amortization.....	102,000.00
Closed bank deficiencies University, 2 years' amortization	28,000.00

Total\$1,462,500.00

Of the total estimated annual requirements of \$1,462,500, provision has been made in my budget for a tax levy producing \$52,500 per year for replacing deposits in closed banks, and \$2,240 annual interest requirements on bonds issued to amortize University funds in closed banks, or a total of \$54,740 annually. These figures indicate that if all of these estimated requirements are met that the sum of \$1,407,760 in revenue above the tax levy as budgeted must be raised.

I trust this will furnish you the information desired.

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

REPORTS OF COMMITTEES

Mr. Speaker:

Your select committee composed of Clark County Delegation has had Assembly Bill No. 66 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 67, 68, 69, and 70, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 14, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, to present for your consideration Senate Joint Resolution No. 1, which passed, as amended: Yeas, 16; nays, none; not voting, 1. Amend as follows: Line 5, page 2, strike the word "these," and insert in lieu thereof the word "this." Strike in line 5, page 2, the word "purposes," and insert in lieu thereof the word "purpose." Also change the word "in" to "on," line 11, page 2.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved that rules be suspended, Assembly Bill No. 66 considered an emergency measure, and placed on top of file for third reading and final passage.

Carried.

Mr. Persson moved that Senate Bill No. 2 be taken from the Speaker's table and placed on general file.

Carried.

Mr. Persson moved that immediately after Order of Business No. 11 the Assembly resolve itself into a Committee of the Whole to consider Senate Bill No. 2 and Assembly Bill No. 21.

Carried.

By Mr. Parker :

Assembly Joint Resolution No. 13 :

Resolved by the Assembly and Senate of the State of Nevada, That sections 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14, 15, 16, 18, 23, 28, 33, and 35 of article IV of the Constitution of the State of Nevada be amended as follows :

That section 1 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 1. Commencing with the regular session of the Legislature to be held in January, nineteen hundred and thirty-nine, the legislative authority of this State shall be vested in a Legislature consisting of one chamber, which shall be designated "The Legislature of the State of Nevada," and the sessions of such Legislature shall be held at the seat of government of the State.

That section 2 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 2. The sessions of the Legislature shall be quadrennial, and shall commence on the third Monday of January next ensuing the election of members of the Legislature unless the Governor of the State shall, in the interim, convene the Legislature by proclamation.

That section 3 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 3. The members of the Legislature shall be chosen quadrennially by the qualified electors of their respective districts, on the Tuesday next after the first Monday in November, and their term of office shall be four years from the day next after their election.

That section 4 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 4. At the regular session of the Legislature held in the year nineteen hundred and thirty-nine the Legislature shall by law determine the number of members to be elected and divide the State into legislative districts. In the creation of such districts, any county that contains population sufficient to entitle it to two (2) or more members of the Legislature shall be divided into separate and distinct legislative districts, as near equal in population as may be and composed of contiguous and compact territory. After the creation of such districts, beginning in nineteen hundred and forty and every four years thereafter, one (1) member of the Legislature shall be elected from each such district. The basis of apportionment shall be the population, excluding aliens, as shown by the next preceding Federal census. In like manner, when necessary to a correction of inequalities in the population of such districts, the State may be redistricted from time to time, but not oftener than once in twelve (12) years.

That section 5 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 5. Members of the Legislature shall be duly qualified electors in the respective counties and districts which they represent.

That section 6 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 6. The Legislature shall judge the qualifications, elections, and returns of its own members, choose its own officers, determine the rules of its proceedings, and may punish its members for disorderly conduct, and, with the concurrence of two thirds of all the members elected, expel a member.

That section 7 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 7. The Legislature during the session, may punish by imprisonment, any person, not a member, who shall have been guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence; but such imprisonment shall not extend beyond the final adjournment of the session.

That section 8 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 8. No member of the Legislature shall, during the term for which he shall have been elected, nor for one year thereafter, be appointed to any civil office of profit under this State which shall have been created, or the emoluments of which shall have been increased, during such term, except such office as may be filled by election by the people.

That section 12 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 12. In case of the death or resignation of any member of the Legislature, the County Commissioners of the county from which such member was elected shall appoint a person of the same political party as the party which elected such member of the Legislature to fill such vacancy; *provided*, that this section shall apply only in cases where no general election takes place between the time of such death or resignation and the next succeeding session of the Legislature.

That section 13 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 13. The majority of all members elected to the Legislature shall constitute a quorum to transact business, but a small number may adjourn, from day to day, and may compel the attendance of absent members in such manner and under such penalties as the Legislature may prescribe.

That section 14 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 14. The Legislature shall keep a journal of its own proceedings, which shall be published, and the yeas and nays of the members of the Legislature, on any question, shall at the desire of any three (3) members present, be entered on the Journal.

That section 15 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 15. The doors of the Legislature shall be kept open during the session, except while sitting in executive session, and shall not adjourn for more than three (3) days nor to any other place than that in which it may be holding its session.

That section 16 of article IV of the Constitution of the State of Nevada be repealed.

That section 18 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 18. Every bill shall be read by sections on three (3) several days in the Legislature, unless, in case of emergency, two thirds of the Legislature shall deem it expedient to dispense with this rule; but the reading of a bill by sections, on its final passage, shall in no case be dispensed with, and the vote on the final passage of every bill or resolution shall be taken by yeas and nays, to be entered on the Journal of the Legislature, and the majority of all members elected to the Legislature shall be necessary to pass every bill or resolution, and all bills or resolutions so passed shall be signed by the presiding officer of the Legislature, and by the Clerk of the Legislature.

That section 23 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 23. The enacting clause of every law shall be as follows: "The People of the State of Nevada, represented in the Legislature, do enact as follows." and no law shall be enacted except by bill.

That section 28 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Section 28. No money shall be drawn from the State Treasury as salary or compensation to any officer or employee of the Legislature, except in cases where such salary or compensation has been fixed by law in force prior to the election or appointment of such officer or employee, and the salary or compensation so fixed shall neither be increased nor diminished so as to apply to any officer or employee of the Legislature at such session.

That section 33 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 33. The members of the Legislature shall receive for their services a compensation to be fixed by law and paid out of the public treasury ; but no increase of such compensation shall take effect during the term for which the members of the Legislature shall have been elected ; *provided*, that an appropriation may be made for the payment of such actual expenses as members of the Legislature may incur for postage, express charges, newspapers and stationery, not exceeding the sum of sixty (\$60) dollars for any general or special session, to each member ; *and furthermore provided*, that the presiding officer of the Legislature as such presiding officer, during the time of his actual attendance, shall receive an additional allowance of two (\$2) dollars per diem.

That section 35 of article IV of the Constitution of the State of Nevada be amended to read as follows :

Section 35. Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approve, he shall sign it ; but if not, he shall return it with his objections, to the Legislature and the Legislature shall proceed to reconsider it ; if, after such reconsideration, it again pass the Legislature by yeas and nays, by a vote of two thirds of the members elected to the Legislature, it shall become a law, notwithstanding the Governor's objections. If any bill shall not be returned within five (5) days after it shall have been presented to him (Sundays excepted), exclusive of the day on which he received it, the same shall be a law in like manner as if he had signed it, unless the Legislature, by its final adjournment, prevent such return, in which case it shall be a law, unless the Governor, within ten days next after the adjournment (Sundays excepted), shall file such bill, with his objections thereto, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session, in like manner as if it had been returned by the Governor ; and if the same shall receive the vote of two thirds of the members elected to the Legislature, upon a vote taken by yeas and nays, to be entered upon the Journal of the Legislature, it shall become a law.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Elections.

Carried.

By Committee on Public Parks :

Assembly Joint Resolution No. 14, memorializing Congress to purchase certain lands adjacent to Lake Tahoe, in the State of Nevada, for the establishment thereon of a park for recreational purposes, and for the establishment thereon of an emergency aviation field.

WHEREAS, The lands lying in the basin surrounding Lake Tahoe, taken together with the setting of the lake, constitute one of the grandest scenic beauties of the United States ; and

WHEREAS, The lands surrounding Lake Tahoe are rapidly coming into the hands of private parties, who use the same for commercial purposes ; and

WHEREAS, The people of the State of Nevada and of the surrounding territory in the State of California feel that an area for recreational purposes should be set aside for the benefit of the people visiting this scenic playground ; and

WHEREAS, Said sites would be of great value to the government of the United States in case of emergency as a landing field for aircraft ; and

WHEREAS, There is now available a limited area of suitable land ; and

WHEREAS, The said tracts are almost on a direct air line between the city of San Francisco and the Federal Munition Plant at Hawthorne, Nevada; and

WHEREAS, There are six improved highway routes leading to the Lake Tahoe region from the States of Nevada and California; and

WHEREAS, The State of Nevada does not have within its boundaries any public parks, recreation grounds, or aviation fields; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That Congress be memorialized to make an appropriation in the sum of seventy-five thousand (\$75,000) dollars for the purchase and improvement of an area, and that the Public Works Administration be directed to assist in making such area applicable for the purpose hereinbefore set out; and be it further

Resolved, That our Senators in the United States Senate and our Representative in Congress be urged to use their best efforts in the furtherance of the objects of this resolution; and be it further

Resolved, That duly certified copies of this resolution be transmitted by the Secretary of State of the State of Nevada to each of our Senators and to our Representative in Congress.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Public Parks.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Cooper:

Assembly Bill No. 81—An Act to amend an Act entitled “An Act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this Act,” approved March 27, 1931, together with all Acts amendatory thereof or supplemental thereto.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

Senate Joint Resolution No. 1.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Railroads and Corporations.

Carried.

COMMITTEE OF THE WHOLE

Mr. Speaker appointed Mr. Persson as Chairman of Committee of the Whole.

HOUSE IN SESSION

At 11:05 a. m.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 21, and reports favorably on the same, with the recommendation that it do pass, as amended. ROY PERSSON, *Chairman*.

GENERAL FILE AND THIRD READING

Assembly Bill No. 66.

Remarks by Mr. Newton.

Roll call on Assembly Bill No. 66:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Hussman.

Not voting—Mr. Speaker.

Assembly Bill No. 66 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 15.

Remarks by Messrs. Arnold, Stewart, Perry, Conwell, Cline, Sherwood, Russell, Murphy, and Fogliani.

Roll call on Assembly Bill No. 15:

YEAS—Cooper, Lattin, Murphy, Parker, Perry, Phillips, Sherwood, Stewart, and Young—9.

NAYS—Arnold, Bellinger, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Oldham, Persson, Renfro, Reynolds, Rochon, Russell, Shelly, and Wines—25.

Not voting—Anker, Boak, Grier, Harriman, Riddell, and Mr. Speaker—6.

Assembly Bill No. 15 declared lost by Mr. Speaker.

Assembly Bill No. 21.

Mr. Newton moved the adoption of amendment, as read.

Carried.

Roll call on Assembly Bill No. 21:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Lattin.

Not voting—Perry, and Mr. Speaker—2.

Assembly Bill No. 21, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 30.

Amendment proposed by Mr. Sherwood: Amend section 1 of Assembly Bill No. 30 by striking out the words "so as" at the beginning of line 3, page 1.

Mr. Sherwood moved the adoption of amendment.

Carried.

Amendment proposed by Mr. Oldham: Amend section 1 of Assembly Bill No. 30 by striking out period at end of line 29, and inserting "*provided*, the said badges shall be made of Nevada-mined copper."

Mr. Oldham moved the adoption of the amendment.

Carried.

On motion by Mr. Sherwood, duly seconded, amendment proposed by Committee on Fish and Game was adopted.

Roll call on Assembly Bill No. 30:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Not voting—Hussman, Newton, Perry, and Mr. Speaker—4.

Assembly Bill No. 30, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Noble moved that Assembly recess until 2 p. m.

Assembly recessed at 11:55 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Roll called.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, and Substitute for Assembly Bill No. 28, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 70 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 38, and reports the same without recommendation.

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Bill No. 54 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

On motion by Mr. Cooper, duly seconded and carried, rules were suspended, and Assembly Bill No. 38 was placed on top of general file for final reading and passage.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 82—An Act to amend an Act entitled "An Act

regulating the nomination of candidates for public office in the State of Nevada," approved March 28, 1917, as amended.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Washoe County Delegation:

Assembly Bill No. 83—An Act to authorize the Board of County Commissioners of the county of Washoe, State of Nevada, to aid in the acquisition and construction of works and improvements for upstream storage of waters of the Truckee River system; to provide for the issuance of noninterest-bearing bonds of said county of Washoe and for the delivery of such bonds to Washoe County Water Conservation District for the purpose of assisting in the financing of the cost of such acquisition and construction; to provide for the levy and collection of taxes for the payment of said bonds; to authorize the county of Washoe, acting by and through its Board of County Commissioners, to enter into contracts with respect thereto; and declaring this Act independent of and not subject to any other Act of the Legislature of the State of Nevada relating to bond issues.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation.

Carried.

By Mr. Reynolds:

Assembly Bill No. 84—An Act to fix the fees and mileage of witnesses and jurors, providing the manner of payment thereof, and to repeal all Acts and parts of Acts in conflict herewith.

Mr. Reynolds moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Lattin:

Assembly Bill No. 85—An Act to select, designate and adopt the "Sagebrush" as the State flower of Nevada.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Library.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 38.

Remarks by Messrs. Cooper, Harriman, Fogliani, Goodwin, Hopkins, Conwell, Murphy, and Lattin.

Roll call on Assembly Bill No. 38:

YEAS—Anker, Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Grier, Harriman, Hopkins, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Riddell, Rochon, Shelly, Sherwood, Wines, and Young—23.

NAYS—Boak, Clark, Goodwin, Gray, Henrichs, Horgan, Jameson, Noble, Renfro, Reynolds, and Russell—11.

Absent—Hussman, Phillips, and Stewart—3.

Not voting—Glaser, Newton, and Mr. Speaker—3.

Assembly Bill No. 38 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 44.

Remarks by Mr. Noble.

Roll call on Assembly Bill No. 44:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, and Young—30.

NAYS—Cooper, Harriman, Hopkins, Parker, and Sherwood—5.

Absent—Stewart.

Not voting—Grier, Perry, Wines, and Mr. Speaker—4.

Assembly Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 2.

Remarks by Messrs. Perry, Sherwood, and Persson.

Roll call on Senate Bill No. 2:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—35.

NAYS—None.

Absent—Horgan and Stewart—2.

Not voting—Lattin, Perry, and Mr. Speaker—3.

Senate Bill No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 26.

Remarks by Messrs. Rochon, Goodwin, and Fogliani.

Roll call on Senate Bill No. 26:

YEAS—Arnold, Bellinger, Harriman, Henrichs, Hussman, Lattin, Murphy, Noble, Reynolds, Rochon, and Russell—11.

NAYS—Anker, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Jameson, Lauritzen, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Shelly, Sherwood, Wines, and Young—26.

Absent—Horgan and Stewart—2.

Not voting—Mr. Speaker.

Senate Bill No. 26 declared lost by Mr. Speaker.

On motion by Mr. Newton, duly seconded and carried, Senate Bill No. 27 was rereferred to Committee on Ways and Means for correction and reconsideration.

Mr. Noble moved that when the Assembly adjourn, it adjourn until Monday, February 18, 1935, at 10 a. m.

Carried.

On motion by Mr. Goodwin, duly seconded and carried, Assembly Bill No. 83 was considered an emergency measure, rules suspended, considered engrossed, report of Washoe County Delegation was accepted, and bill placed on top of general file for third reading and final passage.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 2, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 2.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Jameson:

Assembly Bill No. 86—An Act to amend an Act, and to amend the title of an Act, entitled “An Act providing for the registering of public works contractors, and defining the term ‘public works contractors,’ providing the method of obtaining licenses to engage in the business of public works contracting, and fixing the fees for such licenses; and prescribing the punishment for violation of the provisions of this Act,” approved March 27, 1931.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Building and Construction.

Carried.

By Mr. Noble:

Assembly Bill No. 87—An Act requiring licenses for the operation, maintenance or establishment of stores in this State; prescribing the license and filing fees to be paid therefor, providing that there may be offset against such license fees taxes paid on real property or improvements thereon in the State of Nevada, owned and used in connection with the business of the person, firm, corporation, copartnership or association, upon which is imposed license fees hereunder, prescribing the crediting of such taxes upon such license fees, providing for exemptions; and providing for the collection and disposition thereof and the powers and duties of the Secretary of State and the Nevada Tax Commission in connection therewith and prescribing penalties for the violation thereof, and declaring unlawful the operating, maintaining, opening or establishing of stores without a license; defining certain terms; providing for renewals of licenses; providing that the revenue derived shall be deposited in the General Fund for apportionment to the counties in which such stores may be in operation.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 83.

Remarks by Messrs. Sherwood, Goodwin, Phillips, Perry, Harriman, Noble, and Parker.

Roll call on Assembly Bill No. 83:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—37.

NAYS—None.

Absent—Cline and Stewart—2.

Not voting—Mr. Speaker.

Assembly Bill No. 83 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Noble moved that the Assembly now resolve itself into a Committee of the Whole in order to listen to discussions on the proposed trucking act.

Carried.

Mr. Speaker was requested to act as Chairman of the Committee of the Whole.

COMMITTEE OF THE WHOLE

At 3:30 p. m.

Mr. Speaker in chair as Chairman of Committee of the Whole.

HOUSE IN SESSION

At 5:18 p. m.

Mr. Speaker in the Chair.

Mr. Hussman gave notice that on the next legislative day he would introduce a resolution providing that Senate Bill No. 26 be reconsidered by the Assembly.

Mr. Persson moved that the Assembly do now adjourn until Monday, February 18, at 10 a. m.

Carried.

Assembly adjourned at 5:20 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE TWENTY-NINTH DAY

CARSON CITY (Monday), February 18, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Fogliani moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

Carson Aerie No. 1006 F. O. E. extended an invitation to all members of the fraternity connected with the Legislature to attend their regular meeting Tuesday evening, February 19.

STATE OF NEW MEXICO TWELFTH LEGISLATURE

HOUSE JOINT MEMORIAL NO. 5, Introduced by O. S. Greaser.

A memorial to the members of State Legislatures urging State Legislatures to memorialize Congress to pass Senate Bill No. 2066, known as the Frazier bill. *Be It Resolved by the House of Representatives of the State of New Mexico, the Senate concurring, That*

WHEREAS, A crisis exists and hundreds of thousands of once prosperous farmers in this Nation have already lost their homes and their all by mortgage foreclosures, because of the fact that the price of agricultural products has for years been below the cost of production, and conditions that affect all of the people of this Nation and are largely responsible for the continuance of the depression; and

WHEREAS, There is no adequate way of refinancing existing agricultural indebtedness, and the farmers are at the mercy of their mortgagees and creditors; and

WHEREAS, Unless immediate relief is given thousands and hundreds of thousands of additional farmers and ranchers and dependents will be forced into our cities and villages and the army of unemployed will necessarily increase to alarming proportions, precipitating a condition that threatens the very life of this Nation; and

WHEREAS, The State Legislatures of many States have each and all memorialized Congress to pass Senate Bill No. 2066, known as the Frazier bill, without delay, which bill provides that existing agriculture indebtedness shall be refinanced by the Government of the United States at 1½ percent interest and 1½ percent principal on the amortization plan, not by issuing bonds and plunging the Nation further into debt, but by issuing Federal Reserve notes the same as the Government now does for the banks through the Federal Reserve Bank;

Now, therefore, the Legislative Assembly of the State of New Mexico respectfully requests and petitions the Legislatures of the other States that have not already done so to memorialize Congress to pass Senate Bill No. 2066 without delay, in order that the agricultural indebtedness of this Nation may be speedily liquidated and refinanced, and agriculture saved from utter ruin and

destruction, and this depression brought to an intelligent and speedy end, and respectfully requests that the State Legislatures cause copies of such memorial, after same has been passed, to be sent to the President of the Senate and the Speaker of the House, to Senator Frazier at Washington, D. C., and to William Lemke, Congressman, at Fargo, North Dakota, and to President Franklin D. Roosevelt, to Senator Carl Hatch, to Senator Bronson Cutting, and Honorable John J. Dempsey; be it further

Resolved, That the Secretary of State cause sufficient copies of this resolution to be printed, and that she cause to be mailed a copy to the President of the Senate and the Speaker of the House of each of the forty-eight States that have not as yet memorialized Congress to pass Senate Bill No. 2066, requesting that said resolution be read before each of said bodies.

ALVAN N. WHITE,

Speaker of the House of Representatives.

ATTEST:

J. R. T. HERRERA,
*Chief Clerk of the House
of Representatives.*

LOUIS C. DE BACA,
President of the Senate.

ATTEST:

F. E. McCULLOCH,
Chief Clerk of the Senate.

Approved by me this 9th day
of February, 1935.

Filed in office of Secretary
of State of New Mexico,
February 9, 1935, at
10:50 a. m.

CLYDE TINGLEY,
Governor of New Mexico.

MRS. E. F. GONZALES.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that Assembly Bill No. 42 was this day indefinitely postponed by the Senate by the following vote: Yeas, 12; nays, 5.

Also, to present for your consideration Senate Bill No. 43, which passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 8, with the information that the Senate refuses to concur in the Assembly amendments thereto.

Also, Senate Bill No. 53, which passed, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Page 1, line 5, strike out the semicolon and insert in lieu thereof a period; also strike out on page 1, line 5, all of line 5 beginning with the word "provided," and all of lines 6, 7, 8, 9, and 10. On page 3, line 28, strike out the comma and substitute therefor a semicolon, and also strike out on page 3, lines 28 and 29, the words "but off and outside of said land and premises."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Renfro moved that the Assembly rescind its amendments on Senate Bill No. 8.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Joint Resolution No. 15:

By Mr. Lattin:

WHEREAS, For the past four years the General Appropriation Act of the State of Nevada has carried a biennial appropriation of \$400 for the promotion of civilian rifle practice, to be expended under the direction of the Adjutant General; and

WHEREAS, Such appropriation was authorized for the purpose of promoting civilian rifle practice within the State of Nevada in accordance with the Act

of Congress creating the Board for the Promotion of Civilian Rifle Practice in the United States; and

WHEREAS, Under the authority of such board, civilian clubs have been organized and are now existing in the State of Nevada, whose purpose is the promotion of rifle practice, and such clubs have organized the "Nevada State Rifle Association," which cooperates with the Adjutant General in the promotion of civilian rifle practice throughout the State of Nevada, and holds annual rifle matches within this State, and will continue to hold same; and

WHEREAS, The sum which has heretofore been appropriated has been insufficient to cover the cost of holding such State rifle matches, and it is desirable to have additional assistance for such purposes; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That the Adjutant General be requested to communicate with the Secretary of the Navy, with the view of having a detail of enlisted men from the Marine Detachment now on duty at the Naval Ammunition Depot at Hawthorne, Nevada, assigned to temporary duty, not exceeding three days, on the occasion of the holding of such annual State rifle contest; and be it further

Resolved, That the Adjutant General likewise address the Commandant of such Naval Ammunition Depot at Hawthorne, Nevada, and the Commander of the Marine Detachment at such point, requesting their aid and assistance in the promotion of such State rifle contest by arranging for matches between civilian rifle clubs of the State of Nevada and members of the Marine Detachment on duty at such depot; and be it further

Resolved, That the Secretary of State transmit a certified copy of this resolution to the Secretary of the Navy at Washington, D. C., and to our Senators and Representative in Congress.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Military and Indian Affairs.

Carried.

By Mr. Conwell:

Assembly Resolution No. 12, urging the Senate to reconsider its action on the Child Labor Amendment.

WHEREAS, The Assembly expressed, by a flattering vote, its confidence in our Government's desire to place every boy and girl in this Nation in a position of equality, to the end that they may each be fitted to wear and honor the laurels of American citizenship; and

WHEREAS, All of the Presidents in the past twelve years have endorsed the amendment; and

WHEREAS, Its sponsors feel that it is the greatest piece of humane legislation ever introduced in the Nevada Legislature; and

WHEREAS, Its purpose is to take the chains of slavery, forged by greedy employers, from the bodies and souls of immature children; and

WHEREAS, The State of Nevada in 1864 threw her weight and wealth into the monument to drive slavery from this Nation; and

WHEREAS, In every subsequent emergency, where the uplift of humanity has been involved, Nevada, ever mindful of Nature's gifts to her children, has consistently volunteered its support on the side of justice and of right; and

WHEREAS, We of the Assembly whose ideals and hopes for the children of the Nation are the same as those that cause your hearts to wring with pity for injustice to children, feel that the opportunity for reflection has enabled you to see your duty in line with a rescission of your vote on last Friday; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That we respectfully request the Honorable Senate of the State of Nevada to reconsider its former action, and now to take such action in support of said amendment as will again place the State of Nevada in that galaxy of States which have arrayed themselves on the side of devotion to the future citizens of America.

Mr. Sherwood moved the adoption of the resolution as read.

Remarks by Messrs. Boak, Perry, Conwell, Phillips, Hussman, Hopkins, and Goodwin.

Motion lost.

By Mr. Hussman :

Assembly Resolution No. 13, relative to the withdrawing of Senate Bill No. 26 for further consideration.

Resolved by the Assembly of the State of Nevada. That Senate Bill No. 26 be returned to the general file for further consideration, and that under a suspension of all rules the action of the Assembly heretofore taken on said bill be rescinded.

Mr. Hussman moved the resolution be adopted.

Remarks by Messrs. Sherwood, Hussman, and Cline.

Mr. Hussman asked for roll call on his motion.

Remarks by Messrs. Sherwood, Hussman, and Cooper.

Roll call on adoption of resolution :

YEAS—Boak, Glaser, Goodwin, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, and Young—19.

NAYS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Gray, Grier, Hopkins, Newton, Oldham, Parker, Perry, Persson, Phillips, Sherwood, Stewart, and Wines—19.

Not voting—Anker and Mr. Speaker—2.

Assembly Resolution No. 13 declared lost by Mr. Speaker.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 88—An Act to provide an excise tax on the distribution of motor vehicle fuel and on the use of any other inflammable or combustible liquids, used to propel motor vehicles on the highways of this State; to provide for the payment and collection thereof; to provide for the licensing of dealers engaged in the distribution of motor vehicle fuel and the filing of bonds by such dealers; to provide for the keeping of records by dealers and retailers of motor vehicle fuel, and the examination thereof; to provide for reports of carriers of motor vehicle fuel and imposing duties on such carriers and on consumers; to provide for the administration and enforcement thereof by the Nevada Tax Commission and fixing its duties in relation thereto; to fix penalties for the violation of the provisions of this Act; to provide for the disposition of the said tax; to provide for refunds; to define certain words, terms and phrases herein; to prohibit political subdivisions from imposing similar taxes; and to repeal all other Acts or parts of Acts in conflict herewith.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Fogliani :

Assembly Bill No. 89—An Act to amend an Act entitled "An Act to

create a State Board of Health, defining their duties, prescribing the manner of the appointments of its officers, fixing their compensation, making an appropriation for the support of said board, establishing County Boards of Health, requiring certain statements to be filed, defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, 392, together with the Acts amendatory thereof or supplemental thereto.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Senator Winters:
Senate Bill No. 43.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Senate Bill No. 53.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

On motion by Mr. Goodwin, duly seconded and carried, Assembly Bill No. 28 was rereferred to the Judiciary Committee for amendment.

Assembly Bill No. 54.

Remarks by Mr. Fogliani.

Roll call on Assembly Bill No. 54:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Hussman and Noble—2.

Not voting—Mr. Speaker.

Assembly Bill No. 54 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 70.

Remarks by Messrs. Perry, Renfro, Cline, and Stewart.

Speaker pro tem in the Chair.

Remarks by Messrs. Hopkins, Kennett, Jameson, and Boak.

Amendment proposed by Mr. Fogliani: Amend section 2 of Assembly Bill No. 70 by striking out all after the period after the figure "2," and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Add a

new section as follows: "SEC. 3. This Act shall become effective from and after its passage and approval."

Mr. Fogliani moved the adoption of the amendment.

Remarks by Messrs. Perry, Stewart, and Horgan.

Carried.

Roll call on Assembly Bill No. 70:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Perry.

Absent—Jameson.

Not voting—Horgan and Mr. Speaker—2.

Assembly Bill No. 70 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks by Mr. Kennett on Assembly Bill No. 54.

Mr. Boak moved that the Assembly rescind its action on Assembly Bill No. 54.

Carried.

Mr. Persson moved that the Assembly recess until 2 p. m.

Carried.

Assembly recessed at 11:15 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 43 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Joint Committee of Roads and Highways and Livestock has had Assembly Bill No. 43 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

PATRICK CLINE,
W. R. BELLINGER.

Mr. Speaker:

Your Committee on Claims has had Assembly Bills Nos. 72 and 78 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 65 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend section 2 by striking all after the period after the figure "2" in line 15, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with this Act are hereby repealed." Add a new section to be section 3, to read as follows: "SEC. 3.

This Act shall become effective immediately after its passage and approval."

Also, Assembly Bills Nos. 71, 75, and 79 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JACK FOGLIANI, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Phillips:

Assembly Joint Resolution No. 16, memorializing Congress to create a Department of Education, and providing a Secretary of Education therefor to sit in the President's Cabinet and to preside over said department.

Resolved by the Assembly of the State of Nevada, jointly with the Senate of the State of Nevada. That Congress be memorialized to create a Bureau of Education at Washington, D. C., and provide for the selection of a Secretary of Education to sit in the President's Cabinet and to preside over said department; and be it further

Resolved. That upon the adoption of this resolution, a certified copy thereof be dispatched by the Secretary of State to the President of the United States, and to each of our Senators in the United States Senate, and to our Representative in Congress.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Carried.

Mr. Conwell asked for unanimous consent to recall Assembly Bill No. 63 for correction.

Granted.

INTRODUCTION AND FIRST READING

By Mr. Cooper:

Assembly Bill No. 90—An Act requiring motor vehicles to display light reflectors.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Boak:

Assembly Bill No. 91—An Act to amend an Act entitled "An Act to provide for the erection of guideboards on public roads and highways," approved February 21, 1879.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Anker:

Assembly Bill No. 92—An Act to authorize the Board of Commissioners of county of Pershing, State of Nevada, to aid in the acquisition of water rights and the construction of a storage dam and appurtenant works in the channel of the Humboldt River in the vicinity of Rye Patch, Nevada; to provide for the issuance of bonds of said county of

Pershing and for the delivery of such bonds to Pershing County Water Conservation District of Nevada, for the purpose of assisting in the financing of the cost of such acquisition and construction; to provide for the levy and collection of taxes for the payment of said bonds; to authorize the county of Pershing, acting by and through its Board of County Commissioners, to enter into contracts with respect thereto; and declaring this Act independent of and not subject to any Act of the Legislature of the State of Nevada relating to bond issues.

Mr. Anker moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Irrigation.

Carried.

By Messrs. Gray and Shelly:

Assembly Bill No. 93—An Act to repeal an Act entitled "An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly relating thereto," approved March 20, 1933.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 31 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 6 of Assembly Bill No. 31 by striking the figures "24" on page 2, line 29, and inserting in lieu thereof the figures "48." Page 2, line 3, insert after the word "Sheriff" the words "or deputy." Page 2, line 31, after the word "notice" add the words "examine such animal or animals and." Page 3, line 6, after the word "Sheriff" add the words "or deputy." Page 3, line 12, strike the words "twenty-four" and insert in lieu thereof the words "forty-eight." Page 3, line 17, strike the word "five" and insert in lieu thereof the word "ten." Page 4, line 16, add after the word "Sheriff" the words "or deputy."

Also, Assembly Bill No. 32, and reports favorably on the same, with the recommendation that it do pass.

W. R. BELLINGER, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 76 and Senate Bill No. 24 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

The Committee on Judiciary also proposes the following amendment to Senate Bill No. 5: Amend section 1 of said bill by striking out the period following the word "company" at the end of line 4, page 2 of the printed bill, insert a semicolon and the following: "*provided*, that waivers aggregating 75 percent of the total amount of liquidation to Nevada investors shall have been executed and filed with the State Treasurer."

W. HOLMES GOODWIN, *Chairman.*

MESSAGES FROM THE GOVERNOR

February 18, 1935.

The Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Herewith Assembly Bill No. 22, being an Act to amend an Act entitled "An Act relating to the number of officers and attachés of the Legislature of the State of Nevada, and to define their duties and specify their pay,

and repealing all Acts in conflict therewith," approved January 28, 1931. This Act amends sections 1, 2, and 3 of the above-entitled Act, being chapter 3, Statutes 1931, page 2.

It is evidently the purpose of this Act to authorize the Legislature to fix the compensation of additional officers and attachés by resolution, and also to raise the pay of porters of the respective houses for the present session from \$3 to \$4 per day.

Your attention is respectfully invited to the following sections of the Constitution of the State of Nevada, viz:

Sec. 23. The enacting clause of every law shall be as follows: "The People of the State of Nevada, represented in Senate and Assembly, do enact as follows," and no law shall be enacted except by bill.

Sec. 28. No money shall be drawn from the State Treasury as salary or compensation to any officer or employee of the Legislature, or either branch thereof, except in cases where such salary or compensation has been fixed by law in force prior to the election or appointment of such officer or employee, and the salary or compensation so fixed shall neither be increased nor diminished so as to apply to any officer or employee of the Legislature, or either branch thereof, at such session; *provided*, that this restriction shall not apply to the first session of the Legislature.

From the foregoing, it will be noted that the Constitution distinctly provides that no money shall be drawn from the State Treasury as salary or compensation to any employee of the Legislature except where such compensation has been fixed by law in force prior to the election or appointment of such employee. Fixed by law has a definite meaning. A law must be enacted in the manner customary in our Legislature. It is therefore very apparent that the attempt to raise the pay of porters is in direct conflict with the constitutional provisions referred to, and cannot be effective at the present session of the Legislature.

It is doubtful whether any additional attachés other than the Chief Clerk can be paid more than \$6 per day for the present session, and it is likewise very apparent that it is impossible, and is in direct conflict with, and in violation of the Constitution to authorize its fixing the pay of any officer or attaché of the Legislature of either branch by means of a resolution only, as specified in the Act under consideration.

I believe that the proposed Act is clearly unconstitutional, and it is perhaps unnecessary to say that legislation looking to the creation of offices, fixing the powers, duties and compensation thereof, and making appropriation for the payment of such services cannot be done by resolution, as is attempted to be authorized in the Act under consideration.

For the foregoing reasons, Assembly Bill No. 22, introduced by Mr. Hussman on February 1, 1935, is returned to your honorable body without my approval. I am,

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

INTRODUCTION AND FIRST READING

By Mr. Oldham:

Assembly Bill No. 94—An Act to provide for the disposition of unclaimed deposits in banks, providing for the administration and enforcement thereof, and other matters relating thereto.

Mr. Oldham moved rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Mr. Stewart gave notice that he is contemplating introduction of a revenue bill.

A select committee to investigate the question of taxation was appointed by Mr. Speaker, as follows: Messrs. Stewart, Sherwood, Newton, Noble, Henrichs, Goodwin, and Shelly.

Mr. Persson moved that the Assembly do now adjourn until 10 a. m., Tuesday, February 19, 1935.

Carried.

Assembly adjourned at 2:42 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE THIRTIETH DAY

CARSON CITY (Tuesday), February 19, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Hopkins moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Corporations and Railroads has had Senate Joint Resolution No. 1 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN M. SHERWOOD, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 13 and 14, and Assembly Bills Nos. 81, 82, 83, 84, and 85, hereto attached, are correct copies of the triplicates thereof in its possession.

Also, Assembly Bill No. 87, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception of omission of word "five" after the word "be" in line 14, page 4 of printed bill.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that the Chief Clerk be authorized to make necessary correction in Assembly Bill No. 87.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 14.

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 80 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

On motion of Mr. Hopkins, duly seconded and carried, Assembly Bill No. 86 was returned to the printer for reprinting, due to several errors.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Substitute for Assembly Bill No. 8, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Strike out the word "respective" in lines 11 and 13. In line 11, insert the word "legal" between the words "other" and "duties."

Also, to inform you that Assembly Joint and Concurrent Resolution No. 4 was lost this day in the Senate by the following vote: Yeas, 11; nays, 6.

Also, to present for your consideration Senate Bill No. 33, which this day passed the Senate, as amended, by the following vote: Yeas, 16, nays, 1. Amend the title by striking out the comma after the figures "1873." and insert a period in lieu thereof. Further amend by striking out the words and figures after the period "being section 3374 N. C. L. 1929."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Boak moved that the Assembly concur in the Senate amendment to Senate Bill No. 8.

Remarks by Mr. Stewart.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Phillips:

Assembly Bill No. 95—An Act to amend an Act entitled "An Act providing for a State budget," approved March 10, 1919.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Newton:

Assembly Bill No. 96—An Act authorizing the filing for record of a plat of the town of Bunkerville, in Clark County, State of Nevada.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark County Delegation.

Carried.

By Messrs. Fogliani and Sherwood:

Assembly Bill No. 97—An Act to repeal an Act entitled "An Act to create a public corporation to be known as 'State Bar of Nevada,' to provide for its organization, government, membership, and powers, to regulate the practice of law and to provide penalties for violation of said Act," approved January 31, 1928.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 33.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 31.

Mr. Stewart moved adoption of amendments to section 2.

Carried.

Mr. Stewart moved adoption of amendments to section 3.

Carried.

Mr. Stewart moved adoption of amendments to section 5.

Carried.

Remarks by Mr. Stewart.

Roll call on Assembly Bill No. 31:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Not voting—Hussman and Mr. Speaker—2.

Assembly Bill No. 31, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 32.

Amendment proposed by Mr. Boak: Amend section 1 of Assembly Bill No. 32 by inserting in line 4, page 1, after the word "corporations," the words "operating four or more trains per day between any two stations."

Mr. Boak moved the adoption of amendment.

Remarks by Messrs. Conwell, Hopkins, Stewart, Boak, Lattin, Cline, Sherwood, Fogliani, Henrichs, and Oldham.

Mr. Oldham moved that Assembly Bill No. 32 be rereferred to Committee on Livestock.

Motion lost.

Previous motion by Mr. Boak lost.

Roll call on Assembly Bill No. 32:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Not voting—Hussman, Reynolds, and Mr. Speaker—3.

Assembly Bill No. 32 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 43.

Mr. Goodwin moved adoption of amendment to section 1.

Carried.

Remarks by Messrs. Henrichs, Cline, Oldham, and Goodwin.

Mr. Harriman moved that Assembly Bill No. 43 be rereferred to committee for further study and correction.

Carried.

Assembly Bill No. 65.

Mr. Fogliani moved the adoption of amendments to section 2.

Carried.

Remarks by Messrs. Persson, Boak, and Cooper.

Roll call on Assembly Bill No. 65:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Hussman, Jameson, Lattin, Lauritzen,

Murphy, Newton, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Boak, Harriman, and Perry—3.

Absent—Noble and Phillips—2.

Not voting—Henrichs, Horgan, and Mr. Speaker—3.

Assembly Bill No. 65, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 71.

Amendment proposed by Mr. Boak: Amend section 2 of Assembly Bill No. 71 by striking the word “fifteen” in line 14, page 2, and substituting therefor the word “ten.”

Mr. Boak moved the adoption of the amendment.

Carried.

Remarks by Messrs. Arnold and Harriman.

Assembly at ease for two minutes.

Amendment proposed by Mr. Harriman: Amend section 1 of line 14 by inserting after the word “postmaster” the words “or other postmaster named by the County Commissioners of said county.”

Mr. Harriman moved adoption of the amendment.

Remarks by Messrs. Harriman and Lattin.

Carried.

Amendment proposed by Mr. Boak: Amend section 1 of Assembly Bill No. 71 by striking the words “must be less than” in line 8, page 1, and substituting therefor the words “shall not exceed.”

Mr. Boak moved adoption of the amendment.

Remarks by Mr. Arnold.

Carried.

Roll call on Assembly Bill No. 71:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Not voting—Grier and Mr. Speaker—2.

Assembly Bill No. 71, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 72.

Mr. Jameson moved that the Assembly do now resolve itself into a Committee of the Whole to consider Assembly Bill No. 72.

Mr. Speaker appointed Mr. Jameson as Chairman of the Committee of the Whole.

COMMITTEE OF THE WHOLE

At 11:43 a. m.

Mr. Jameson in the Chair.

HOUSE IN SESSION

At 11:47 a. m.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Assembly Bill No. 72 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. JAMESON, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 72.

Remarks by Messrs. Boak, Conwell, and Phillips.

Roll call on Assembly Bill No. 72:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Hussman.

Absent—Perry.

Not voting—Mr. Speaker.

Assembly Bill No. 72 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved that the Assembly recess until 2 p. m.

Assembly recessed at 11:53 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 2 and 8.

PRESENTATION OF PETITIONS

RENO, NEVADA, February 13, 1935.

To the Honorable Speaker and Members of the Assembly, Carson City, Nevada.

GENTLEMEN: It has come to our attention that criticism has been directed against one of the members of this Commission, namely, Senator N. H. Getchell, with regard to his membership in this Commission while occupying the office of Senator from Lander County.

In all fairness to Senator Getchell, we desire to state that during the past eighteen months he has received for maintenance and traveling expenses the following amounts from this Commission: November, 1933, \$48; July, 1934, \$120; total, \$168.

There have been many times when he has been in Reno, on personal business, when he has neither asked for nor received any expenses for attending to business matters for the Fish and Game Commission.

With respect to the criticism directed at George Bonner, an employee of this Commission, we desire to state that Mr. Bonner has been paid the following amounts in the past biennium: July and August, 1933, \$75 per month, \$150; September, 1933, to January, 1935, \$100 per month, \$1,700; total, \$1,850.

Mr. Bonner's knowledge of fish culture work and his loyalty to this Commission are deeply appreciated. We feel that the salary paid him is not in accordance with the services rendered, and if a sufficient appropriation is made for this work in the next biennium, his salary will in all probability be increased.

This letter is being written without the knowledge of either Senator Getchell

or Mr. Bonner, and is being written for the sole purpose of justifying the actions of the two persons who have been the object of criticism.

Very truly yours,

NEVADA FISH AND GAME COMMISSION,

By R. L. DOUGLASS, *Chairman*.

Mr. Persson moved that the communication be referred to Committee on Fish and Game.

Carried.

YERINGTON, NEVADA, February 18, 1935.

GEO. HUSSMAN, Assemblyman, Carson City, Nevada.

DEAR MR. HUSSMAN: I notice in yesterday's "Journal" that the Assembly had killed Senate Bill No. 26, by Senator Winters, an Act permitting the Secretary of State to furnish free to District Judges and county officers missing volume of Statutes and Reports. Please bear in mind that the legislative part of government is no part of my function, and I try to refrain from interfering or in any way participating in that function. In this particular instance, however, I cannot help but feel that the bill was misunderstood by the Assembly.

I want you to know I have no personal interest in the matter. It was at my instance the bill was introduced by Senator Winters, and it is for the purpose as explained in the bill. Four years ago when the First District and Eighth District were put together, the Judge's Chambers at Virginia City, Carson City, and Minden did not contain enough volumes of the Statutes and Nevada Reports to wad a shotgun. I do not believe it is my duty to try and find out where they went. I can realize that they might have gone several directions and places. From investigation I find that occasionally a volume from a county office is inadvertently misplaced, and occasionally from other Judge's Chambers there is a missing volume of Reports and Statutes.

Under the law, I could have ordered all the missing volumes for my Chambers at these places and billed the respective counties for the same. I did not desire or choose to put the counties to this expense, because I felt that there was another way out.

In the basement of the Capitol there are hundreds of volumes of the Reports and Statutes. The Secretary of State under the present law must charge two dollars per volume for the same. I had the matter up with Secretary of State Greathouse, and he gave me his assurance he would have no objection to a bill such as I drafted, and I had Senator Winters introduce it. If the Assembly does not see fit to pass the measure, I have only one alternative. I need these volumes in Chambers, and I must necessarily have them supplied at a cost to respective counties. I am sure that if the Assembly understands the situation they will in their good judgment reconsider their action taken upon Senate Bill No. 26.

With my kind regards and best wishes to you, I am

Cordially yours,

CLARK J. GUILD,

District Judge, First Judicial District.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mines and Mining has had Senate Bill No. 17 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the proposed amendment. Amend section 1 of Senate Bill No. 17 by inserting after the word "claims" in line 1, page 2, the following: "not as agent for any person, company, association, partnership, firm or corporation, but solely for his own use and benefit."

Also, Assembly Bill No. 54, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 54 by striking all after the word "fine" on page 2, line 4, and insert in lieu thereof the following: "of not more than \$500 (five hundred dollars) or

imprisonment in the county jail for not more than six months." Section 2, page 2, line 7, by striking the entire section after the period after the figure 2, and add the following words: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Add a new section to be section 3 as follows: "SEC. 3. This Act shall take effect immediately after its passage and approval."

AMBROSE M. MURPHY, *Chairman*.

Mr. Speaker:

Your Committees of Highways and Livestock have had Assembly Bill No. 43 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 43 by striking out on page 1, line 9, the period after the word "thereon," and inserting in lieu thereof a semicolon, and adding the following: "*provided*, nothing in this section shall apply to any livestock being moved under the control of a driver or drivers from one point to another on said highway; and *provided further*, that vehicles moving in the same direction as said livestock shall be given immediate passageway through said livestock."

PATRICK CLINE,
W. R. BELLINGER.

Mr. Speaker:

MAJORITY REPORT

Your Committee on Mines and Mining has had Assembly Joint Resolution No. 12 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman*.

Mr. Speaker:

MINORITY REPORT

Your Committee on Mines and Mining has had Assembly Joint Resolution No. 12 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

C. C. BOAK,
AMBROSE M. MURPHY.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 89, 90, 91, 93, and 94, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Judiciary has had Senate Bills Nos. 32, 33, 34, and 36 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hussman moved that the Assembly sustain the Governor's veto on Assembly Bill No. 22.

Roll called.

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Mr. Speaker declared Governor's veto sustained.

INTRODUCTION AND FIRST READING

By Mrs. Wines (by request):

Assembly Bill No. 98—An Act to prohibit the advertising of certain liquors, providing a penalty for the violation thereof, and other matters properly relating thereto.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Henrichs (by request) :

Assembly Bill No. 99—An Act to amend an Act entitled “An Act to regulate, protect and encourage apiaries, creating a State Apiary Commission, defining its duties and powers, providing revenue for the support of same, providing penalties for the violation thereof; repealing an Act entitled ‘An Act to create the office of State Inspector of Apiaries, to provide for the appointment of State Inspector of Apiaries, and to define his duties and compensation; to prevent the dissemination of diseases among apiaries, and to provide for a system of inspection of apiaries by extermination of diseases therein; making appropriations for the expense of the office of State Inspector of Apiaries; and providing penalties for the violation thereof, and repealing all other Acts or parts of Acts in relation thereto,’ approved March 15, 1917; and other matters properly relating thereto,” approved March 22, 1921.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

By Mr. Oldham :

Assembly Bill No. 100—An Act to amend an Act entitled “An Act concerning crimes and punishments, and repealing certain Acts relating thereto,” approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mrs. Wines :

Assembly Bill No. 101—An Act providing for the collection, arranging, housing and maintenance of an exhibit of relics, manuscripts, books, pamphlets, documents, papers and data of historical interest to the people of the State of Nevada; making an appropriation for the expense thereof; providing for the appointment of a commission; and other matters properly relating thereto.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Renfro :

Assembly Bill No. 102—An Act to amend an Act entitled “An Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Board, and to provide a penalty for a violation of the provisions hereof,” approved March 10, 1923, as amended.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 75.

Amendment proposed by Mr. Fogliani: Amend section 1 of Assembly Bill No. 75 by striking out on page 1, line 3, after the word "amended," the words "so as."

Mr. Fogliani moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 75:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Henrichs and Perry—2.

Not voting—Mr. Speaker.

Assembly Bill No. 75, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 76.

Remarks by Mr. Oldham.

Roll call on Assembly Bill No. 76:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Henrichs and Perry—2.

Not voting—Mr. Speaker.

Assembly Bill No. 76 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 78.

Roll call on Assembly Bill No. 78:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Lattin, Newton, Perry, Persson, and Rochon—5.

Not voting—Mr. Speaker.

Assembly Bill No. 78 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 79.

Remarks by Mr. Murphy.

Roll call on Assembly Bill No. 79:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Lattin and Persson—2.

Not voting—Mr. Speaker.

Assembly Bill No. 79 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 5.

On motion by Mr. Goodwin, duly seconded and carried, amendment to section 1 of Senate Bill No. 5, proposed by Committee on Judiciary, was withdrawn.

Remarks by Messrs. Cooper and Goodwin.

Roll call on Senate Bill No. 5:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Senate Bill No. 5 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 24.

Amendment by Mr. Fogliani: Amend section 1 of Senate Bill No. 24 by striking all after the period after the figure "2" on page 2, line 19, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict herewith are hereby repealed." Add a new section as follows: "Sec. 3. This Act shall take effect immediately from and after its passage and approval."

Mr. Fogliani moved the adoption of the amendment.

Carried.

Roll call on Senate Bill No. 24:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Cooper and Parker—2.

Absent—Phillips and Riddell—2.

Not voting—Grier, Harriman, Perry, Persson, and Mr. Speaker—5.

Senate Bill No. 24, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 43.

Remarks by Mr. Hopkins.

Roll call on Senate Bill No. 43:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani,

Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Phillips.

Absent—Oldham.

Not voting—Cooper and Mr. Speaker—2.

Senate Bill No. 43 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 86, hereto attached, is a correct copy of the triplicate thereof in its possession, except first word in line 8, page 14, should be "within" instead of "with."

Also, Assembly Joint Resolution No. 15, hereto attached, is a correct copy of the triplicate thereof in its possession.

Also, Assembly Joint Resolution No. 16, hereto attached, is a correct copy of the triplicate thereof in its possession, but suggests the word "that," last word in line 7, be stricken to make sentence grammatically correct.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved the Chief Clerk be authorized to make the necessary corrections.

Carried.

Mr. Cline requested that Assembly Bill No. 40 be taken out of committee.

Mr. Persson moved that Assembly Bill No. 40 be left in Committee on Ways and Means.

Carried.

On motion by Mr. Persson, Assembly adjourned until 10 a. m., Wednesday, February 20, 1935.

Assembly adjourned at 3:30 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE THIRTY-FIRST DAY

CARSON CITY (Wednesday), February 20, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Persson moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 8.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 39 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 92, hereto attached, is a correct copy of the triplicate thereof in its possession.

Also, that bound copy of Assembly Bill No. 88, hereto attached, is a correct copy of the triplicate thereof in its possession, with exception of word "effect" in line 14, page 15, which should be "affect."

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that the Chief Clerk be authorized to make necessary correction on Assembly Bill No. 88.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 66, which this day passed by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 66, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Messrs. Sherwood and Arnold:

Assembly Bill No. 103—An Act to amend an Act entitled "An Act relating to the compensation of injured workmen in the industries of this State and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation

and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees, and repealing all Acts and parts of Acts in conflict with this Act," approved March 15, 1913, as amended, and repealing certain sections thereof.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mrs. Wines:

Assembly Bill No. 104—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of the State and to define their duties and powers," approved March 8, 1865,' approved February 19, 1867," as amended.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mrs. Wines:

Assembly Bill No. 105—An Act to amend "An Act fixing the rates for official advertising by the State of Nevada in the several counties of the State," approved March 16, 1897.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Remarks by Messrs. Murphy, Hopkins, and Mrs. Wines.

Mr. Russell moved that the motion be amended to read that Assembly Bill No. 105 be referred to Committee on Printing.

Motion, as amended, carried.

By Committee on Education:

Assembly Bill No. 106—An Act to amend an Act entitled "An Act to provide books, equipment, and materials free of charge to the pupils of the public schools and to provide for and encourage the economic use thereof, and fixing penalties for its infraction, and repealing an Act in conflict herewith," approved March 14, 1913, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Committee on Education:

Assembly Bill No. 107—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Goodwin:

Assembly Bill No. 108—An Act authorizing and directing the Board of Regents of the University of Nevada to deliver a deed for certain property to James Peckham of Washoe County, Nevada.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Conwell:

Assembly Substitute for Assembly Bill No. 63—An Act to amend an Act entitled "An Act to provide a method for voting in any general, special or primary elections by qualified voters who by reason of the nature of their vocation or business or other causes are unavoidably absent from the polls in the county of their residence on the day of election, providing penalties for the violation thereof, and other matters properly connected therewith," approved March 11, 1921, together with the Acts amendatory thereof or supplemental thereto.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections, and ordered printed.

Carried.

Remarks by Messrs. Hussman and Conwell on Assembly Substitute for Assembly Bill No. 63.

Senate Bill No. 66.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

Carried.

By Mr. Oldham:

Assembly Bill No. 109—An Act to amend an Act entitled "An Act to amend 'An Act concerning the courts of justice of this State and judicial officers,' approved January 26, 1865," approved March 24, 1931.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Oldham:

Assembly Bill No. 110—An Act to amend an Act entitled "An Act entitled an Act to regulate the herding, grazing and driving of livestock," approved March 14, 1917.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

GENERAL FILE AND THIRD READING

On motion by Mr. Oldham, duly seconded and carried, Assembly Bill No. 43 was made a special order of business for Thursday, February 21, at 11 a. m.

Assembly Bill No. 54.

On motion of Mr. Fogliani, amendments to sections 1, 2, and 3 were adopted.

Roll call on Assembly Bill No. 54:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Newton.

Not voting—Mr. Speaker.

Assembly Bill No. 54, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 80.

Remarks by Messrs. Perry, Renfro, Sherwood, Henrichs, Russell, and Shelly.

Mr. Sherwood moved that Assembly Bill No. 80 be rereferred to Committee on Trade and Manufactures.

Remarks by Mr. Boak.

Mr. Hussman moved to amend motion to place bill at bottom of general file.

Motion, as amended, carried.

Assembly Joint Resolution No. 12.

Mr. Boak offered the following resolution as Assembly Substitute for Assembly Joint Resolution No. 12:

ASSEMBLY JOINT RESOLUTION

To the Honorable Franklin D. Roosevelt, President of the United States; and to the Honorable the Senate and House of Representatives of the United States, in Congress assembled:

Your memorialists, the Legislature of the State of Nevada, hereby respectfully represent that:

WHEREAS, Under provisions of section 2324, Revised Statutes of the United States, owners and holders of unpatented mining claims are required to perform an annual assessment work for all such claims by June 30 next for the fiscal year ending June 30, 1935; and

WHEREAS, In order to give all possible employment to those in need of employment, by those in position to give it, in order to relieve unemployment and suffering to that extent; and

WHEREAS, There are many thousands of such mining claims held and owned by individuals—worthy prospectors, and miners, many of whom are on relief as the result of long-continued unemployment, and wholly unable to hire or pay for the labor required, or the equipment, explosives and supplies with which to perform it themselves; and

WHEREAS, It would be a gross injustice to those placed in this unfortunate position by unavoidable circumstances to deprive them of their legitimate holdings through the inability on their part to perform such annual labor, during this year of crisis, by throwing their holdings open to relocation by those more fortunate than themselves; now, therefore, be it

Resolved by your memorialists, the Legislature of the State of Nevada, That the Congress of the United States be, and they hereby are, earnestly petitioned to suspend the provisions of section 2324 of the Revised Statutes of the United States so as to exempt from its provisions for the year ending June 30, 1935,

all individuals who did not pay income tax, either Federal or State, for the year 1934; *provided, however*, that such exemptions shall not extend to and/or be applicable to more than six claims for each individual holder or owner; and be it further

Resolved, That none of the exemptions herein mentioned are sought by this petition to any individual who paid an income tax for the year 1934, nor to any firm, association or corporation owning mining claims; and be it further

Resolved, That the person or persons claiming exemption under this Act shall, on or by noon of the first day of July, 1935, make and file with the County Recorder of the county or counties within which are situated the claims upon which exemption is claimed, an affidavit setting forth that he did not pay income tax, either Federal or State, for the year 1934, that he is the bona fide owner of those certain claims (naming the claims) upon which exemption is claimed, that he is not claiming said exemption on behalf of some other person or owner and that he did not acquire title to said claims for the purpose of aiding another person, company or corporation to evade performing an annual assessment work, and that he is not claiming exemption for more than a total of six claims situated anywhere in the United States; and be it further

Resolved, That the Secretary of the State of Nevada be and he hereby is directed to forward a duly certified copy of this resolution to the President of the United States; to the President of the Senate of the United States; to the Speaker of the House of Representatives; to the Honorable Key Pittman and Honorable Patrick McCarran, United States Senators of Nevada, and to the Honorable James G. Scrugham, Representative in Congress from Nevada.

Mr. Boak moved adoption of substitute.

Remarks by Messrs. Boak, Arnold, Hopkins, Hussman, Parker, Lauritzen, Perry, Murphy, and Russell.

Mr. Persson moved that Assembly Joint Resolution No. 12 and proposed substitute be rereferred to Committee on Mines and Mining, and proposed substitute be printed.

Carried.

Senate Bill No. 17.

Amendment proposed by Committee on Mines and Mining: Amend section 1 of Senate Bill No. 17 by inserting after the word "claims" in line 1, page 2, the following: "not as agent for any person, company, association, partnership, firm or corporation, but solely for his own use and benefit."

Mr. Boak moved adoption of amendment.

Carried.

Amendment proposed by Mr. Fogliani: Amend section 2 of Senate Bill No. 17 by striking all after the period following the figure 2 on page 2, line 17, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Add a new section to be section 3, as follows: "Sec. 3. This Act shall become effective immediately upon its passage and approval."

Mr. Fogliani moved the adoption of the amendment.

Carried.

Remarks by Messrs. Murphy, Lattin, Boak, and Hopkins.

Mr. Phillips moved Assembly recess until 2 p. m.

Carried.

Assembly recessed at 12:02 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

GENERAL FILE AND THIRD READING

Continuation of morning session on Senate Bill No. 17.

Roll call on Senate Bill No. 17, as amended :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Murphy, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Rochon, Sherwood, and Stewart—25.

NAYS—Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Russell, and Wines—8.

Absent—Newton and Riddell—2.

Not voting—Noble, Persson, Shelly, Young, and Mr. Speaker—5.

Senate Bill No. 17, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Lattin moved that Senate Bills Nos. 32, 33, 34, and 36 be laid on the table to be considered at a later date.

Carried.

Senate Joint Resolution No. 1.

Roll call on Senate Joint Resolution No. 1 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Lattin and Newton—2.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 1 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 80.

Amendment proposed by Mr. Sherwood : Amend section 1 of Assembly Bill No. 80 by striking out in lines 6 and 7 the following : “in letters not less than one inch in height.” Line 6, after the word “thereon” strike out the comma and insert in lieu thereof a period.

Roll call on Assembly Bill No. 80 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—32.

NAYS—Glaser, Gray, Perry, and Shelly—4.

Absent—Lattin and Newton—2.

Not voting—Parker and Mr. Speaker—2.

Assembly Bill No. 80, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved that Assembly recess until 2 : 50 p. m.

Assembly recessed at 2 : 26 p. m.

HOUSE IN SESSION

At 2:55 p. m.
Quorum present.
Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Military and Indian Affairs has had Assembly Joint Resolution No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

S. W. CONWELL, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 90 under consideration, and begs leave to report the same with an amendment thereto, with the recommendation that the amendment be adopted and the bill passed as amended. Amend section 2 of Assembly Bill No. 90 by striking out in lines 11 and 12, page 1 of the printed bill, after the word "effective," all the remainder of section 2, and insert in lieu thereof the following: "July 1, 1935."

Also, Assembly Bill No. 56, and reports the same with an amendment thereto, with the recommendation that the amendment be adopted and the bill passed as amended. Amend section 2 of Assembly Bill No. 56 by striking out after the word "and" in line 10, page 1 of the printed bill, all the remainder of section 2, and insert in lieu thereof the following: "thereafter proceed with caution until well past said school bus and its passengers."

Also, Assembly Bill No. 91, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 64, and reports the same without recommendation.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Livestock has had Assembly Bills Nos. 49 and 50 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. R. BELLINGER, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 95, 96, 97, 98, 99, 100, 101, and 102, hereto attached, are correct copies of the triplicates thereof in its possession. A. R. HOPKINS, *Chairman.*

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 111—An Act to amend an Act entitled "An Act in relation to public revenues, creating the Nevada Tax Commission and the State Board of Equalization, defining their powers and duties, and matters relating thereto, and repealing all Acts and parts of Acts in conflict herewith," approved March 23, 1917, as amended.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Noble:

Assembly Bill No. 112—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March

23, 1891, as amended, by amending section 23 thereof and by adding a new section thereto to be known as section 23½.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means, and same treated as companion bill to Assembly Bill No. 111.

Carried.

By Mr. Cline:

Assembly Bill No. 113—An Act reserving to the State of Nevada rights of way for State highway purposes over State-owned lands.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Cline:

Assembly Bill No. 114—An Act providing for the withdrawal from entry and sale of certain lands belonging to the State of Nevada containing gravel deposits or road-building material to be used in the construction and repair of public highways; limiting the amount of such withdrawals; providing the method of withdrawal; and other matters properly relating thereto.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 9 under consideration, and begs leave to report a substitute, with the recommendation that substitute be adopted.

C. L. NOBLE, *Chairman.*

Mr. Noble moved adoption of report and substitute ordered printed.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Agriculture:

Assembly Substitute for Assembly Bill No. 9—An Act relating to revenue and taxation, requiring distributors as herein defined to pay an excise tax on the sale of all butter substitutes, providing for licensing dealers therein, fixing a penalty for a violation of the provisions of the Act, and declaring that this Act shall take effect April 1, 1935.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 74 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Joint Resolution No. 11, and reports unfavorably on the same, with the recommendation that it be not adopted.

Also, Assembly Bill No. 59, and reports the same with amendment thereto, with the recommendation that the amendment be adopted and that the bill be

passed as amended. Amend Assembly Bill No. 59 by inserting a comma after the word "once" in line 10, page 5 of the printed bill, and the following: "at least fifteen days prior to the date when such budget shall become effective."

W. HOLMES GOODWIN, *Chairman.*

On motion by Mr. Persson, the Assembly adjourned until Thursday, February 21, 1935, at 10 a. m.

Assembly adjourned at 3:14 p. m.

Approved: WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE THIRTY-SECOND DAY

CARSON CITY (Thursday), February 21, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Jameson moved that reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

CHICAGO, ILL., February 20, 1935.

WM. KENNETT, *Speaker of House.*

President Roosevelt says in letter received today: "I shall follow with the greatest interest the proceedings of the Second Interstate Assembly, with the hope and expectation that many constructive ideas will be developed as to means for perfecting and strengthening the relations between the State governments and the National Government in the disposition of the problems in which both States and Nation are vitally concerned." Already thirty-nine of the forty-eight States have appointed as official delegates over one hundred legislative and administrative officials who will attend this Assembly. Only nine States have not already acted, and evidently not more than three or four will be absent when the Assembly convenes in Washington next Thursday. Knowing that you will not want your State to be one of them, we request you to take action at the morning session. Please advise by collect telegram via Western Union.

HENRY W. TOLL,

Executive Director American Legislators Association.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 26, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 53, which passed: Yeas, 16; nays, none; not voting, 1.

Also, Assembly Joint Resolution No. 9, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 4, which passed: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 49, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 54, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 55, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

On motion by Mr. Boak, seconded by Mr. Perry, Senators McCarran and Pittman and Congressman Scrugham were appointed official delegates to the Second Interstate Assembly at Washington, D. C.

INTRODUCTION AND FIRST READING

Senate Bill No. 49.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 54.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 55.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Noble moved to amend Mr. Parker's motion and that bill be referred to Lyon County Delegation.

Motion, as amended, carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 66.

GENERAL FILE AND THIRD READING

Assembly Bill No. 39.

Remarks by Messrs. Cooper, Lattin, Cline, Russell, Oldham, Perry, Shelly, Noble, Phillips, and Parker.

Roll call on Assembly Bill No. 39:

YEAS—Arnold, Bellinger, Cline, Conwell, Cooper, Hopkins, Murphy, and Perry—8.

NAYS—Anker, Boak, Clark, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Oldham, Parker, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—28.

Absent—Newton.

Not voting—Persson, Reynolds, and Mr. Speaker—3.

Assembly Bill No. 39 having failed to receive a constitutional majority, the same was declared lost by Mr. Speaker.

Assembly Bill No. 49.

Remarks by Mr. Fogliani.

Roll call on Assembly Bill No. 49:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Cline, Newton, and Noble—3.

Not voting—Cooper, Grier, and Mr. Speaker—3.

Assembly Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 50.

Remarks by Messrs. Conwell, Fogliani, Perry, Stewart, and Harriman.

Mr. Lattin moved that Assembly Bill No. 50 be placed at the bottom of the general file.

Motion lost.

Further remarks by Messrs. Cooper and Riddell.

Roll call on Assembly Bill No. 50:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, and Young—32.

NAYS—Harriman and Horgan—2.

Absent—Newton and Noble—2.

Not voting—Gray, Shelly, Wines, and Mr. Speaker—4.

Assembly Bill No. 50 having received a constitutional majority, Mr. Speaker declared it passed.

SPECIAL ORDER

Assembly Bill No. 43.

Amendment proposed by Mr. Oldham. Amend section 1 of Assembly Bill No. 43 by striking all of section 1 of the printed bill and inserting the following: "SECTION 1. It shall be unlawful for the owner, foreman, or any person or persons having charge of any livestock to permit or allow the running at large, the straying, the feeding, or the picketing of the said livestock on any fenced State highway in the State of Nevada."

Mr. Oldham moved the adoption of the amendment.

Remarks on amendment by Messrs. Lattin and Oldham.

Carried.

Amendment proposed by Mr. Oldham: Amend section 9 of Assembly Bill No. 43, page 3, section 9, line 33, after the word "this" insert the word "Act."

Mr. Oldham moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Oldham: Amend section 9 of Assembly Bill No. 43 by striking the word "neat" on page 4.

Mr. Oldham moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Oldham: Amend section 9 of Assembly Bill No. 43, page 4, section 9, line 2, after the word "goats" strike the period and insert the following: "and the words 'fenced highway' shall mean any highway fenced on both sides as provided in sections 4022 and 4023 N. C. L. 1929, with cattle guards and gates provided for all cross roads, cattle crossings or openings of any description, and shall have cattle guards at both ends of the said highway fence where the said fence does not end in a city or town."

Mr. Oldham moved the adoption of the amendment.

Carried.

Remarks by Messrs. Arnold and Oldham.

Mr. Hopkins moved that Assembly Bill No. 43, as amended, be ordered reprinted, and the bill be made a special order for Tuesday, February 26, 1935.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 11 and 43.

GENERAL FILE AND THIRD READING

Assembly Bill No. 56.

On motion by Mr. Lattin, duly seconded and carried, Assembly Bill No. 56 was placed at bottom of general file.

Assembly Bill No. 59.

Mr. Goodwin moved adoption of amendment to section 2.

Carried.

Amendment proposed by Mr. Boak: Amend section 3 of Assembly Bill No. 59 by striking the word "five" in line 19, page 6, and substituting therefor the word "ten."

Mr. Boak moved the adoption of the amendment.

Carried.

Remarks by Mr. Hussman.

Roll call on Assembly Bill No. 59:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Harriman and Newton—2.

Not voting—Mr. Speaker.

Assembly Bill No. 59, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 83, which this day passed the Senate by the following vote: Yeas, 15; nays, 2.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Lattin moved that the Speaker appoint Mr. Noble as a committee of one to meet with Mr. Phillips to discuss the matter of communities which require a Chief of Police.

Carried.

Mr. Speaker appointed the Churchill County Delegation to act on Mr. Lattin's motion.

Mr. Phillips moved that the Assembly do now recess until 2 p. m.

Mr. Boak moved to amend motion of recess to 1:15 p. m.

Mr. Persson moved to amend, and to recess to 1 p. m.
Motion, as amended, carried.

Assembly recessed at 12:05 p. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 61 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend Assembly Bill No. 61 by striking out the word "ten" in line 11, page 1, and inserting in lieu thereof the word "fifteen." Strike out in line 3, page 2, the word "quarterly," and insert in lieu thereof the word "monthly." Strike out the word "ten" in line 11, page 2, and insert in lieu thereof the word "fifteen." Strike out the word "quarterly" in line 24, page 2, and insert in lieu thereof the word "monthly."

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Public Parks has had Assembly Joint Resolution No. 14 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

GEO. G. HUSSMAN, *Chairman.*

Mr. Lauritzen moved that the Assembly do now adjourn until Monday, February 25, 1935, at 10 a. m.

Carried.

Assembly adjourned at 1:15 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE THIRTY-SIXTH DAY

CARSON CITY (Monday), February 25, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved that the reading of the minutes be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Substitute for Assembly Bill No. 63, Assembly Bills Nos. 103, 104, 105, 106, 107, 108, 114, and Assembly Substitute for Assembly Joint Resolution No. 12, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 52, which this day passed the Senate, as amended, by the following vote: Yeas, 16; nays, 1. Amend as follows: Page 1, line 4, add the letter "s" to the word "Commissioner."

Also, to inform you that the Senate this day concurred in the Assembly amendments to Senate Bill No. 17.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Cooper:

Assembly Bill No. 115—An Act concerning retail liquor dealers; to impose a stamp tax on wines, beers and intoxicating liquors; to direct the disposition of its proceeds; to provide for its enforcement; to provide penalties for the violation of its provisions; defining certain terms, and other matters properly relating thereto.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Oldham:

Assembly Bill No. 116—An Act to amend an Act to repeal an Act entitled "An Act authorizing the destruction of wild, unbranded stallions found running at large on Government range land," approved February 17, 1893.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

By Mr. Sherwood :

Assembly Bill No. 117—An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act to regulate the occupations and practice of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing the penalties for the violation of the provisions of this Act,’ approved March 27, 1931,” as amended March 25, 1933.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Washoe County Delegation :

Assembly Bill No. 118—An Act to amend an Act entitled “An Act relating to the number of officers and attachés of the Legislature of the State of Nevada, and to define their duties and specify their pay, and repealing all Acts in conflict therewith,” approved January 28, 1931.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Rochon :

Assembly Bill No. 119—An Act to provide for the registration of trade marks, stamps, seals, letters, numbers, ornaments, engravings, emblems, buttons, rosettes, badges, ribbons, shape, insignia, wording, phrases, slogan, name or any sign whatever, designs or devices, patterns, labels, prints, advertisements, wrappers, brands, imprints or any combination of two or more of the aforesaid subjects, and to protect and secure the rights, property and interests of the persons, associations, organizations, firms and individuals who file and register in accordance with this Act, and to provide for the assignment of such registrations and other things in connection with any of the foregoing subjects, and for other purposes appertaining thereto.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Mr. Oldham :

Assembly Bill No. 120—An Act to amend an Act entitled “An Act to regulate the use, supply and possession of narcotic drugs in the State of Nevada, and to provide penalties for the violation thereof,” approved February 23, 1923.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Rochon :

Assembly Bill No. 121—An Act to amend section 1 of an Act entitled “An Act to provide educational facilities for the children in the State Orphans’ Home and other matters properly connected therewith,” approved March 20, 1911, as amended, being section 7599 Nevada Compiled Laws 1929.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Rochon :

Assembly Bill No. 122—An Act relating to automatic vending machines and prohibiting the vending or sale of cigarettes, cigars or tobacco by the use of such vending machines, providing penalties for the violation thereof and other matters relating thereto.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Anker :

Assembly Bill No. 123—An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act supplementary to an Act entitled “An Act creating Boards of County Commissioners in the several counties of the State and to define their duties and powers,” approved March 8, 1865’; approved February 19, 1867,” approved March 24, 1911, as amended.

Mr. Anker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 52.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Live-stock.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Stewart moved that the Assembly meet in Joint Session with the

Senate Tuesday, February 26, 1935, at 2 p. m., at which time Boulder Dam power will be discussed.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 56.

Amendment proposed by Mr. Lattin: Amend section 1 of Assembly Bill No. 56 by striking out in line 4 the words "not less than." and insert in lieu thereof the words "at least."

Mr. Lattin moved the adoption of the amendment.

Carried.

Amendment proposed by Committee on Roads and Highways: Amend section 2 of Assembly Bill No. 56 by striking out after the word "and" in line 10, page 1 of the printed bill, all the remainder of section 2, and insert in lieu thereof the following: "thereafter proceed with caution until well past said school bus and its passengers."

Mr. Lattin moved the adoption of the amendment.

Remarks by Messrs. Sherwood, Horgan, Lattin, and Arnold.

Mr. Shelly moved that Assembly Bill No. 56 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 61.

Remarks by Messrs. Horgan, Conwell, and Riddell.

Roll call on Assembly Bill No. 61:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 61, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 64.

Amendment proposed by Mr. Fogliani: Amend section 1 of Assembly Bill No. 64 by striking the words "by this Act required" on page 2, lines 26 and 27, and insert in lieu thereof the words "required by this Act."

Mr. Fogliani moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Boak: Amend section 1 of Assembly Bill No. 64, page 2, line 22, by adding after the word "months" the words "when funds are available therefor."

Mr. Boak moved adoption of the amendment.

Remarks by Messrs. Perry and Boak.

Motion lost.

Remarks by Mr. Perry.

Roll call on Assembly Bill No. 64:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Jameson, Lattin,

Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—34.

NAYS—None.

Absent—Harriman and Stewart—2.

Not voting—Grier, Hussman, Reynolds, and Mr. Speaker—4.

Assembly Bill No. 64, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 90.

On motion by Mr. Horgan, duly seconded, Assembly Bill No. 90 was placed at bottom of general file.

Assembly Bill No. 91.

Amendment proposed by Mr. Perry: Amend section 1 of Assembly Bill No. 91 by inserting the phrase "and the State Highway Department" after word "Commissioners" in line 2, section 2, and by striking word "County" in line 8, section 2.

Mr. Perry moved the adoption of the amendment.

Carried.

Remarks by Messrs. Boak, Perry, Hopkins, and Conwell.

Mr. Persson moved that Assembly Bill No. 91 be placed at bottom of general file.

Carried.

Assembly Joint Resolution No. 11.

Mr. Boak moved that Assembly Joint Resolution No. 11 be indefinitely postponed.

Carried.

Assembly Joint Resolution No. 14.

Remarks by Messrs. Hopkins, Hussman, Sherwood, Conwell, and Noble.

Roll call on Assembly Joint Resolution No. 14:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 14 having received a constitutional majority, Mr. Speaker declared it passed.

On motion by Mr. Persson, Assembly recessed until 2 p. m.

Assembly recessed at 11:58 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

On motion of Mr. Arnold, duly seconded, Assembly recessed until 2:40 p. m.

HOUSE IN SESSION

At 3:13 p. m.

Mr. Speaker in the Chair.

Quorum present.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 26 and 53, and Assembly Joint Resolutions Nos. 4 and 9.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 109, 110, 111, 112, 113, and Assembly Substitute for Assembly Bill No. 9, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Irrigation has had Assembly Bill No. 92 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE PARKER, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bills Nos. 106 and 107 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 114 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 21, which this day passed the Senate, as amended, by the following vote: Yeas, 16; nays, 1. Amend as follows: Strike out in line 10 the figures "\$500.00," and insert in lieu thereof the figures "\$900.00." Insert the words "For the support of the Labor Commissioner, \$300.00" as line 11. Add for line 18 the following: "For the salary and traveling expenses of Acting Governor W. F. Dressler, \$72.00," and change the number of line 18 to 19, and line 19 to 20.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Boak:

Assembly Joint Resolution No. 17, proposing an amendment to section 3 of article IV of the Constitution of the State of Nevada.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That section 3 of article IV of the Constitution of the State of Nevada be amended to read as follows:

SEC. 3. The members of the Assembly shall be chosen by the qualified electors of their respective counties, or districts, on the first Tuesday after the first Monday in November, at the biennial or general election on said date, and their term of office shall be four years from the day next after their election, and the Legislature of the State of Nevada shall provide by law that the Assemblymen so elected shall be elected in such manner that one half thereof,

as nearly as may be, of the members elected from each county shall be elected biennially.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

Mr. Persson moved that the Assembly do not recede from its amendments to Assembly Bill No. 21, and that Mr. Speaker appoint a conference committee.

Carried.

INTRODUCTION AND FIRST READING

By Messrs. Newton and Persson :

Assembly Bill No. 124—An Act to repeal an Act entitled “An Act to provide for the compromise, adjustment or release of indebtedness, liability or obligation of any corporation, association or person to the State of Nevada,” approved February 1, 1928.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Renfro (by request) :

Assembly Bill No. 125—An Act to repeal an Act entitled “An Act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said Act, and penalties for the violation thereof,” approved March 31, 1931.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Newton (by request) :

Assembly Bill No. 126—An Act to amend an Act entitled “An Act to amend sections 23 and 24 and repeal section 24a of an Act entitled ‘An Act regulating the nomination of candidates for public office in the State of Nevada,’ approved March 23, 1917,” approved March 23, 1933.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Messrs. Gray, Shelly, and Phillips :

Assembly Bill No. 127—An Act providing for the methods of supervision over the sanitation, healthfulness, cleanliness and safety of public swimming pools and bathhouses, defining the duties of certain officers and persons in relation thereto, providing for the issuance of permits for the conducting and management of public swimming pools and bathhouses, providing a penalty for the violation of this Act, and other matters properly relating thereto.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Internal Improvements.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Anker moved that Assembly Bill No. 92 be placed on general file for third reading and final passage.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 95, which was this day declared an emergency measure under the Constitution and passed by the following vote: Yeas, 14; nays, 2; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 56.

Amendment proposed by Mr. Horgan: Amend section 1 of Assembly Bill No. 56 by striking in line 5, page 1, all after the word "bus," and substituting in lieu thereof the words "pass with caution."

Mr. Horgan moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Lattin: Amend section 1 of Assembly Bill No. 56 by striking out in line 4 the words "not less than," and inserting in lieu thereof the words "at least."

Mr. Lattin moved the adoption of amendment.

Carried.

Amendment proposed by Committee on Roads and Highways: Amend section 2 of Assembly Bill No. 56 by striking out after the word "and" in line 10, page 1 of the printed bill, all the remainder of section 2, and insert in lieu thereof the following: "thereafter proceed with caution until well past said school bus and its passengers."

Mr. Cline moved adoption of amendment.

Carried.

Roll call on Assembly Bill No. 56:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Goodwin, Lattin, Lauritzen, Murphy, Phillips, and Shelly—6.

Not voting—Mr. Speaker.

Assembly Bill No. 56, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 90.

Amendment by Mr. Cooper: Amend section 1 of Assembly Bill No. 90, line 10, to read "rear trailer reflector to show front only."

Mr. Cooper moved the adoption of the amendment.

Remarks by Messrs. Conwell and Cooper.

Motion lost.

Amendment proposed by Committee on Roads and Highways: Amend section 2 of Assembly Bill No. 90 by striking out in lines 11 and 12, page 1 of the printed bill, after the word "effective" all of the remainder of section 2, and insert in lieu thereof the following: "July 1, 1935."

Mr. Cline moved the adoption of the amendment.

Carried.

Remarks by Messrs. Arnold, Horgan, Conwell, Cooper, Perry, Oldham, and Hussman.

Roll call on Assembly Bill No. 90:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Goodwin, Lattin, Lauritzen, Murphy, Phillips, and Shelly—6.

Not voting—Newton, Russell, and Mr. Speaker—3.

Assembly Bill No. 90, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 91.

Mr. Perry moved that, under suspension of rules, the Assembly rescind its action in adopting the amendment to section 1 of Assembly Bill No. 91, proposed by him.

Carried.

Amendment to section 2, proposed by Mr. Boak: Insert after the word "points" in line 13, page 2 of the printed bill, a comma and the following: "location and distance to water."

Mr. Boak moved the adoption of the amendment.

Remarks by Messrs. Newton, Boak, Hopkins, Cooper, and Mrs. Grier.

Carried.

Mr. Hopkins moved that the Chief Clerk be authorized to make the necessary corrections in Assembly Bill No. 91.

Carried.

Roll call on Assembly Bill No. 91:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Noble, Oldham, Perry, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—28.

NAYS—Grier, Parker, and Russell—3.

Absent—Goodwin, Lattin, Lauritzen, Murphy, Phillips, and Shelly—6.

Not voting—Newton, Persson, and Mr. Speaker—3.

Assembly Bill No. 91, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 92.

Roll call on Assembly Bill No. 92:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani,

Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Cline, Goodwin, Lattin, Lauritzen, Murphy, and Phillips—6.

Not voting—Mr. Speaker.

Assembly Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Boak moved the adoption of the preamble to Assembly Bill No. 92.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 128—An Act concerning the recording and filing of assignments of mortgages or beneficial interests, and of releases, subordinations or waivers relating to mortgages and trust deeds; defining the duties of county recorders, and other matters relating thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Noble:

Assembly Bill No. 129—An Act to amend the title of an Act entitled "An Act concerning mortgages of personal property, providing for their recordation, and other matters relating thereto, and repealing all Acts or parts of Acts in conflict herewith," approved March 8, 1923, together with the Acts amendatory thereof or supplemental thereto, and to amend sections 1, 2, 3, 4, and 5 of said Act, and to repeal sections 6, 7, and 7a thereof.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble:

Assembly Bill No. 130—An act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble:

Assembly Bill No. 131—An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March 9, 1865, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 132—An Act to repeal section 6 of an Act entitled “An Act concerning County Recorders, and defining their duties,” approved March 9, 1865, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 133—An Act to provide for the extinguishment of liens of mortgages of personal property or crops except as between the parties thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 134—An Act concerning mortgages of personal property and crops and including provisions for the continuity of the liens thereof, the securing of additional advances, and obligations thereunder and the mortgaging of after-acquired property.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 135—An Act concerning the mortgaging of personal property and providing for the validity of mortgages upon consumable chattels.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 136—An Act concerning the duties of County Recorders and providing for the issuance by them of abstracts and certificates of record searches and of certificates of filing.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 137—An Act to amend an Act entitled “An Act concerning conveyances,” approved November 5, 1861, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 138—An Act to amend the title of, and to amend an Act entitled “An Act relating to the recording of instruments in the offices of the various County Recorders of the State of Nevada, and other matters relating thereto,” approved March 9, 1923, as amended.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble :

Assembly Bill No. 139—An Act to amend an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal all other Acts in relation thereto.” approved February 27, 1883, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Newton (by request) :

Assembly Bill No. 140—An Act to amend an Act entitled “An Act providing for the creation of a State Barbers’ Health and Sanitation Board, defining the powers and duties of said board, defining certain terms, prescribing the terms upon which licenses or certificates of registration, health and sanitation may be issued to practitioners of barbering, creating county boards and declaring their powers and duties, prescribing penalties for the violation thereof, repealing all Acts and parts of Acts inconsistent herewith, and other matters relating thereto, approved March 26, 1929,” as amended.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Senator Friedhoff :

Senate Bill No. 95.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Mr. Speaker appointed Messrs. Persson, Hussman, and Rochon to act as a conference committee on Assembly Bill No. 21.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 88 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with attached amendments: Amend section 5 of Assembly Bill No. 88, page 7, line 9, after the word "for" insert the words "aircraft or for."

Also, Senate Concurrent Resolution No. 2, and reports same without recommendation.

R. J. NEWTON, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 15.

Roll call on Assembly Joint Resolution No. 15:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Gray, Persson, Rochon, Russell, Shelly, Sherwood, and Stewart—14.

NAYS—Arnold, Cline, Glaser, Newton, Oldham, Parker, Perry, Renfro, and Riddell—9.

Absent—Goodwin, Harriman, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Noble, and Phillips—10.

Not voting—Grier, Henrichs, Jameson, Reynolds, Wines, Young, and Mr. Speaker—7.

Assembly Joint Resolution No. 15 not having received a constitutional majority, Mr. Speaker declared it lost.

Mr. Persson moved that Assembly adjourn until 10 a. m., Tuesday, February 26, 1935.

Carried.

Assembly adjourned at 4:55 p. m.

Approved: WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE THIRTY-SEVENTH DAY

CARSON CITY (Tuesday), February 26, 1935.

Assembly called to order at 10 a. m.
 Mr. Speaker in the Chair.
 Roll called.
 All present.
 Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on State Institutions has had Assembly Bills Nos. 89 and 108 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JOE S. COOPER, *Chairman.*

MESSAGE FROM THE GOVERNOR

EXECUTIVE CHAMBER
 CARSON CITY

February 25, 1935.

The Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Herewith Assembly Bill No. 66, introduced by Mr. Newton February 13, 1935, entitled "An Act to amend section 3b of chapter 106 of an Act entitled 'An Act authorizing Educational District Number One of Clark County, Nevada, to sell certain school property to the United States,' approved March 28, 1933."

An examination of the Act which Assembly Bill No. 66 purports to amend discloses that the title has been incorrectly quoted in such Act, as an examination of the Statutes of 1933 will disclose, in that the word "number" and the word "one" of Assembly Bill No. 66 does not correctly quote the original Act which reads "No. 1" and does not include the word "of."

This Act amends the existing Act so as to permit \$15,000 to be expended in erecting a school building at Logandale, District No. 1, Clark County, instead of requiring the payment of certain outstanding bonds of District No. 1.

In my judgment, this Act is fatally defective because it violates section 17 of article IV of the Constitution, which reads: "Each law enacted by the Legislature shall embrace but one subject, and matters properly connected therewith, which subject shall be briefly expressed in the title; and no law shall be revised or amended by reference to its title only; but, in such case, the Act as revised, or section as amended, shall be reenacted and published at length."

It will also be noted that Assembly Bill No. 66 attempts to amend paragraph 3b only of section 3 of the Act of March 20, 1933, and to comply with the constitutional requirements, hereinabove referred to, it will be necessary to reenact section 3 in its entirety.

In order to permit such corrections to be made, and to meet the constitutional requirements, Assembly Bill No. 66 is returned without my approval. I am,

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

Mr. Persson moved that the Governor's message and vetoed bill be made a special order for tomorrow morning at 10:30 a. m.

Carried.

Mr. Lattin gave notice that he would present a motion tomorrow asking the Assembly to rescind their action on Assembly Joint Resolution No. 15.

INTRODUCTION AND FIRST READING

By Mr. Cline:

Assembly Bill No. 141—An Act to amend an Act and to amend the title of an Act entitled "An Act to provide a law for the conservation of underground waters, providing for the casing and capping of artesian wells, defining the underground waters which are governed by the laws relating to the appropriation of the public waters of the State, providing a penalty for the violation of the provisions of this Act, and prescribing the duties of the District Attorneys in relation thereto," approved March 24, 1915.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

Carried.

By Mr. Goodwin:

Assembly Bill No. 142—An Act to amend section 36 of an Act entitled "An Act relating to elections," approved March 24, 1917, as amended.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

By Mr. Goodwin:

Assembly Bill No. 143—An Act to amend an Act entitled "An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney-General to remit fines and forfeitures, commute punishments, and grant pardons after the convictions; create the State Board of Parole Commissioners, define its powers and duties, and matters relating thereto," approved March 22, 1933.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 88.

Amendment proposed by Mr. Boak: Amend section 2 of Assembly Bill No. 88 in line 10, page 4, following the word "fuel," add the word "double."

Mr. Boak moved adoption of amendment.

Remarks by Messrs. Cline, Boak, Newton, Cooper, Noble, Persson, Murphy, Stewart, Lattin, and Shelly.

Amendment lost.

Mr. Persson moved that the special order of business scheduled for 11 a. m. be advanced until after action on Assembly Bill No. 88 has been completed.

Carried.

Remarks on Assembly Bill No. 88 by Messrs. Cline, Newton, Noble, and Murphy.

Amendment proposed by Committee on Ways and Means: Amend section 5 of Assembly Bill No. 88, page 7, line 9, after word "for" insert words "aircraft or for."

Mr. Newton moved adoption of amendment.

Carried.

Remarks by Messrs. Newton, Perry, Noble, Cline, and Sherwood.

Roll call on Assembly Bill No. 88:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Cline.

Not voting—Cooper, and Mr. Speaker—2.

Assembly Bill No. 88, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Cline made a statement against the bonding clause of Assembly Bill No. 88.

SPECIAL ORDER

Assembly Bill No. 43 (reprinted with amendments).

Remarks by Messrs. Goodwin, Cooper, Noble, Lattin, Henrichs, and Harriman.

Roll call on Assembly Bill No. 43, as amended:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—33.

NAYS—Cline, Lattin, Newton, Parker, Rochon, and Shelly—6.

Not voting—Mr. Speaker.

Assembly Bill No. 43, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 17 and Senate Joint Resolution No. 1.

MESSAGE FROM THE GOVERNOR

EXECUTIVE CHAMBER
CARSON CITY

February 26, 1935.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: For the past several days I have had under consideration Assembly Bill No. 83, introduced by Washoe County Delegation February 15, 1935, "An Act to authorize the Board of County Commissioners of the county of Washoe, State of Nevada, to aid in the acquisition and construction of works and improvements for upstream storage of waters of the Truckee River system; to provide for the issuance of noninterest-bearing bonds of said county

of Washoe and for the delivery of such bonds to Washoe County Water Conservation District, for the purpose of assisting in the financing of the cost of such acquisition and construction; to provide for the levy and collection of taxes for the payment of said bonds; to authorize the county of Washoe, acting by and through its Board of County Commissioners, to enter into contracts with respect thereto; and declaring this Act independent of and not subject to any other Act of the Legislature of the State of Nevada relating to bond issues."

An inspection of this bill discloses what seemed to be a fatal defect in the history as given on the enrolled bill, and that no question may subsequently arise as to the legality of this Act if it should be approved. I respectfully request that a concurrent resolution be adopted by your honorable body requesting the return of such measure to you for further consideration and the correction of any defects in the history. I am

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

MOTIONS, RESOLUTIONS AND NOTICES

By Washoe County Delegation:

Assembly Concurrent Resolution No. 2, requesting the return of Assembly Bill No. 83 from the Governor.

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Governor of the State of Nevada be requested to return to the Assembly, for correction of history and further consideration, Assembly Bill No. 83, now in the hands of the Governor for approval.

Mr. Horgan moved adoption of resolution.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 40 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments:

Amend sections 5, 7, 18, 20, and 21 of Assembly Bill No. 40 by inserting after the word "liquor" in line 19, page 2 of the printed bill, the following: "other than beer or wine."

Amend section 5 by striking out after the word "shall" in line 6, page 4 of the printed bill, all the remainder of lines 6 to 18, inclusive, and insert in lieu thereof the following: "establish and maintain a place of business in the State of Nevada."

Amend section 7 by striking out after the period following the figure "7" in line 33, page 4 of the printed bill, the following: "forty percent (40%) of"; then begin the word "all" with a capital A. Strike out after the period following the word "fund" in line 2, page 5 of the printed bill, all the remainder of section 7.

Amend section 18 by striking out all of lines 1, 2, 3, and 4, page 9 of the printed bill, and insert in lieu thereof the following: "In packages containing 1 oz. and not over 16 oz. alcohol by weight, one-half cent per package; in packages containing 17 oz. and not over 32 oz. alcohol by weight, one cent per package; in packages containing 33 oz. and not over 64 oz. alcohol by weight, two cents per package, and four cents per gallon for all quantities of one gallon or over. In packages containing more than 3% and not over 14% alcohol by weight, two and one-half cents per quart or fraction thereof; over 15% alcohol by weight and under 22% alcohol by weight, five cents per quart or fraction thereof.

Amend section 20 by inserting after the word "authorized" in line 27, page 9 of the printed bill, the following: "as a wholesaler." Strike out after the word "sell" in line 27, page 9 of the printed bill, the words "wines, beers or." Strike out the period after the word "compensation" in line 32, page 9 of the

printed bill, place a comma and the following: "and make a return of all receipts therefrom to the Nevada Tax Commission."

Amend section 21 by striking out the period after the word "same" at the end of line 15, page 10 of the printed bill, placing a comma and the following: "and when so affixed the stamp shall be so attached that when the package is opened the stamp will be destroyed." Add a paragraph to be designated paragraph (d), as follows: "(d) Every wholesaler or retailer making a sale, or sales, to ultimate consumers shall, at the time of such sale, destroy any and all stamps on the original package or container."

R. J. NEWTON, *Chairman*.

Mr. Persson moved that reading of the amendments be dispensed with, and the Chief Clerk be authorized to have same printed.

Carried.

On motion of Mr. Persson, Assembly recessed at 12 noon, to convene at 2 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

IN JOINT SESSION

The members of the Senate appeared at the bar of the Assembly, were welcomed by Mr. Speaker and invited to take seats with the members of the Assembly. The President of the Senate was escorted to the Speaker's Chair to preside over the Joint Session.

President of Senate in Chair.

President declared Joint Session at ease.

Mr. Speaker in the Chair.

Message received from the Governor.

Joint Session called to order by President of Senate.

Governor Kirman was escorted to the rostrum by the Sergeant-at-Arms.

Roll call of the Assembly by the Chief Clerk.

All members of the Assembly were present.

Roll call of the Senate by the Secretary of the Senate.

All members of the Senate were present with the exception of three Senators, who were excused.

Mr. Robert Allen was escorted to the Chair to preside as Chairman over the Joint Session.

The following spoke on the Boulder Dam power project:

Messrs. J. H. Buehler, J. Fulton, and Robert Allen.

Senator Miller moved that a vote of thanks be extended to the speakers for the information conveyed, and that the Senate now arise and Joint Session dissolve.

Carried.

Joint Session dissolved at 3 p. m.

HOUSE IN SESSION

At 3:07 p. m.
Mr. Speaker in the Chair.
Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Banks and Banking has had Assembly Bill No. 94 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN W. OLDHAM, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bills Nos. 58 and 60 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 123, hereto attached, is a correct copy of the triplicate thereof in its possession with exception of word "is" in line 16, page 2, which should be "its."

Also, that bound copies of Assembly Bills Nos. 115, 116, 117, 119, 120, 121, and 122, hereto attached, are correct copies of the triplicates in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 68 and 100 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 29, and reports the same with an amendment, with the recommendation that the amendment be adopted and that the bill do pass, as amended. Amend section 1 of Assembly Bill No. 29 by inserting after the comma following the word "house," line 7, page 1 of the printed bill, the following: "or other place of residence or business."

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bills Nos. 49 and 95 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

R. J. NEWTON, *Chairman.*

REPORT OF SPECIAL COMMITTEE

Since the declaration of the moratorium Act extending the date of delinquency on the truck law of this State, your committee has been busily engaged in conducting an extensive investigation of the present truck law on the statute books. Time has not permitted your committee to complete its labors, but we feel, after a thorough investigation, that the present law can be so amended in certain parts as to clarify certain sections and will remove a great deal of the objections heretofore had against said law.

The difficulty with the present law seems to be in the dual capacity of enforcement, the Public Service Commission, which is charged with the duties of enforcing the law, must accept enforcement officers who are paid from another department and under the head and jurisdiction of still another department. We feel that if a more uniform law relative to enforcement were had, and the clarification of certain sections, that a great deal of the difficulty existing in the past could be avoided in the future.

Realizing that transportation, particularly that which refers to the motor vehicle, is in its infancy, we have proceeded with a great deal of caution in our investigation of this Act. Due to the fact that our time has been limited, and not desiring to endanger the present law, we feel that more time should

be given to us for analyzing the objectionable features contained in said Act. The moratorium expiring on March 1 we feel should not be continued, as the State is losing considerable money as revenue which goes to the Highway Department to help maintain and keep up our roads, but we feel that enough publicity has been given to those objectionable features of the law so that the harsh enforcement of the same will be eliminated while we conduct further investigation, which we feel will be terminated in the very near future.

We would, therefore, recommend that no further moratorium be granted, but that the committee be given a few days in which to iron out the difficulties confronting us. Realizing the importance of the maintenance of our highways and law which will be just to all concerned, we have delayed our findings until such time as we feel confident that all phases of the situation will have been gone into. Taking into consideration the magnitude of the affair, we feel that with a few days more we will have a report to submit to your honorable body.

There being no objection, further time was granted by Mr. Speaker.

MESSAGE FROM THE GOVERNOR
EXECUTIVE CHAMBER
CARSON CITY

February 26, 1935.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: For your information there is attached a copy of wire received in the Executive Department from Honorable Ed. C. Johnson, Governor of Colorado, relative to the passage of certain legislation by the Congress, proposed by the Honorable Franklin D. Roosevelt, President of the United States.

This telegram is transmitted for your information with the thought that perhaps it may be deemed desirable to have prepared and presented for consideration a joint resolution expressing the sentiments of the people of Nevada, through its Legislature, as to the desirability of upholding the views of President Roosevelt. I am

Very truly yours,

RICHARD KIRMAN, SR.

Governor.

DENVER, COLORADO, February 25, 1935.

HON. RICHARD KIRMAN, *Governor of Nevada, Carson City, Nevada.*

Have wired President Roosevelt this telegram: "Colorado shocked, disappointed and angered because Senator Costigan's vote has apparently defeated your program. Colorado's views are not correctly expressed in his opposing vote. Colorado is solidly back of you in this crisis, and vigorously demands that Senator Costigan support you in the responsibilities you are not afraid to assume. Colorado knows that the depression can either be ended now through your bold plan of public works of immense value to our country, or that it will drag on for years at many times the cost of your plan to business, industry, agriculture, States, counties, municipalities, and the private citizens of America. Colorado knows that you are absolutely right in separating the economic problem of unemployment from the social problem of caring for the unemployables, right when you return to local governments this social problem when you accept responsibility for the economic problem of unemployment, and right again when you generously extend to the States cooperation and leadership in old-age pensions, mothers' compensation, and child care, believing neighboring States have our confidence in your wise and aggressive leadership. I am wiring Governors of Nevada, Wyoming, New Mexico, Nebraska, Montana, and Idaho to also express to you prevailing sentiments of their States." Tremendous importance President's public works program to western States prompts me to respectfully urge that you also wire him prevailing sentiments your State.

ED. C. JOHNSON,

Governor of Colorado.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor to inform your honorable body that the President of the Senate has this day appointed a conference committee consisting of Senators Carpenter, Miller, and Winters to meet with a like committee of the Assembly to discuss the Senate amendments to Assembly Bill No. 21.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

On motion of Mr. Boak, duly seconded and carried, the Chief Clerk was authorized to forward message to Nevada's two Senators and Congressman, advising them of their appointment to represent the State of Nevada at the Legislative Congress at Washington, D. C.

Mr. Rochon moved that Assembly Substitute for Assembly Bill No. 67 be ordered printed.

Carried.

REPORT OF SELECT COMMITTEE

Mr. Speaker:

We, your Conference Committee appointed to meet with the Conference Committee appointed by the Assembly to consider amendments to Assembly Bill No. 21, has this day met and considered amendments and begs leave to report that the Joint Committee has considered favorably amendments proposed by the Senate, and asks that the Senate amendments be concurred in.

W. W. CARPENTER,	ROY PERSSON,
J. H. MILLER,	GEO. G. HUSSMAN,
IRA L. WINTERS,	JOE ROCHON, JR.

Mr. Persson moved adoption of report.

Remarks by Messrs. Persson, Conwell, and Rochon.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Labor:

Assembly Bill No. 144—An Act regulating the employment of certain persons in the various departments of the State, county, city and municipal townships, and school boards within the State of Nevada, defining the duties of certain persons in relation thereto, providing penalties for the violation of this Act, and other matters properly relating thereto.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Hussman (by request):

Assembly Bill No. 145—An Act to amend section 311 of an Act entitled "An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911; effective January 1, 1912, being section 10960 N. C. L. 1929.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Messrs. Gray and Shelly :

Assembly Bill No. 146—An Act to amend an Act entitled “An Act to incorporate the town of Sparks, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto,” approved March 15, 1905, as amended.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation, and further request that inasmuch as it is a local measure, printing be dispensed with.

Carried.

By Mr. Clark :

Assembly Bill No. 147—An Act relating to and restricting advertising for beer and malt products, regulating the furnishing of furniture and supplies for retail liquor establishments, providing a penalty for the violation hereof, and other matters properly relating thereto.

Mr. Clark moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Arnold (by request) :

Assembly Bill No. 148—An Act to amend an Act entitled “An Act defining the rights of husband and wife,” approved March 10, 1873, as amended.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mrs. Wines :

Assembly Bill No. 149—An Act to repeal an Act entitled “An Act relating to public printing required by the counties, towns and cities of the State of Nevada, and providing a method of computing prices thereof,” approved March 18, 1925, as amended.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Printing.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 2, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved that rules be suspended, and Senate Bill No. 95 be placed on top of general file for third reading and final passage.

Carried.

By Mr. Lattin:

Assembly Joint Resolution No. 18:

Resolved by the Assembly and Senate of the State of Nevada, That section 30 of article IV of the Constitution of the State of Nevada be amended to read as follows:

Sec. 30. A homestead, as provided by law, shall be exempt from forced sale under any process of law, and shall not be alienated without the joint consent of husband and wife when that relation exists; but no property shall be exempt from sale for taxes or for the payment of obligations contracted for the purchase of said premises, or for the erection of improvements thereon; *provided*, the provisions of this section shall not apply to any process of law obtained by virtue of a lien given by the consent of both husband and wife, and laws shall be enacted providing for the recording of such homestead within the county in which the same shall be situated; *and further provided*, such homestead shall be exempted from all taxation, other than special assessments for benefits, to every head of a family who is a citizen of and resides in the State of Nevada, up to the valuation of five thousand dollars (\$5,000); *provided, however*, that the title to said homestead may be vested in such head of a family, or in his lawful wife residing upon such homestead, or in both.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Agriculture.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 95.

Mr. Newton moved that the Assembly resolve itself into a Committee of the Whole for consideration of Senate Bill No. 95.

Carried.

Mr. Speaker appointed Mr. Newton to act as Chairman of the Committee of the Whole.

COMMITTEE OF THE WHOLE

At 3:45 p. m.

Mr. Newton in the Chair.

HOUSE IN SESSION

At 3:48 p. m.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 95 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman*.

Mr. Newton moved adoption of report.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 95.

Mr. Oldham moved that second reading of Senate Bill No. 95 be dispensed with.

Carried.

Mr. Boak moved that the record show that Senate Bill No. 95 was read for third time.

Carried.

Roll call on Senate Bill No. 95 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Hussman and Persson—2.

Not voting—Henrichs and Mr. Speaker—2.

Senate Bill No. 95 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 106.

Remarks by Messrs. Horgan and Phillips.

Roll call on Assembly Bill No. 106 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Hussman, Perry, and Russell—3.

Not voting—Parker and Mr. Speaker—2.

Assembly Bill No. 106 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 107.

Remarks by Mr. Horgan.

Roll call on Assembly Bill No. 107 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—Perry.

Absent—Grier, Hussman, Newton, Oldham, and Russell—5.

Not voting—Mr. Speaker.

Assembly Bill No. 107 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 114.

Roll call on Assembly Bill No. 114 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Hussman, Newton, and Russell—3.

Not voting—Mr. Speaker.

Assembly Bill No. 114 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Substitute for Assembly Bill No. 9.

Remarks by Messrs. Lattin, Cooper, Oldham, Henrichs, Perry, and Harriman.

Mr. Persson moved the previous question.

Carried.

Roll call on Assembly Substitute for Assembly Bill No. 9 :

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Fogliani, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Perry, Persson, Renfro, Riddell, Rochon, Shelly, Sherwood, Stewart, and Young—29.

NAYS—Boak, Glaser, and Oldham—3.

Absent—Phillips and Russell—2.

Not voting—Cooper, Gray, Newton, Reynolds, Wines, and Mr. Speaker—6.

Assembly Substitute for Assembly Bill No. 9 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Oldham moved that Mr. Speaker be given authority to dismiss any attaché who is found not complying with rules and instructions of the Assembly.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Stewart :

Assembly Bill No. 150—An Act providing for the sanitation of food-producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things, requiring certificates of health for employees therein, defining the duties of certain persons in relation hereto, providing penalties for the violations hereof, and other matters properly relating thereto.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

Mr. Speaker instructed the Chief Clerk to take roll call of attachés each and every morning and report to Mr. Speaker any absence or other infraction.

GENERAL FILE AND THIRD READING

Senate Concurrent Resolution No. 2.

Mr. Fogliani moved that resolution be tabled.

Roll call on motion requested by Messrs. Bellinger, Oldham, and Glaser.

Mr. Persson moved that Assembly adjourn until 10 a. m., Wednesday, February 27, 1935.

Carried.

Assembly adjourned at 4:52 p. m.

Approved :

WILLIAM KENNETT,
Speaker of the Assembly.

Attest : LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE THIRTY-EIGHTH DAY

CARSON CITY (Wednesday), February 27, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mrs. Grier moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

Announcements by Mr. Speaker: The Sergeant-at-Arms and Assistant Sergeant-at-Arms were instructed not to permit any lobbying in the lobby of Assembly Chambers. No attaché will be permitted to lobby, and if found in the act will be dismissed. Meeting of all attachés in the Supreme Court rooms today at 11:50 a. m.

PRESENTATION OF PETITIONS

WASHINGTON, D. C., February 27, 1935.

LEONARD WILSON, *Chief Clerk of Assembly.*

Appreciate honor of appointment to represent State at American Legislators Association Convention. Regret exceedingly inability to attend by reason of official business; therefore, suggest someone else be appointed.

KEY PITTMAN.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 118, 124, 125, 126, 127, 130, 132, and Assembly Joint Resolution No. 17, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 111 and 112 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 27, and reports favorably on the same, with the recommendation that it do pass, with attached amendments. Amend section 2 of Senate Bill No. 27, page 2, line 18, strike out the figures "1817," and substitute in lieu thereof the figures "1803."

R. J. NEWTON, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 4, which passed the Senate, as amended, by the following vote: Yeas, 10; nays, 7. Amend as follows: Strike out lines 15 and 16, on page 2, and add a new section to be known as section 4, reading as follows: "Sec. 4. This Act shall take effect sixty days after its passage and approval."

Also, to inform your honorable body that Assembly Bill No. 65 was this day laid on the table.

Also, to present for your consideration Senate Bill No. 61, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 1, section 1, strike out the word "three," line 6, and insert in lieu thereof the word "five." In line 7, change the figures "\$3,000" to "\$5,000."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 2.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Lattin moved that the Assembly rescind their action on Assembly Joint Resolution No. 15, notice having been given the previous day.

Carried.

On motion by Mr. Lattin, Assembly Joint Resolution No. 15 was placed on bottom of general file.

By Mr. Newton:

Assembly Concurrent Resolution No. 3, requesting the return from the Governor of the State of Nevada of Assembly Bill No. 53.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return to the Assembly for further consideration Assembly Bill No. 53.

Mr. Newton moved adoption of the resolution.

Carried.

By Mr. Noble:

Assembly Joint Resolution No. 19, endorsing the policy of President Roosevelt in regard to his stand on the \$4,880,000,000 program.

Resolved by the Assembly and the Senate of the State of Nevada. That the Legislature of the State of Nevada desires to assure the President that the State of Nevada, which has always been in the forefront concerning matters of importance to the Nation, being still mindful of its obligations arising out of its statehood, desires to take this opportunity to endorse President Roosevelt in his effort to relieve the depression that is now and has been casting a gloom over all the people of this Nation; and be it further

Resolved. That the State of Nevada, with every confidence in the President of the United States, feels that this depression can best be combatted through the administration of his plan of public works, and at the same time feels that any obstacle now placed in the way of those plans will result in interminable delay to the return of normal times and conditions for which all the people of this Nation are so earnestly praying and hoping; and be it further

Resolved. That the State of Nevada feels that you should be highly commended for assuming the responsibility for those great plans and giving to the various States the opportunity of cooperation with you in restoring prosperity to the Nation which you love and whose principles we cherish; and be it further

Resolved. That this resolution is an unqualified expression of the hopes of the people of the State of Nevada that every person charged with the obligation of responsibility to the Nation, in respect to this matter, be urged to give to the President of the United States a full measure of their best efforts as an obligation of their loyalty to the principles of American citizenship; and be it further

Resolved. That the Governor of the State of Nevada cause these resolutions to be transmitted by wire to the President of the United States and to our Senators and Representative in Congress.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, declared an emergency measure, considered engrossed, and placed on top of general file for third reading and final passage.

Carried.

On motion of Mr. Persson, duly seconded, Assembly Bill No. 40 was placed on the bottom of file.

INTRODUCTION AND FIRST READING

By Mr. Horgan (by request) :

Assembly Bill No. 151—An Act to provide penalties for using, manufacturing, selling or giving away tokens, slugs or spurious coins for the fraudulent operation of vending machines, coin-box telephones, or other receptacles designed to receive lawful coins of the United States of America, in the sale, use or enjoyment of property or service.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Building and Construction.

Carried.

By Committee on Education :

Assembly Bill No. 152—An Act to amend an Act entitled "An Act authorizing and directing County Boards of Education and Boards of County Commissioners to provide certain funds to aid district high schools, and to include in the tax levy for high schools provision for the necessary funds, and other matters properly connected therewith," approved March 21, 1923.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mrs. Grier and Mr. Russell :

Assembly Bill No. 153—An Act ceding the jurisdiction of the State of Nevada over certain lands to be acquired by the United States for the use and benefit of the post office and other Federal departments, situated in White Pine County, Nevada.

Mrs. Grier moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Corporations and Railroads :

Assembly Bill No. 154—An Act to amend an Act entitled "An Act requiring foreign corporations doing business in the State of Nevada to publish annual statements," approved March 28, 1901, as amended.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Carried.

By Mr. Cooper :

Assembly Bill No. 155—An Act giving and granting to C. J. McFadden a franchise to furnish and supply electric light, heat and power to the town of Reiptown, and its inhabitants, in White Pine County, Nevada, for a period of fifty years.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to the White Pine County Delegation.

Carried.

Senate Bill No. 4.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

Senate Bill No. 61.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Henrichs :

Assembly Bill No. 156—An Act to conserve the agricultural wealth of the State of Nevada, and to prevent economic waste in the marketing of agricultural crops, poultry and livestock, and their products produced in the State of Nevada, and in that behalf creating an Agricultural Prorate Commission; providing for the appointment of members of said Commission, fixing the term of office of the members of said commission; prescribing the powers, duties and authority of said commission and the members thereof; providing for the institution of proration programs with respect to agricultural crops, poultry and livestock, and their products; providing for the enforcement of such programs; providing penalties for violation of such programs; providing for the creation of funds for the purposes of said Act, and providing for the collection thereof.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

SPECIAL ORDER

Assembly Bill No. 66.

Mr. Newton moved that Assembly sustain the Governor's veto.

Roll call on motion to sustain Governor's veto of Assembly Bill No. 66:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry.

Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Cline.

Not voting—Mr. Speaker.

Veto sustained.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 19.

Remarks by Messrs. Noble, Cooper, Conwell, Sherwood, Cline, Goodwin, Lattin, Perry, and Phillips.

Previous question requested by Messrs. Cline, Oldham, and Shelly.

Roll call on Assembly Joint Resolution No. 19:

YEAS—Anker, Bellinger, Clark, Cline, Glaser, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Riddell, Rochon, Shelly, and Wines—23.

NAYS—Arnold, Conwell, Cooper, Fogliani, Hopkins, Lattin, Lauritzen, Perry, Reynolds, and Sherwood—10.

Not voting—Grier, Murphy, Russell, Stewart, Young, and Mr. Speaker—6.

Absent—Boak.

Assembly Joint Resolution No. 19 having received a constitutional majority, Mr. Speaker declared it passed.

Messrs. Stewart and Murphy stated that their reason for not casting a vote on Assembly Joint Resolution No. 19 was due to the fact that they did not have a complete understanding of same.

Mr. Oldham in the Chair.

Assembly Bill No. 29.

Amendment to section 1 proposed by the Judiciary Committee.

Mr. Horgan moved the adoption of the amendment.

Carried.

Amendment to section 1 proposed by Mr. Boak.

Mr. Noble moved the adoption of the amendment.

Remarks by Messrs. Kennett, Noble, and Newton.

Carried.

Amendment proposed by Mr. Sherwood: Amend section 1 of Assembly Bill No. 29, line 2, page 2, after the word "property" strike out the following words in lines 2, 3, and 4: "or that such person refused or willfully neglected to pay for such food, foodstuffs, lodging, merchandise or other accommodations." Line 12, after the word "payment" strike out the following words: "for a period to exceed ten days."

Remarks by Messrs. Sherwood, Fogliani, Perry, Renfro, Conwell, Harriman, Russell, and Hopkins.

Mr. Sherwood moved adoption of the amendment.

Carried.

Remarks on Assembly Bill No. 29 by Messrs. Cooper, Harriman, and Renfro.

Roll call on Assembly Bill No. 29:

YEAS—Arnold, Boak, Clark, Gray, Henrichs, Horgan, Hussman, Jameson,

Newton, Noble, Oldham, Persson, Renfro, Reynolds, Russell, Sherwood, and Wines—17.

NAYS—Anker, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Hopkins, Lauritzen, Murphy, Parker, Perry, Riddell, Rochon, Shelly, Stewart, and Young—20.

Absent—Lattin and Phillips—2.

Not voting—Mr. Speaker.

Assembly Bill No. 29, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

On motion of Mr. Arnold, Assembly recessed for four minutes.

HOUSE IN SESSION

At 11:45 a. m.

Quorum present.

Mr. Shelley moved call of the House.

Roll called.

Present—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—39.

Absent—Boak.

Mr. Speaker requested the Sergeant-at-Arms to take Mr. Boak into custody.

Sergeant-at-Arms reported Mr. Boak as not in the building.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Senate Bill No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 1 of Assembly Bill No. 28 by striking the period after the word "same" at the end of line 9, page 1 of the printed bill, adding a semicolon, and the following: "provided, that in case of an emergency where the city might lose the benefit of a Federal or other substantial contribution by the delay necessary for advertising, then such advertising may be omitted."

W. HOLMES GOODWIN, *Chairman.*

Mr. Sherwood moved that rules be suspended, and Senate Bill No. 4 be placed on top of file for third reading and final passage.

Carried.

On motion by Mr. Russell, duly seconded, Assembly recessed at 11:50 a. m. until 2 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

PRESENTATION OF PETITIONS

The Reno Rotary Club desires to have the honor of the presence of the Honorable Speaker of the Assembly and each member of the Assembly at a Special Legislative Session of the Reno Rotary Club to be held at Hotel Golden in Reno, Monday evening, March 4, 1935, at seven (7) o'clock.

You are, therefore, each of you, most cordially invited to be the guests of the Reno Rotary Club on this very important occasion.

RENO ROTARY CLUB,
By EARL T. ROSS, *President*.

Members of the Assembly were extended an invitation from the Nevada section of the American Institute of Mining Engineers, to attend meeting tonight to be held at the Mackay School of Mines at 8 o'clock.

Mr. Noble moved that the Assembly extend a vote of thanks to the Rotary Club and American Institute of Mining Engineers.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 128, 129, 131, 133, and 134, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 54 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with attached amendments. Amend section 1 and title of Senate Bill No. 54 by striking the words "permanent building" and inserting in lieu thereof the word "general." Page 2, line 16, strike words "permanent building" and insert in lieu thereof the word "general." Page 2, line 26, strike figures "\$648.77" and insert in lieu thereof the figures "\$638.77."

R. J. NEWTON, *Chairman*.

Mr. Speaker:

Your Committee on Public Morals has had Assembly Bill No. 67 under consideration, and begs leave to recommend that substitute be adopted and ordered printed.

JOE ROCHON, JR., *Chairman*.

INTRODUCTION AND FIRST READING

Assembly Substitute for Assembly Bill No. 67—An Act to prohibit the employment of females in certain places where alcoholic liquor is sold or otherwise disposed of, providing a penalty for the violation thereof, and other matters properly relating thereto.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved that Senate Bill No. 4 be made a special order of business for Monday, March 4, 1935, at 2 p. m.

Carried.

Mr. Noble moved that Assembly Bill No. 40 be made a special order of business for Thursday, February 28, 1935, at 2:10 p. m.

Carried.

Mr. Goodwin moved that, under suspension of the rules, the history of Assembly Bill No. 83 be corrected by the Chief Clerk.

Remarks by Messrs. Sherwood and Goodwin.

Carried.

By Mr. Phillips:

Assembly Joint Resolution No. 20, proposing an amendment to section 3 of article IV of the Constitution of the State of Nevada.

Resolved by the Senate and the Assembly of the State of Nevada, That section 3 of article IV of the Constitution of the State of Nevada be amended to read as follows:

SEC. 3. The members of the Assembly shall be chosen quadrennially by the qualified electors of their respective districts, on the Tuesday next after the first Monday in November, in the same year that elections are held for President of United States, and their term of office shall be four (4) years from the day next after their election.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Mr. Phillips:

Assembly Joint Resolution No. 21, proposing an amendment to section 2 of article IV of the Constitution of the State of Nevada.

Resolved by the Senate and the Assembly of the State of Nevada, That section 2 of article IV of the Constitution of the State of Nevada be amended to read as follows:

SEC. 2. The sessions of the Legislature shall be biennial, shall commence on the third Monday of January next ensuing election of members of the Assembly, unless the Governor of the State shall, in the interim, convene the Legislature by proclamation. The session of the Legislature following the year in which elections are held for Governor shall be held for the consideration of matters relating to the budget, revenue, and taxation, only, and such sessions shall be limited in duration to twenty (20) days. The session of the Legislature held in the year following the succeeding biennial election shall be devoted to all matters concerning the administration of the government of the State of Nevada, and such sessions shall be limited in duration to sixty (60) days.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 157—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Conwell (by request):

Assembly Bill No. 158—An Act appropriating the sum of eight hundred fifty (\$850) dollars as a special appropriation for visual education, and authorizing and directing the State Superintendent of Public Instruction to expend these moneys for educational purposes in the purchase of a portable motion picture projector, portable generator equipment, and screen, with incidental equipment necessary for operation

of same, to be used throughout the public school system of Nevada.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Mr. Hussman moved to amend Mr. Conwell's motion, and bill be referred to Committee on Ways and Means.

Motion, as amended, carried.

By Mr. Sherwood:

Assembly Bill No. 159—An Act to repeal section 461 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, as amended.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Persson:

Assembly Bill No. 160—An Act authorizing and directing the Secretary of State of the State of Nevada to furnish certain volumes to District Judges.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Newton:

Assembly Bill No. 161—An Act to amend an Act entitled "An Act authorizing Educational District No. 1, Clark County, Nevada, to sell certain school property to the United States," approved March 20, 1933.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, declared an emergency measure, considered engrossed, and placed on top of the file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 58.

Amendment proposed by Mr. Boak: Amend section 1 of Assembly Bill No. 58 by placing a period after the word "employer" in line 11, and striking out all of the rest of the section.

Mr. Boak moved adoption of amendment.

Remarks by Messrs. Boak and Sherwood.

Roll call on Assembly Bill No. 58:

YEAS—Auker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Harriman and Horgan—2.

Absent—Hussman, Newton, and Renfro—3.

Not voting—Henrichs, Perry, and Mr. Speaker—3.

Assembly Bill No. 58, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 161.

Remarks by Mr. Newton.

Roll call on Assembly Bill No. 161:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Hussman and Renfro—2.

Not voting—Mr. Speaker.

Assembly Bill No. 161 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 60.

Roll call on Assembly Bill No. 60:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—34.

NAYS—Horgan and Jameson—2.

Absent—Hussman, Renfro, and Wines—3.

Not voting—Mr. Speaker.

Assembly Bill No. 60 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 68.

Remarks by Mr. Newton.

Roll call on Assembly Bill No. 68:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 68 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 95 and Senate Bill No. 24.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 3, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 89.

Remarks by Messrs. Fogliani, Phillips, Russell, Hopkins, and Stewart.

Roll call on Assembly Bill No. 89 :

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Boak.

Absent—Grier and Persson—2.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 89 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 94.

Remarks by Messrs. Arnold and Stewart.

Mr. Speaker asked Mr. Oldham to take the Chair.

Speaker pro tem in the Chair.

Remarks by Messrs. Kennett, Harriman, Conwell, and Phillips.

Mr. Speaker in the Chair.

Remarks by Messrs. Perry, Oldham, and Horgan.

Roll call on Assembly Bill No. 94 :

YEAS—Anker, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Boak and Cline—2.

Absent—Arnold and Newton—2.

Not voting—Mr. Speaker.

Assembly Bill No. 94 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 100.

Remarks by Mr. Oldham.

Roll call on Assembly Bill No. 100 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Parker.

Absent—Arnold.

Not voting—Riddell and Mr. Speaker—2.

Assembly Bill No. 100 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 4, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 4.

On motion of Mr. Rochon, duly seconded and carried, Senate Concurrent Resolution No. 4 was adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 108.

Amendment proposed by Mr. Horgan: Amend section 1 of Assembly Bill No. 108 by inserting the word "feet" after the figures "5.97," line 5, page 2, and also inserting the word "feet" after the figures "449.50" in line 13.

Mr. Horgan moved adoption of the amendment.

Carried.

On motion of Mr. Jameson, duly seconded and carried, Assembly Bill No. 108 was placed on bottom of file.

MOTIONS, RESOLUTIONS AND NOTICES

By Clark County Delegation:

Assembly Joint Resolution No. 22, petitioning the Hon. Harry L. Hopkins, Federal Emergency Relief Administrator of the United States, for an allotment of funds in the sum of twenty-seven thousand (\$27,000) dollars, for the aid and relief of the Clark County school system at Las Vegas, in Clark County, Nevada.

WHEREAS, The influx of thousands of people with their families was brought about through the construction of the Boulder Dam, near Las Vegas, in Clark County, Nevada, with a great increase in the number of children of school age; and

WHEREAS, The school population of the high school at Las Vegas in normal times has a total enrollment of 285 students; and

WHEREAS, The accommodation of students in the Las Vegas schools from Boulder City increased this normal school enrollment to more than 600; and

WHEREAS, Boulder City is situated approximately twenty-six miles from the Las Vegas schools, making it necessary that transportation should be provided for the children living at Boulder City and attending the Las Vegas school, which cost of transportation is at the rate of fifty-five (\$55) dollars per day; and

WHEREAS, The school funds in this district have been depleted to the extent that on and after the first day of March teachers will be unable to draw their pay; and

WHEREAS, This condition of affairs has been brought about by the honest efforts, and the requirements of the law in the State of Nevada, to properly educate the young in this State, by reason of which efforts the children of Boulder City were accorded the same opportunities as those normally resident of said district; and

WHEREAS, Unless relief can be obtained from the Federal Government to alleviate this condition, it will be equivalent to penalizing the parents and students of Clark County for conditions that have been brought about by being fair to the Federal Government; now, therefore, be it

Resolved by the Assembly and Senate of the State of Nevada. That the Hon. Harry L. Hopkins, Federal Emergency Relief Administrator, be petitioned to provide relief in the sum of twenty-seven thousand (\$27,000) dollars to the Clark County School Board, Clark County, State of Nevada, for the purpose of maintaining their schools which have been reduced to bankruptcy in taking care of the students from Boulder City; and be it further

Resolved. That duly certified copies of this resolution be transmitted by the Secretary of State of the State of Nevada to the Hon. Harry L. Hopkins, Federal Emergency Relief Administrator, at Washington, D. C., to each of our Senators in the United States Senate, and to our Representative in Congress, with the request that provisions be made immediately for the financing of said school district to the end that teachers shall be justly compensated for their services.

Mr. Cline moved that all rules be suspended, resolution declared an emergency measure, and placed on top of file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 22.

Mr. Hopkins moved that the resolution be considered read third time and voted upon immediately.

Roll call on Assembly Joint Resolution No. 22:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Grier.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 22 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved that Assembly Bill No. 108 be rereferred to the Committee on State Institutions for correction.

Carried.

Mr. Goodwin moved that Assembly Bill No. 83 be corrected by Mr. Speaker and the Chief Clerk.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 162—An Act to amend an Act entitled "An Act to prohibit School Trustees, State, county, municipal and township officials from employing or keeping in their employ any person or persons related to them within the third degree of consanguinity or affinity, and providing penalties for the violation of the provisions of this Act," approved February 18, 1927.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Lyon County Delegation:

Assembly Bill No. 163—An Act to regulate and fix the fees of the Justices of the Peace, in and for the county of Lyon, State of Nevada, in all civil matters, and to repeal all Acts in conflict therewith.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon County Delegation.

Carried.

By Mr. Bellinger:

Assembly Bill No. 164—An Act directing the State Controller to purchase devices for perforating the skin of bountied animals, to have certain printing done at the State Printing Office, and providing for payment therefor.

Mr. Bellinger moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Arnold:

Assembly Bill No. 165—An Act to promote the safety of employees and the traveling public upon railroads by prohibiting certain persons, firms, and corporations operating railroads in this State from requiring or permitting certain employees to receive, deliver or transmit over telegraph or telephone lines any orders for the movement of trains, defining an emergency, and other matters relating thereto.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

GENERAL FILE AND THIRD READING

Senate Concurrent Resolution No. 2.

Mr. Fogliani requested permission to withdraw his motion, made yesterday relative to Senate Concurrent Resolution No. 2.

Request granted.

Remarks by Messrs. Sherwood, Cline, Conwell, Henrichs, Persson, Stewart, Noble, and Cooper.

Mr. Lattin moved that resolution be laid on the table.

Roll call asked for by Messrs. Oldham, Glaser, and Bellinger.

Mr. Persson moved to amend the motion to read "laid on Speaker's table."

Carried.

Mr. Persson moved that resolution be taken from the Speaker's table and considered.

Roll call on motion requested by Messrs. Bellinger, Riddell, Glaser, and Boak.

Roll call on motion to take resolution from Speaker's table:

YEAS—Anker, Bellinger, Boak, Clark, Glaser, Goodwin, Gray, Grier, Harri-
man, Henrichs, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Old-
ham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly,
Wines, and Mr. Speaker—27.

NAYS—Arnold, Cline, Conwell, Cooper, Fogliani, Hopkins, Lattin, Noble,
Parker, Perry, Sherwood, Stewart, and Young—13.

Carried.

Mr. Persson moved that the Assembly now consider Senate Concurrent Resolution No. 2.

Carried.

Mr. Boak rose to point of order, stating that inasmuch as Senate Concurrent Resolution No. 2 carried an appropriation, same should be considered in Committee of the Whole.

Mr. Speaker overruled point of order due to the fact that appropriation is from Legislative Fund and not from General Fund.

Mr. Persson moved previous question.

Carried.

Roll call on Senate Concurrent Resolution No. 2:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—31.

NAYS—Cooper, Fogliani, Lattin, Noble, Parker, Perry, and Sherwood—7.

Absent—Horgan.

Not voting—Mr. Speaker.

Senate Concurrent Resolution No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 49.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 49:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Reynolds.

Absent—Oldham.

Not voting—Mr. Speaker.

Senate Bill No. 49 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 83.

Assembly Joint Resolution No. 15.

Remarks by Mr. Lattin.

Roll call on Assembly Joint Resolution No. 15:

YEAS—Anker, Bellinger, Clark, Conwell, Fogliani, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Arnold, Boak, Cline, Cooper, Glaser, Newton, and Parker—7.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 15 having received a constitutional majority, Mr. Speaker declared it passed. The preamble to the resolution was also declared adopted.

Mr. Persson moved that the Assembly adjourn until 10 a. m., Thursday, February 28, 1935.

Carried.

Assembly adjourned at 4:35 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE THIRTY-NINTH DAY

CARSON CITY (Thursday), February 28, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Fogliani moved that the reading of the Journal be dispensed with, and Mr. Speaker and Chief Clerk be authorized to make all necessary corrections.

Mr. Oldham, Speaker pro tem, in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 135, 136, 137, 138, 139, 140, 141, 142, and 143, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 118 and 124 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

R. J. NEWTON, *Chairman.*

PRESENTATION OF PETITIONS

WHEREAS, It is the duty and responsibility of the State to undertake the care of its orphaned children, its wayward boys and girls, its mentally unsound citizens, and its criminals; and

WHEREAS, The taxpayers of the State of Nevada support and maintain institutions for the care of the several classes or groups indicated in the foregoing, with the idea in view of having these institutions competently superintended without regard for political considerations; and

WHEREAS, It has heretofore been the practice to provide administrators and employees of these institutions from the ranks of the politically faithful, without particular attention to the fitness of appointees for the positions in which they have been placed; and

WHEREAS, The fact that some of these appointees have made notable successes of their work is not an argument for continuation of the political spoils system of filling these positions, although it may be an argument for retention in office of those individuals who have made such successes; and

WHEREAS, It appears that both the welfare of inmates of such institutions and the best interests of the State demand selection of their officials and employees upon a basis of qualifications alone, and that persons found to be suited to such institutional work should be encouraged to continue in service indefinitely; now, therefore, be it

Resolved, That the Nevada Federation of Business and Professional Women's Clubs by its Executive Board be placed on record as favoring civil service selection and tenure of office for all administrative officials and employees of the Nevada Orphans' Home at Carson City, the Nevada State Prison at Carson

City, the Nevada Hospital for Mental Diseases at Sparks, and the Nevada Industrial School at Elko; and be it further

Resolved, That the Nevada Federation of Business and Professional Women's Clubs by its Executive Board urges the Nevada Legislature now in session to enact such legislation as will, in effect, carry out the sense of this resolution, by providing civil service examination and regulation to govern the selection and retention of all officials and employees of the institutions named in this resolution.

Mrs. Grier moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Education.

Carried.

Mr. Oldham, Speaker pro tem, asked Mr. Perry to take the Chair.

Mr. Perry in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 146 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 6 of Assembly Bill No. 146 by striking out in line 14, page 3 of the typewritten bill, the words "one publication," and substituting in lieu thereof the words "two publications."

W. HOLMES GOODWIN, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that Assembly Bill No. 38 was this day indefinitely postponed.

Also, to present for your consideration Senate Bill No. 51, which passed: Yeas, 16; nays, 1.

Also, Senate Bill No. 65, which passed: Yeas, 16; nays, 1.

Also, Senate Bill No. 76, which passed: Yeas, 13; nays, 3; not voting, 1.

Also, to present for consideration Senate Bill No. 50, which passed, as amended: Yeas, 14; nays, 2; not voting, 1. Amend as follows: Page 1, section 1, line 7 of the amendment, strike the word and figure "four (4)" and insert in lieu thereof the word and figure "six (6)." In line 8, after the word "hogs," insert the words "and other livestock under the jurisdiction of the board."

Also, Senate Bill No. 21, which passed, as amended: Yeas, 16; nays, 1. Amend as follows: Page 3, line 1, after the word "the," insert the words "Permanent School Fund." Strike the word "Treasurer" in line 5, and insert the word "Controller."

Also, to return Assembly Bill No. 11, which passed, as amended: Yeas, 14; nays, 3. Amend as follows: Page 1, section 1, line 7, strike the words "ten cents," and insert in lieu thereof the words "seven and one-half cents."

Also, Assembly Bill No. 35, which passed: Yeas, 14; nays, 1; absent, 2.

Also, Assembly Bill No. 54, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 70, which passed: Yeas, 15; nays, none; absent, 1; not voting, 1.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Boak moved that the Assembly concur in the Senate amendment to Assembly Bill No. 11.

Carried.

By Mr. Perry :

Assembly Resolution No. 14, referring to Senate Resolution No. 2.

In view of the following facts—

1st. When Senate delegated Senator Robbins and ex-Governor Griswold to go to Denver to Stockmen's Conference, Senate did not do Assembly the honor of even giving them a chance to concur in the matter.

2d. Geo. W. Malone was the choice of stockmen as their official delegate, and did go in such capacity, making other delegates unnecessary.

3d. That the motion for previous question stopped debate before opponents of this measure got a chance to say anything.

4th. That vote on measure was not taken yesterday; now, therefore, be it *Resolved*, That we do take Senate Resolution No. 2 from file for consideration and final passage.

P. S. Rule 33, on pages 59 and 60 of manual, will show that a previous question motion must be sustained by a majority of elected members in order to stop debate. This was done by roll call, but after that was done the main question was never put and never voted on. See also rule 9, page 50. Every bill which carries an appropriation must be considered in Committee of the Whole.

The statement that Malone was the official delegate to Denver can be verified in Governor's office if anyone is interested.

Senate Resolution No. 2 is a not a concurrent resolution for the reason that the House had no chance to concur in it.

Mr. Persson moved that resolution be referred to Committee on Rules.

Carried.

By Mr. Reynolds :

Assembly Joint Resolution, relative to amending article IV of the Constitution of the State of Nevada.

Resolved by the Assembly and the Senate, That a section be added to article IV of the Constitution of the State of Nevada, to be known as section 36 thereof, which section shall read as follows :

Sec. 36. The Legislature shall not abolish, divide, consolidate or annex territory of one county to another county or change any boundary thereof without submitting the proposed Act to the electors of the county, or counties, to be affected, for their approval, nor shall counties be consolidated without submitting the proposed Act to the electors of each county to be affected, and no such proposed Act shall become a law unless a majority of the votes cast in each county or counties affected at such election shall be in favor of the proposed Act. The Legislature shall provide by law the method of initiating and conducting such elections.

Mr. Reynolds moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Counties and County Boundaries.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Horgan :

Assembly Bill No. 166—An Act to amend the title of an Act and to amend an Act entitled "An Act relating to Sheriffs," approved November 28, 1861, as amended.

Mr. Horgan moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Education:

Assembly Bill No. 167—An Act to amend section 2 of an Act entitled “An Act to create a State Board of Finance, defining its power and duties, and other matters connected therewith, and repealing all Acts and parts of Acts in conflict herewith,” approved March 25, 1919, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Jameson (by request):

Assembly Bill No. 168—An Act to amend section 10k of article XII of an Act entitled “An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto,” and to repeal all Acts and parts of Acts in conflict therewith.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to the Washoe County Delegation.

Carried.

By Mr. Phillips (by request):

Assembly Bill No. 169—An Act to amend an Act entitled “An Act to license and regulate insurance business in this State,” approved February 23, 1881, as amended.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

By Mr. Boak:

Assembly Bill No. 170—An Act to amend an Act entitled “An Act concerning and fixing standard weights and measures and to regulate the sale of commodities or articles of merchandise according to such standards, and to provide fines, penalties and damages for the violation thereof, and for rules of evidence relating thereto; and to provide for the inspection of weights, measures and weighing and measuring devices, and for the enforcement thereof, and making an appropriation for the carrying out of this Act,” approved March 8, 1911, as amended.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 21.

Mr. Lattin moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

Senate Bill No. 50.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 51.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

Senate Bill No. 65.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 76.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 111.

Remarks by Mr. Noble.

Amendment proposed by Mr. Noble: Amend Assembly Bill No. 111 by inserting after line 12 a new section, to read as follows: "SEC. 7. All Acts and parts of Acts in conflict herewith are hereby repealed." Line 13, page 8, strike out the figure "7" after the word "SEC." and insert in lieu thereof the figure "8."

Mr. Noble moved the adoption of the amendment.

Carried.

Remarks by Mr. Noble.

Roll call on Assembly Bill No. 111:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Murphy and Riddell—2.

Not voting—Mr. Speaker.

Assembly Bill No. 111, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 112.

Remarks by Mr. Noble.

Amendment proposed by Mr. Noble: Amend Assembly Bill No. 112 by inserting a new section after line 3, page 6, as follows: "SEC. 3. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Strike out the figure "3" following the word "SEC." and insert the figure "4."

Mr. Noble moved adoption of amendment.

Carried.

Mr. Noble moved that Assembly Bill No. 112 be placed at the bottom of the general file.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 21 and Assembly Concurrent Resolution No. 3.

Assembly Substitute for Assembly Bill No. 28.

Mr. Noble moved that Assembly Substitute for Assembly Bill No. 28 be rereferred to the Washoe County Delegation.

Carried.

Senate Bill No. 27.

On motion of Mr. Newton, duly seconded and carried, amendment to section 2 of Senate Bill No. 27 was adopted.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 27:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Renfro.

Not voting—Mr. Speaker.

Senate Bill No. 27, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 161, which was this day placed on top of the file and passed by the following vote: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mrs. Grier:

Assembly Bill No. 171—An Act to exempt banking institutions from furnishing security for any deposits to the extent such deposits are insured under section 12b of the Federal Reserve Act, as amended.

Mrs. Grier moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

By Mrs. Grier :

Assembly Bill No. 172—An Act authorizing institutions to issue preferred stock and make amendments to their articles of association for that purpose; authorizing said preferred stock to be included in determining whether such institutions have complied with minimum capital requirements; exempting such preferred stock from assessment and the holders of same individually from obligations of such institutions and from assessments to restore impairment of their capital.

Mrs. Grier moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

By Mr. Oldham :

Assembly Bill No. 173—An Act requiring the County Commissioners of the respective counties of the State of Nevada to furnish Sheriff's and other peace officers certain equipment for automobiles to be used by such officers in the performance of their official duties.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Irrigation :

Assembly Bill No. 174—An Act to amend sections 3, 6, 29, 29½, 34, and 37 of and to add a new section, to be designated section 10e, to an Act entitled "An Act to provide for the organization and government of irrigation districts, for the irrigation and drainage of lands and other related undertakings thereby, and for the acquisition and distribution of water and other property, construction, operation and maintenance of works, diversion, storage, distribution, collection and carriage of water; cooperation with the United States; and matters properly connected therewith," approved March 19, 1919, as amended.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

Carried.

By Committee on Judiciary :

Assembly Bill No. 175—An Act to amend an Act entitled "An Act concerning the courts of justice of this State, and judicial officers," approved January 26, 1865, as amended.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Irrigation :

Assembly Bill No. 176—An Act to amend the title and sections 1, 3, 4, 6, 7, 9, 10, and 11 of an Act entitled "An Act to provide against

losses to the State and its respective counties through defalcation, misappropriation of funds, or other wrongful acts on the part of officials; to provide for the issuance of surety bonds for public officials, establishing a fund therefor, and other matters relating thereto, and repealing certain Acts in conflict herewith, approved March 20, 1933.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

Carried.

Mr. Persson moved that Assembly recess until 2 p. m. this day.

Carried.

Assembly recessed at 11:58 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 20 and 21, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 74 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Building and Construction has had Assembly Bill No. 86 under consideration, and begs leave to report the same with amendments, with the recommendation that said amendments be adopted, and that the bill do pass, as amended. Amend Assembly Bill No. 86, section 5, page 9 of the printed bill, by striking out in lines 16 and 18 the word "ten" and inserting in lieu thereof, in each instance, the word "twenty." Insert after the word "work" in line 24, page 11 of the printed bill, the following: "or any underground work." Strike out at the beginning of line 8, page 14 of the printed bill, the word "with," and insert in lieu thereof the word "within."

C. D. JAMESON, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 113 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 66 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

* JACK FOGLIANI, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Joint Resolution No. 16 under consideration, and begs leave to report favorably by majority.

AMBROSE M. MURPHY, *Chairman.*

Mr. Speaker:

Your Committee on State Institutions has had Assembly Bill No. 108 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended.

JOE S. COOPER, *Chairman.*

SPECIAL ORDER

At 2:10 p. m.

Assembly Bill No. 40.

Amendments proposed by Committee on Ways and Means: Amend sections 5, 7, 18, 20, and 21 of Assembly Bill No. 40 by inserting after the word "liquor" in line 19, page 2 of the printed bill, the words "other than beer or wine."

Mr. Newton moved adoption of the amendment.

Carried.

Amend section 5 by striking out after the word "shall" in line 6, page 4 of the printed bill, all the remainder of lines 6 to 18, inclusive, and insert in lieu thereof the words "establish and maintain a place of business in the State of Nevada."

Mr. Newton moved adoption of the amendment.

Carried.

Amend section 7 by striking out after the period following the figure "7" in line 33, page 4 of the printed bill, the words and figures: "Forty percent (40%) of," then begin the word "all" with a capital "A."

Mr. Newton moved adoption of the amendment.

Carried.

Amend section 7 by striking out after the period following the word "fund" in line 2, page 5 of the printed bill, all the remainder of section 7.

Mr. Newton moved adoption of the amendment.

Carried.

Amend section 18 by striking out all of lines 1, 2, 3, and 4 on page 9 of the printed bill, and insert in lieu thereof the following: "In packages containing 1 oz. and not over 16 oz. alcohol by weight, $\frac{1}{2}$ cent per package; in packages containing 17 oz. and not over 32 oz. alcohol by weight, 1 cent per package; in packages containing 33 oz. and not over 64 oz. alcohol by weight, 2 cents per package, and 4 cents per gallon for all quantities of one gallon or over. In packages containing more than 3% and not over 14% alcohol by weight, $2\frac{1}{2}$ cents per quart or fraction thereof; over 15% alcohol by weight and under 22% alcohol by weight, 5 cents per quart or fraction thereof.

Mr. Persson moved adoption of amendment.

Carried.

Amend paragraph 5 of the proposed amendments to Assembly Bill No. 40 by striking out all of said paragraph and inserting in lieu thereof the following: Amend section 18 by striking out after the word "weight" in line 2, page 9 of the printed bill, the remainder of said line, and insert in lieu thereof the following: "in packages containing 1 ounce and not over 16 ounces, $\frac{1}{2}$ cent per package; in packages containing 17 ounces and not over 32 ounces, 1 cent per package;

in packages containing 33 ounces and not over 64 ounces by weight, 2 cents per package, and 4 cents per gallon for all quantities of one gallon or over. In packages containing more than 3% and not over 14% alcohol by weight, 2½ cents per quart or fraction thereof; over 15% alcohol by weight and under 22% alcohol by weight, 5 cents per quart or fraction thereof."

Mr. Persson moved adoption of amendment to amendment.

Carried.

Mr. Persson moved adoption of amendment as amendment.

Carried.

Amend section 20 by inserting after the word "authorized" in line 27, page 9 of the printed bill, the words "as a wholesaler."

Mr. Persson moved adoption of amendment.

Carried.

Further amend section 20 by striking out after the word "sell" in line 27, page 9 of the printed bill, the words "wines, beers or."

Mr. Persson moved adoption of amendment.

Carried.

Strike out the period after the word "compensation" in line 32, page 9 of the printed bill, place a comma and the following: "and make a return of all receipts therefrom to the Nevada Tax Commission."

Mr. Persson moved adoption of amendment.

Carried.

Strike out the period after the word "same" at the end of line 15, page 10 of the printed bill, place a comma and the following: "and when so affixed the stamp shall be so attached that when the package is opened the stamp will be destroyed."

Mr. Persson moved the adoption of the amendment.

Add a paragraph to be designated as paragraph (d), as follows: "(d) Every wholesaler or retailer making a sale, or sales, to ultimate consumers shall, at the time of such sale, destroy any and all stamps on the original package or container."

Mr. Persson moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 40:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Lattin and Oldham—2.

Not voting—Mr. Speaker.

Assembly Bill No. 40, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Speaker declared a 30-minute recess in order that the Assembly might attend a demonstration of visual education.

GENERAL FILE AND THIRD READING

Senate Bill No. 54.

Mr. Newton moved that inasmuch as the bill referred to in Assembly Bill No. 54 has already been paid, said Assembly Bill No. 54 be indefinitely postponed.

Carried.

PRESENTATION OF PETITIONS

The Carson City Lions Club extended an invitation to the members of the Assembly, their wives or ladies, to attend the Ladies' Night Dinner, Thursday, March 7, at the Leisure Hour Hall, at 6:30 p. m.

Mr. Jameson moved that the invitation be accepted and vote of thanks extended to the Carson City Lions Club.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Joint Resolution No. 22, which was this day placed on top of the file for third reading and final passage, and passed by the following vote: Yeas, 16; nays, none; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 143 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Conwell moved that Assembly Bill No. 63 and Assembly Substitute for Assembly Bill No. 63 be withdrawn from the Committee on Elections and placed with the Committee on Education.

Carried.

By Mr. Phillips:

Assembly Concurrent Resolution No. 4, requesting the Governor of the State of Nevada to have prepared and delivered to the next ensuing Legislature of the State of Nevada a report under the provisions of an Act creating a State Survey Commission, approved March 26, 1923.

WHEREAS, The Legislature of the State of Nevada passed an Act creating a State Survey Commission, defining its powers and duties, and making an appropriation therefor, on March 26, 1923; and

WHEREAS, The provisions of said Act, and appropriation therefor, have lain dormant during all these years; and

WHEREAS, It is believed that the provisions of said Act, if carried out, would result in great benefits to the State of Nevada; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be, and he is hereby, requested to prepare and deliver a report concerning the provisions of said Act for the consideration of the next ensuing Legislature of the State of Nevada.

Mr. Phillips moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Cline :

Assembly Bill No. 177—An Act to amend section 1 of an Act entitled “An Act to license and regulate insurance business in this State,” approved February 23, 1881, being section 3540 N. C. L. 1929.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

By Mr. Cline :

Assembly Bill No. 178—An Act relating to agents, providing for licensing the same, describing certain qualifications, providing penalties for violation thereof, and other matters relating thereto.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

By Messrs. Arnold and Sherwood :

Assembly Bill No. 179—An Act to prohibit any employees from interfering with, influencing, or attempting to influence, exercising or attempting to exercise any supervision or restriction over any employee for any act or conduct of such employee outside the actual hours of his employment, and providing penalties for the violation hereof.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Messrs. Parker and Henrichs :

Assembly Bill No. 180—An Act to amend an Act entitled “An Act to incorporate the town of Yerington in Lyon County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto,” approved March 14, 1907, by adding thereto a new section to be known as section 54½.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon County Delegation.

Carried.

By Messrs. Parker and Henrichs :

Assembly Bill No. 181—An Act concerning ordinances enacted by the Boards of County Commissioners of the respective counties of the State of Nevada, defining the manner of the passage and approval thereof, defining the period of publication, and the indexing and recording thereof.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Printing.

Carried.

By Messrs. Parker and Henrichs :

Assembly Bill No. 182—An Act authorizing the Board of County Commissioners of Lyon County to repair, improve and enlarge the County Courthouse, providing for the issuance and sale of the bonds of the county for such purpose; authorizing the county to enter into contracts with the United States; and authorizing the levy of a tax to pay such bonds.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon County Delegation.

Carried.

By Committee on Education :

Assembly Bill No. 183—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Horgan :

Assembly Bill No. 184—An Act to amend an Act entitled "An Act to amend section 1 of article III, section 1 of article IV, section 1 of article V, section 2 of article VIII, sections 1, 2, 3, 10, and 13 of article XII, section 2 of article XIV, and sections 1 and 7 of article XVII of an Act entitled 'An Act to incorporate the town of Reno, and to establish a city government therefor,' approved March 16, 1903, as amended March 13, 1905, and further amended on March 28, 1907, March 24, 1909, March 31, 1909, February 1, 1911, March 10, 1911, March 18, 1911, March 24, 1913, March 25, 1913, and February 26, 1915," approved March 22, 1915, and to repeal section 2 of article XII of said Act as the same appears at page 255, Statutes of 1915.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation.

Carried.

By Mr. Jameson :

Assembly Bill No. 185—An Act to amend article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto," as amended, by adding to said article XII of said Act a new section to be known as section 9a.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation.

Carried.

Mr. Jameson moved that printing of Assembly Bill No. 185 be suspended inasmuch as it is a local measure.

Carried.

By Mr. Newton :

Assembly Bill No. 186—An Act to amend an Act entitled “An Act to regulate proceedings in criminal cases in this State and to repeal all other Acts in relation thereto,” approved March 17, 1911, together with the Acts amendatory thereof and supplemental thereto.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Mr. Noble moved that Assembly Bill No. 112, which is now on general file, be made a special order of business for Wednesday, March 6, at 11 a. m.

Carried.

Mr. Noble moved that Senate Bill No. 66 be referred to the Churchill County Delegation.

Carried.

At 4:15 p. m. Mr. Oldham moved that the Assembly adjourn until Friday, March 1, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTIETH DAY

CARSON CITY (Friday), March 1, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 144, 145, 147, Assembly Substitute for Assembly Bill No. 67, and Assembly Joint Resolution No. 18, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared the following Assembly Enrolled Bills: No. 5, on January 30, 1935; No. 34, on February 6, 1935; No. 17, on February 14, 1935; No. 22, on February 15, 1935; No. 14, on February 19, 1935; No. 8, on February 20, 1935; No. 66, on February 21, 1935; No. 83, on February 21, 1935; No. 26, on February 25, 1935; No. 53, on February 25, 1935; No. 83, on February 28, 1935, and No. 21, on February 28, 1935, with the engrossed copies, finds the same correctly enrolled, and has delivered the same to the Governor on the date specified for each.

Also, Assembly Enrolled Concurrent Resolutions as follows: No. 1, on January 30, 1935; No. 2, on February 27, 1935; No. 3, on February 28, 1935, with the engrossed copies, finds the same correctly enrolled, and has delivered the same to the office of the Secretary of State.

Also, Assembly Joint Resolutions as follows: No. 2, on February 3; No. 5, on February 13; No. 7, on February 15; No. 9, on February 25; No. 4, on February 25, with the engrossed copies, finds the same correctly enrolled, and has delivered the same to the Governor on the date specified opposite each.

HAZEL WINES, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 41, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 59, which passed: Yeas, 11; nays, 4; not voting, 2.

Also, Senate Bill No. 77, which passed: Yeas, 15; nays, 1; not voting, 1.

Also, Senate Bill No. 87, which passed: Yeas, 12; nays, 4; absent, 1.

Also, Senate Concurrent Resolution No. 3, which passed: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Bill No. 91, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Joint Resolution No. 8, which passed: Yeas, 13; nays, 2; absent, 1; not voting, 1.

Also, to present for the consideration of your honorable body Senate Bill

No. 44, which passed, as amended: Yeas, 17; nays, none. Amend as follows: On page 1 strike out lines 1, 2, and 3, and substitute therefor the following: "SECTION 1. The above-entitled Act is hereby amended by adding thereto five new sections to be known as sections 44a, 44b, 44c, 44d and 44e immediately following section 44 of said Act, which is section 1643 N. C. L. 1929, reading as follows:" Also amend on page 2 by striking out lines 19, 20, 21, 26, 27, and 28. On page 3, strike out lines 9, 10, 11, 16, 17, and 18. On page 3 strike out, in line 24, "SEC. 6," and substitute therefor "SEC. 2." Amend title by striking out the title of said Act and substituting therefor the following: "To amend an Act entitled 'An Act providing a General Corporation law,' approved March 21, 1925, by adding to said Act five new sections immediately following section 44 of said Act, which is section 1643 N. C. L. 1929."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Jameson:

Assembly Bill No. 187—An Act providing for the regulation of aeronautics within this State; providing for uniformity with Federal laws regulating aeronautics; creating a State Aeronautics Commission; providing the powers and duties of such commission; providing for the promulgation and issuance of rules and regulations by such commission.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Internal Improvements.

Carried.

By Mr. Clark:

Assembly Bill No. 188—An Act to amend article XVI of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended, by adding to said article XVI of said Act a new section to be known as section 5.

Mr. Clark moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation, and being a local measure printing be dispensed with.

Carried.

By Messrs. Conwell and Phillips:

Assembly Bill No. 189—An Act to create an Old-Age Security Board, and Old-Age Pension Commission, consisting of the Boards of County Commissioners of the various counties of the State of Nevada, and defining the power and duties of each in respect thereto, providing for the payment of an old-age pension to certain persons within the State of Nevada, providing the means for payment thereof, defining the duties of certain officers and other persons in relation thereto, providing penalties for the violation of this Act and other matters properly relating thereto.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

Mr. Noble moved that Assembly Bill No. 189 be taken out of Committee on Education and placed with Committee on Ways and Means.
Carried.

By Clark County Delegation:

Assembly Bill No. 190—An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act to incorporate the town of Las Vegas, in Clark County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto,’ approved March 16, 1911, as amended, by amending section 4 of chapter I thereof; section 10 of chapter II, as amended, thereof; section 20 of chapter II thereof; section 21 of chapter II thereof; section 31 of chapter II, as amended, thereof; section 53 of chapter II thereof; and section 76 of chapter II thereof,” together with all other Acts amendatory thereof or supplemental thereto.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark County Delegation, and inasmuch as it is a local measure printing be dispensed with.

Carried.

By Roads and Highways Committee:

Assembly Bill No. 191—An Act to amend an Act entitled “An Act to amend sections 8 and 14, and to repeal sections 8a, 8b, and 8c of an Act entitled ‘An Act to provide a general highway law for the State of Nevada,’ approved March 23, 1917, as amended, and being Nevada Compiled Laws 1929, sections 5328, 5329, 5330, 5331 and 5337, and Statutes 1931, page 155,” approved March 23, 1933.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Russell:

Assembly Bill No. 192—An Act to be known as the “Inheritance Tax Law,” to provide revenue for the support of the government of the State of Nevada, to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this Act, and for suits to quiet title against claims of lien arising hereunder.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Judiciary.

Carried.

By Mr. Perry (by request):

Assembly Bill No. 193—An Act for the relief of Judge J. Emmett Walsh.

Mr. Perry moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

Carried.

By Mr. Horgan:

Assembly Bill No. 194—An Act to amend sections 1, 2, 3, 14, 18, and 25 of an Act entitled “An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing of certain carriers thereon by the Public Service Commission of Nevada and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and other service on the public highways of the State, providing liability insurance in certain cases, providing for an official inspector and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for the weighing of motor vehicles for license fees herein, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith,” approved March 23, 1933; and to add thereto a new section to be section 18½ thereof.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Roads and Highways.

Carried.

Mr. Oldham, Speaker pro tem, in the Chair.

MOTIONS, RESOLUTIONS AND NOTICES

By Committee on Contingent Expenses:

Assembly Resolution No. 15:

Resolved by the Assembly of the State of Nevada, That the State Controller be, and he is hereby, authorized to draw his warrants on the Legislative Fund in favor of the various firms or persons named below for the amounts set opposite their names, as per statement herein, and the State Treasurer is hereby directed to pay the same:

Armanko Office Supply.....	\$466.78
Elmer Paper Company.....	223.30
A. Carlisle & Company of Nevada.....	214.42
Reno Printing Company.....	220.00
Stafford's Book Shop.....	.90
Hobart Estate Company.....	1.27
Railway Express Agency.....	4.53
E. H. Bath.....	1.25
Underwood Elliott-Fisher Company.....	8.00
T. & D. Jr. Enterprises, Inc., drapes.....	20.00
“Mark Twain” Book Shop, blotters.....	1.50
Edw. Doyen, cover one table.....	5.60
Total	\$1,167.55

Mr. Clark moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Contingent Expenses and Accounts.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 44.

Mr. Lauritzen moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Carried.

Senate Concurrent Resolution No. 3.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

Mr. Speaker in the Chair.

Senate Bill No. 41.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 59.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Senate Bill No. 77.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of Churchill County Delegation.

Carried.

Senate Bill No. 87.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 11, 35, 54, 70, 161, and Assembly Joint Resolution No. 22.

By Washoe County Delegation:

Assembly Bill No. 195—An Act to amend article XII of an Act entitled "An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," by

adding thereto new sections to be known as section 10b $\frac{1}{2}$ and section 10f $\frac{1}{2}$, and to repeal all Acts and parts of Acts in conflict therewith.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation without printing.

Carried.

By Washoe County Delegation:

Assembly Bill No. 196—An Act to amend article XII of an Act entitled “An Act to incorporate the town of Reno, in Washoe County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto,” by adding thereto a new section to be known as section 10 l, and to repeal all Acts and parts of Acts in conflict therewith.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation and not printed.

Carried.

By Washoe County Delegation:

Assembly Bill No. 197—An Act to protect trade mark owners, distributors and the public owners, distributors and the public against injurious and uneconomic practices in the distributions of articles of standard quality under a distinguished trade mark, brand or name, and other matters properly relating thereto.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Messrs. Arnold and Sherwood (by request):

Assembly Bill No. 198—An Act to promote the organization and self-government of industry, trade and business for the purpose of securing cooperative action among trade groups through the establishment of codes of fair competition, and providing for the enforcement of the provisions thereof through administrative agencies and otherwise in cooperating with the National Government in its efforts to promote recovery from industrial and business depression.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 146.

Mr. Shelly moved adoption of amendment to section 6.

Carried.

Remarks by Messrs. Shelly, Perry, and Cooper.

Roll call on Assembly Bill No. 146:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman,

Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Rochon.

Not voting—Cooper and Mr. Speaker—2.

Assembly Bill No. 146, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Concurrent Resolution No. 2.

Assembly Bill No. 74.

Remarks by Messrs. Lattin, Persson, Sherwood, Cooper, Conwell, Cline, Perry, Goodwin, Henrichs, and Stewart.

Roll call on Assembly Bill No. 74:

YEAS—Arnold, Cline, Conwell, Cooper, Gray, Grier, Hopkins, Lattin, Lauritzen, Parker, Perry, Shelly, Sherwood, and Young—14.

NAYS—Anker, Bellinger, Boak, Clark, Fogliani, Glaser, Goodwin, Henrichs, Horgan, Hussman, Jameson, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, and Stewart—23.

Not voting—Harriman, Wines, and Mr. Speaker—3.

Assembly Bill No. 74 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 108.

Remarks by Mr. Goodwin.

Roll call on Assembly Bill No. 108:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Newton, Oldham, and Persson—3.

Not voting—Mr. Speaker.

Assembly Bill No. 108, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 113.

Roll call on Assembly Bill No. 113:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Newton, Oldham, and Persson—3.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 118.

Amendment proposed by Mr. Fogliani: Amend section 1 of Assembly Bill No. 118 by striking out the words "so as" in line 2, page 1.

Mr. Fogliani moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Stewart: Amend section 2 of Assembly Bill No. 118 by striking out the words "so as" in line 10, page 1.

Mr. Stewart moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Boak: Amend section 3 of Assembly Bill No. 118 by striking out the words "so as" in line 4, page 2.

Mr. Boak moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 118:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—35.

NAYS—Shelly.

Absent—Lattin and Noble—2.

Not voting—Gray and Mr. Speaker—2.

Assembly Bill No. 118, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

At 11:58 Mr. Persson moved that Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bill No. 49.

PRESENTATION OF PETITIONS

To the Members of the Assembly, State Legislature, Carson City, Nevada.

The State Fish and Game Commission wishes to invite the Assembly to visit the State Fish Hatchery at Verdi tomorrow. Automobiles will be provided for those who do not have their own cars. These cars will leave the Golden Hotel, Reno, at 3 p. m. tomorrow, Saturday, March 2, 1935. This invitation is given through the courtesy of Senator Getchell, a member of the State Fish and Game Commission. All members are requested to notify desk if they wish cars provided for them.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 148, 149, 150, 151, 152, 153, 154, 155, and Assembly Joint Resolution No. 23, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Joint Resolution No. 20 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee of Churchill County Delegation has had Senate Bill No. 66

under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. L. NOBLE, *Chairman*.

Mr. Speaker:

Your Committee on Contingent Expense and Accounts has had Assembly Resolution No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that the claims be paid. We recommend that the Secretary of State take an inventory of stock so as not to duplicate the stock on hand prior to the next Legislature.

JAS. D. CLARK, *Chairman*.

Mr. Speaker:

Your Committee on Judiciary has had Assembly Joint Resolution No. 17 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

Also, Assembly Bill No. 123, and reports the same with amendments, with the recommendation the amendments be adopted and the bill passed as amended. Amend Assembly Bill No. 123 by striking out in lines 6 and 7 the word "fifteen," and insert in lieu thereof the word "five." Strike out after the comma following the word "county" in line 12, page 1 of the printed bill, the words "for the period of thirty days," and insert in lieu thereof the words "three times in a period of fifteen days." Change the period at the end of line 13, page 2 of the printed bill, to a semicolon, and add the following: "*provided*, that in case of disaster or imminent danger to the life or health of any person or persons, where delay might result in irreparable loss or injury, such advertisement may be avoided."

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 161, 70, 54, 11, 35, and Assembly Enrolled Joint Resolution No. 22 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman*.

Mr. Speaker:

Your Committee of Clark County Delegation has had Assembly Bill No. 190 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman*.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 91.

Mr. Phillips wished to inform the Assembly that when he voted against Assembly Bill No. 74 he did not vote against labor. Further, he is one hundred percent for labor.

Remarks by Mr. Cline.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Joint Resolution No. 8.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved that the bills which he requested not to be printed, be printed.

Carried.

Mr. Noble moved that Senate Bill No. 66 be declared an emergency measure and placed on top of general file for immediate consideration and final passage.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Cline :

Assembly Bill No. 199—An Act to amend an Act entitled “An Act providing for the election of Road Supervisors, for the subdivision of counties into road districts, and matters properly relating thereto,” approved March 19, 1901.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Cline :

Assembly Bill No. 200—An Act to amend an Act entitled “An Act providing for the appointment of Road Supervisors in counties polling three thousand votes or over, for the subdivision of said counties into road districts, and matters properly relating thereto, and to repeal all Acts and parts of Acts in conflict therewith,” approved March 24, 1911.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Stewart :

Assembly Bill No. 201—An Act to be known as the “Inheritance Tax Law,” to provide revenue for the support of the government of the State of Nevada, to establish a tax on gifts, legacies, inheritances, bequests, devises, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this Act and for suits to quiet title against claims of lien arising hereunder.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Newton moved to amend motion to read Joint Committee of Ways and Means and Judiciary.

Motion, as amended, carried.

By Messrs. Gray and Shelly :

Assembly Bill No. 202—An Act regulating the sale of used bedding and other material, designating the agency for the enforcement hereof, defining the duties of certain persons in relation hereto, providing a penalty for the violation hereof, and other matters properly relating thereto.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

By Mr. Oldham :

Assembly Bill No. 203—An Act defining certain duties and powers of the Surveyor-General of the State of Nevada, in relation to duties

and powers heretofore and now within the office of the State Engineer of the State of Nevada, and other matters properly relating thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

By Mr. Sherwood:

Assembly Bill No. 204—An Act to amend an Act entitled "An Act relating to the protection and health of employees and providing penalties for the violation of its provisions and other matters relating thereto," approved April 1, 1919.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Elko County Delegation:

Assembly Bill No. 205—An Act fixing the compensation of the county officers of Elko County, Nevada, and regulating the employment and compensation of deputies and other employees of said officers, and repealing all Acts and parts of Acts in conflict herewith.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko County Delegation.

Carried.

By Mr. Newton:

Assembly Bill No. 206—An Act authorizing the School Trustees in Educational District No. 2 of Clark County, Nevada, to dispose of parcels of land belonging to said district, authorizing them to convey title thereto, and providing for the disposition of the receipts therefrom.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark County Delegation without being printed.

Carried.

By Clark County Delegation:

Assembly Bill No. 207—An Act to amend an Act entitled "An Act to regulate the salaries of certain county officials of Clark County," approved March 27, 1929.

Mr. Arnold moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark County Delegation and not printed.

Carried.

By Committee on Education:

Assembly Bill No. 208—An Act providing a method for establishing County Boards of Education in counties voting to take advantage of the provisions of this Act, providing an election therefor, and to provide for control of certain school districts and other matters properly relating thereto.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Committee on Education:

Assembly Bill No. 209—An Act to amend an Act entitled “An Act to provide for the consolidation of school districts, for the transportation of children to and from school, and other matters relating thereto,” approved February 26, 1915.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Committee on Education:

Assembly Bill No. 210—An Act to repeal an Act entitled “An Act to authorize the State Board of Education to grant special certificates for rural education and matters properly relating thereto,” approved March 21, 1933.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Committee on Education:

Assembly Bill No. 211—An Act to amend an Act concerning the employment and notification of teachers and matters properly related thereto, approved March 27, 1929.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Committee on Education:

Assembly Bill No. 212—An Act to repeal section 11 of an Act entitled “An Act to fix the name of the State University of Nevada,” approved March 29, 1907, as amended.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Stewart:

Assembly Bill No. 213—An Act declaring the importing, retailing and handling of gasoline and other motor vehicle fuels in this State a public utility, and providing for its management, control and administration to be under the direction of the Public Service Commission of the State of Nevada.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Education :

Assembly Bill No. 214—An Act to amend an Act entitled “An Act concerning public schools, and repealing certain Acts relating thereto.” approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Oldham :

Assembly Bill No. 215—An Act requiring the city councils of the various cities of the State of Nevada to furnish peace officers certain equipment for automobiles to be used by such officers in the performance of their official duties.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Education :

Assembly Bill No. 216—An Act to authorize the State Superintendent of Public Instruction to contract with the Department of the Interior of the Federal Government and to disburse and distribute certain Federal moneys to the public schools in the counties of the State of Nevada for the education of Indian pupils.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Messrs. Gray and Shelly :

Assembly Bill No. 217—An Act to amend an Act entitled “An Act relating to the protection and health of employees and providing penalties for the violation of its provision and other matters relating thereto,” approved April 1, 1919.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Committee on Education :

Assembly Joint Resolution No. 24, proposing an amendment to section 6, of article XI of the Constitution of the State of Nevada.

Resolved by the Assembly and the Senate of the State of Nevada. That section 6 of article XI of the Constitution of the State of Nevada be amended to read as follows :

SEC. 6. The Legislature shall provide a special tax, which shall not exceed two and one-half mills on the dollar of all taxable property in the State, in addition to the other means provided for the support and maintenance of said University and common schools.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 66.

Amendment proposed by Joint Committee of Public Morals and Livestock: Amend section 1 of Senate Bill No. 66 by striking out all of section 1 after the comma following the word "Congress," and insert the following in lieu thereof: "catfish and/or bullheads; *providing, however,* that it shall be unlawful for any of the aforesaid 2,266 resident voters of said county or any bear, brown, black or silver-tip, to take, beguile by worms, abscond with, kidnap, lasso, electrocute, scoop out with hands or paws, catch by the whiskers or otherwise, any bull-bullhead with more than five (5) whiskers on either side of his chin, or any cow-catfish with more than six (6) of said hirsute appendages on either side of her jowls.

"It is hereby declared the policy and purpose of this Act, to, in order to further extend, promote, promulgate and develop the art and science of cosmetology in order to provide a more steady and lucrative employment for the cosmetologists of said herein-defined county and its environs and to their proteges and posterity forever, to propagate by cross-breeding or otherwise, of select individuals of the two species as aforesaid, a new, more beautiful, more ornamental and a more refined, bewhiskered breed of said game fish.

"Said new species when developed to be given the distinctive and exclusive right to the alphabetical appellation 'SSSCBE' (Senator Sawyer Superbewhiskered Cathead-bullfish No. 2,266).

"Members extraordinary of said Senator Sawyer Superbewhiskered Cathead-bullfish No. 2,266 when fully matured and after being appropriately and elaborately cosmetologized and further adorned with floating permanent waves, shall be used for aquarium exhibitional purposes only.

"The revenues so derived from exhibiting such Superbewhiskered Cathead-bullfish beauties shall be used in the construction and maintenance of a home for superannuated cosmetologists."

Mr. Fogliani moved the adoption of the amendment.

Carried.

Remarks by Mr. Lattin.

Roll call on Senate Bill No. 66:

YEAS—Clark, Harriman, Murphy, Noble, and Perry—5.

NAYS—Lattin.

Absent—Wines.

Not voting—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Young, and Mr. Speaker—33.

Senate Bill No. 66, as amended, failing to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Lattin gave notice that he would bring Senate Bill No. 66 up for reconsideration.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved that Assembly Bill No. 190 be placed on top of the general file for third reading and final passage.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Sherwood:

Assembly Bill No. 218—An Act directing the State Board of the Capitol Commissioners of the State of Nevada to convey to the United States, as a national monument, certain lands situated in White Pine County, Nevada; providing for the manner of making such conveyance, and other matters properly relating thereto.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to the White Pine County Delegation.

Carried.

By Committee on Ways and Means:

Assembly Bill No. 219—An Act to provide old-age pensions to certain citizens of the State of Nevada, and to recompense them for past services rendered the United States and the State of Nevada, to the end that they may maintain, by reason of their said past services, independence, dignity and self-respect during their old age; establishing a uniform regulation in relation thereto, and defining offenses under this Act, and fixing the penalties therefor.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By White Pine, Lincoln, Nye, Esmeralda and Clark County Delegations:

Assembly Bill No. 220—An Act creating a commission to be known as the Colorado River Commission of Nevada, defining its powers and duties, and making an appropriation for the expenses thereof, and repealing all Acts and parts of Acts in conflict with this Act.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Washoe, White Pine, Lincoln, Nye, Esmeralda and Clark County Delegations:

Assembly Bill No. 221—An Act creating the rural electrification authority of Nevada for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to certain inhabitants of the State at the lowest cost consistent with sound economy and prudent management; authorizing

the authority to sell and distribute electric energy and to construct or otherwise acquire a system or systems for the generation, transmission and distribution of electric energy to carry out the purposes of this Act; providing for the rights, powers and duties of the authority; authorizing and regulating the issuance of bonds by the authority; and providing for the payment of such bonds and the rights of the holders thereof.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 190.

Remarks by Messrs. Newton, Sherwood, and Phillips.

Mr. Boak moved that the records show that Assembly Bill No. 190 was fully read.

Carried.

Roll call on Assembly Bill No. 190:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, and Sherwood—33.

NAYS—Cline.

Absent—Oldham, Stewart, Wines, and Young—4.

Not voting—Henrichs and Mr. Speaker—2.

Assembly Bill No. 190 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 86.

Mr. Persson moved that Assembly Bill No. 86 be rereferred to Committee on Ways and Means.

Carried.

Assembly Bill No. 124.

Mr. Persson moved that Assembly Bill No. 124 be placed on the Clerk's desk.

Carried.

Assembly Bill No. 143.

Remarks by Mr. Goodwin.

Roll call on Assembly Bill No. 143:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, and Sherwood—35.

NAYS—None.

Absent—Persson, Stewart, and Wines—3.

Not voting—Mr. Speaker.

Assembly Bill No. 143 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Mr. Cooper:

Assembly Bill No. 222—An Act to amend an Act entitled “An Act to fix the name of the State University of Nevada,” approved March 29, 1907, as amended.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 16.

Remarks by Mr. Perry.

Roll call on Assembly Joint Resolution No. 16:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Shelly, and Sherwood—30.

NAYS—Horgan and Russell—2.

Absent—Newton, Stewart, Wines, and Young—4.

Not voting—Hussman, Parker, Reynolds, and Mr. Speaker—4.

Assembly Joint Resolution No. 16 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Noble gave notice that on the next legislative day he would present a motion for reconsideration of the vote on Senate Bill No. 66.

Mr. Boak moved, under suspension of all rules, that Assembly rescind action on Senate Bill No. 66.

Remarks by Mr. Perry.

At 4:07 p. m. Mr. Persson moved that Assembly adjourn until Monday, March 4, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTY-THIRD DAY

CARSON CITY (Monday), March 4, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Hopkins moved that the reading of the minutes be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 142 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JACK FOGLIANI, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Joint Resolution No. 19, which passed the Senate by the following vote: Yeas, 10; nays, 5; absent, 1; not voting, 1.

Also, to present for your consideration Senate Bill No. 45, which passed: Yeas, 13; nays, 4.

Also, Senate Bill No. 63, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Amend section 1 of Senate Bill No. 63 by striking out in lines 3 and 4 thereof the following words and figures: "being section 3459 $\frac{1}{2}$ N. C. L." Strike the title and substitute therefor the following: "An Act to amend an Act entitled 'An Act to provide for the organization and governing of local improvement districts for the construction or acquisition of power plants, electrical transmission lines, sewer and water systems for rural communities and unincorporated towns, and for the acquisition and distribution of electrical energy of water or other property in connection therewith, and for the operation and maintenance of such works, and matters properly connected therewith,' approved February 4, 1928, by adding thereto a new section to be known as section 5 $\frac{1}{2}$."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Rochon moved that Assembly Substitute for Assembly Bill No. 67 be rereferred to the Committee on Public Morals.

Carried.

Mr. Noble moved reconsideration of Senate Bill No. 66.

Remarks by Mr. Persson.

Motion lost.

Remarks by Messrs. Renfro, Noble, and Hopkins.

Mr. Jameson moved Assembly rescind action on lost motion of Mr. Noble.

Roll call requested by Messrs. Cline, Arnold, and Persson :

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Perry, Phillips, Renfro, Riddell, Russell, Shelly, Wines, and Young—27.

NAYS—Arnold, Cline, Fogliani, Glaser, Hopkins, Oldham, Persson, Rochon, Sherwood, and Stewart—10.

Absent—Newton and Reynolds—2.

Not voting—Mr. Speaker.

Mr. Noble moved that Senate Bill No. 66 be placed on general file for reconsideration.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 45.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 63.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 123.

Mr. Jameson moved adoption of amendments to section 1.

Carried.

Remarks by Mr. Oldham.

Roll call on Assembly Bill No. 123 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Newton.

Not voting—Hopkins, Persson, Reynolds, and Mr. Speaker—4.

Assembly Bill No. 123, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Phillips moved that Assembly Joint Resolution No. 20 be placed at the bottom of general file.

Carried.

Assembly Joint Resolution No. 17.

Mr. Cooper moved that Assembly Joint Resolution No. 17 be indefinitely postponed.

Motion lost.

Remarks by Mr. Oldham.

Roll call on Assembly Joint Resolution No. 17:

YEAS—Anker, Arnold Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Stewart, Wines, and Young—30.

NAYS—Cooper, Gray, Renfro, Russell, Shelly, and Sherwood—6.

Absent—Lattin and Newton—2.

Not voting—Parker and Mr. Speaker—2.

Assembly Joint Resolution No. 17 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 66.

Mr. Persson moved that Senate Bill No. 66 be indefinitely postponed. Remarks by Messrs. Noble, Lattin, Murphy, Conwell, and Perry.

Motion lost.

Mr. Noble moved that the Assembly rescind action on Mr. Boak's amendment.

Carried.

Remarks by Mr. Noble.

Roll call on Senate Bill No. 66:

YEAS—Anker, Arnold, Boak, Clark, Cline, Conwell, Cooper, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Perry, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Wines, and Young—30.

NAYS—Bellinger, Fogliani, Glaser, Oldham, Persson, Riddell, Sherwood, and Stewart—8.

Absent—Newton.

Not voting—Mr. Speaker.

Senate Bill No. 66 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Phillips moved that Assembly Joint Resolution No. 20 be rereferred to committee.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Stewart:

Assembly Bill No. 223—An Act providing for the reinstatement of delinquent corporations, defining the duties of the Secretary of State in relation thereto, and other matters properly relating thereto.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

At 11:05 a. m. Mr. Persson moved that the Assembly recess until 1:50 p. m.

Carried.

HOUSE IN SESSION

At 1:50 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 156, 157, 158, 159, 160, 162, 163, 164, 165, 168, 169, and 170, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 91 and Assembly Joint Resolution No. 8 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Internal Improvements has had Assembly Bill No. 127 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. JAMESON, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 122 under consideration, and begs leave to report the same, with the recommendation that it be referred to Committee on Trade and Manufactures.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 97 under consideration, and begs leave to report on the same without recommendation.

Also, Assembly Bills Nos. 102, 109, and 120, and reports favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 145, and reports unfavorably on the same, with the recommendation that it do not pass.

W. HOLMES GOODWIN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 190, which was this day declared an emergency measure under the Constitution, placed on top of the file for third reading and final passage, and passed by the following vote: Yeas, 16; nays, none; not voting, 1.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

SPECIAL ORDER

Senate Bill No. 4.

Amendment proposed by Mr. Russell: Amend section 1 of Senate Bill No. 4 by inserting in line 2, page 1 of the printed bill, immediately following the word "receiver" and preceding the word "of," the words "or lessee."

Mr. Russell moved adoption of amendment.

Roll call requested by Messrs. Oldham, Arnold, Persson, and Fogliani.

Roll call on amendment of Mr. Russell to Senate Bill No. 4:

YEAS—Boak, Cline, Goodwin, Grier, Henrichs, Hussman, Jameson, Phillips, and Russell—9.

NAYS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Harriman, Hopkins, Horgan, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—27.

Absent—Newton.

Not voting—Perry, Riddell, and Mr. Speaker—3.

Motion lost.

Amendment proposed by Mr. Horgan: Amend section 2 of Senate Bill No. 4 by striking the period in line 2, page 2 of the printed bill, and substituting a comma, and by adding the following: "or to the operation of trains between the boundaries of this State and the nearest freight division terminal within this State adjacent thereto, *provided*, that the distance shall not exceed fifty miles."

Mr. Horgan moved adoption of amendment.

Remarks by Mr. Horgan.

Mr. Persson moved for previous question.

Carried.

Roll call requested by Messrs. Oldham, Rochon, and Arnold.

Remarks by Messrs. Lattin, Cline, and Oldham.

Roll call on amendment proposed by Mr. Horgan to section 4 of Senate Bill No. 4:

YEAS—Boak, Cline, Goodwin, Henrichs, Horgan, Hussman, Jameson, Phillips, Renfro, and Stewart—10.

NAYS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Reynolds, Riddell, Rochon, Shelly, Sherwood, and Wines—24.

Absent—Newton and Young—2.

Not voting—Lattin, Perry, Russell, and Mr. Speaker—4.

Motion lost.

Roll call on Senate Bill No. 4:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, and Wines—28.

NAYS—Boak, Goodwin, Henrichs, Horgan, Hussman, Jameson, and Renfro—7.

Absent—Newton and Young—2.

Not voting—Perry, Stewart, and Mr. Speaker—3.

Senate Bill No. 4 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Stewart explained his vote as follows, and requested same be entered in the Journal:

The people of Lincoln County asked me to support the bill, and it was a campaign issue with every candidate in the election. I gave my pledge to support the bill. Those people who requested that the delegation from Lincoln County vote for this bill were sincere. They believed that it was a safety measure, as I believe that it is a safety measure, so I came over here to fulfill my pledge. The bill we had in this House went over to the Senate, that honorable body we have on the other side. They wouldn't use our bill, but sent another one over here. It came over with an amendment, and we held it up because of the people. We didn't want to railroad it through because it was a railroad bill, so we set the date at 2 o'clock today to act upon it, and I want to say that since coming over to this House today I have received telegrams from the very same people that put me on the spot about this bill—the business men, the trainmen, or the shopmen, and even some of the officers of Lincoln County, requesting that I vote

against that bill. And I want to tell you that I think the railroad company has stooped to one of the lowest tricks I ever heard of in forcing the people to fall in line. That's the way I feel about it. When they threatened to take from your State the railroad shops, throwing out 400 workmen in the town of Sparks and 200 workmen in the town of Caliente, I want to tell you that I think it was the lowest, most vicious, contemptible sort of thing that I can imagine. It was on account of these things that I refused to vote on this bill.

Messrs. Perry and Murphy also explained their vote on Senate Bill No. 4.

At 2:35 Mr. Clark moved the Assembly recess for 10 minutes.

Carried.

HOUSE IN SESSION

At 2:45 p. m.

Quorum present.

Mr. Persson moved that Assembly adjourn until Tuesday, March 5, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTY-FOURTH DAY

CARSON CITY (Tuesday), March 5, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Newton and Reynolds, who were excused because of illness.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Jameson moved that the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 166, 167, 171, 172, and 173, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on State Institutions has had Senate Bill No. 150 and Senate Concurrent Resolution No. 3 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Joint Resolution No. 20 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 162 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

The majority of your Committee on Trade and Manufactures has had Assembly Joint resolution No. 21 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS,
L. R. ARNOLD,
MRS. GLENN GRIER.

Mr. Speaker:

Your Committee on Education has had Assembly Substitute for Assembly Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

PRESENTATION OF PETITIONS

A letter from the Hotel Nevada in Ely, relative to Assembly Bill No. 159, introduced by Mr. Sherwood, was read by the Chief Clerk.

MOTIONS, RESOLUTIONS AND NOTICES

Mrs. Wines moved that Assembly Bill No. 104 be withdrawn.
Carried.

Mr. Hussman moved that Assembly Bill No. 145 be rereferred to the Committee on Ways and Means.
Carried.

By Mr. Renfro:

Assembly Concurrent Resolution No. 5, requesting the return from the Governor of Assembly Bill No. 70:

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return Assembly Bill No. 70 for correction.

Mr. Renfro moved adoption of resolution.
Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 67, which this day passed the Senate by the following vote: Yeas, 10; nays, 7.

Also, Senate Bill No. 79, which passed: Yeas, 16; nays, none; not voting, 1.

Also, to return Assembly Bill No. 72, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Oldham:

Assembly Bill No. 224—An Act providing for the mailing of legislative bills and resolutions and other matters properly relating thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mailing.

Carried.

By Mr. Sherwood:

Assembly Bill No. 225—An Act to amend an Act entitled "An Act regulating the sanitation and ventilation in and at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved March 2, 1923.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

Senate Bill No. 67.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Library and Ways and Means.

Carried.

Senate Bill No. 79.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Douglas County Delegation.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 97.

Remarks by Messrs. Fogliani, Goodwin, Perry, Noble, Hussman, Shelly, and Sherwood.

Mr. Goodwin moved for the previous question.

Carried.

Roll call on Assembly Bill No. 97:

YEAS—Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Grier, Hopkins, Lattin, Lauritzen, Oldham, Perry, Rochon, Sherwood, and Stewart—15.

NAYS—Anker, Boak, Clark, Glaser, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Noble, Persson, Phillips, Renfro, Riddell, Russell, Shelly, Wines, and Young—20.

Absent—Newton, Parker, and Reynolds—3.

Not voting—Murphy and Mr. Speaker—2.

Assembly Bill No. 97 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

At 11:50 a. m., on motion of Mr. Persson, Assembly recessed until 1:30 p. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

All present except Messrs. Newton and Reynolds.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 174, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception of second word in line 18, page 5, which should be "I" instead of "In."

Also, that bound copies of Assembly Bills Nos. 175, 176, 177, and 178, hereto attached, are correct copies of the triplicates thereof in its possession.

Also, that bound copy of Assembly Bill No. 179, hereto attached, is a correct copy of the triplicate thereof in its possession, with exception of fourth word in line 8, page 1, which should be "of" instead of "or."

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that the Chief Clerk be authorized to make the necessary corrections.

Carried.

Mr. Speaker:

Your Committee on State Library has had Assembly Bill No. 85 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOE ROCHON, JR., *Chairman.*

Mr. Speaker:

Your Committee on Public Highways has had Senate Bills Nos. 10, 87,

and 59 under consideration, and begs leave to report unfavorably on the same, with the recommendation that they do not pass.

PATRICK CLINE, *Chairman*.

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 117 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman*.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Joint Resolution No. 19.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved Assembly Bill No. 25 be taken out of committee and placed on top of the file for third reading and final passage.

Mr. Horgan requested that he be granted one more day on Assembly Bill No. 25.

Mr. Cline: "Mr. Newton doesn't like the fact that theaters are in it. He wants to exempt theaters from the bill. I make the statement on this floor that if I had been willing to exempt the theaters, the bill would have been before the committee three weeks ago. I don't want to offer any argument as to whether it is a good bill, but I do say that the time is getting short and that that or some other measure like it must come before the House or the Senate, and I think the entire body is just as capable of passing on it as the Chairman of the Ways and Means Committee."

Remarks by Messrs. Conwell, Hussman, Noble, and Cline.

Mr. Noble moved to amend motion to read "placed on general file."

Amendment lost.

Remarks by Messrs. Boak and Stewart.

Mr. Russell moved Assembly rescind all previous action.

Carried.

By Mr. Goodwin:

Assembly Concurrent Resolution No. 6, requesting the return from the Governor of Assembly Bill No. 11.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return Assembly Bill No. 11 for correction.

Mr. Goodwin moved adoption of resolution.

Carried.

Mr. Goodwin moved that Assembly Bill No. 73 be withdrawn from Committee on Judiciary and rereferred to Committee on Ways and Means.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 62 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendments: On page 3, section 8, line 28, after the word "misdemeanor" strike out all of the remainder

of said section. Page 4, section 9, line 9, strike out the words "bottles or other receptacle."

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 82, 153, 170 and 173 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman.*

Mrs. Grier moved that Assembly Bill No. 153 be placed on top of the general file for third reading and final passage.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 5, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 226—An Act to provide for the raising of revenue for emergency purposes by imposing a tax upon the retail purchase of certain commodities, admissions, and services, and for the ascertainment, assessment, and collection of said taxes; providing for the distribution of revenue arising therefrom, providing for the penalties for violation of the terms of this Act, repealing all laws in conflict with it, and declaring an emergency to exist.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 153.

Remarks by Mr. Russell.

Roll call on Assembly Bill No. 153:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Lattin, Newton, Parker, Reynolds, and Riddell—5.

Not voting—Mr. Speaker.

Assembly Bill No. 153 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 102.

Amendment proposed by Mr. Renfro: Strike out at the end of line 4, page 5 of the printed bill, the word "first," and insert in lieu thereof the word "second."

Mr. Renfro moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Stewart: Add after the comma after the word "on" in line 10, page 1 of the printed bill, the words "for a commission."

Mr. Goodwin moved the adoption of the amendment.

Carried.

Mr. Goodwin moved Assembly Bill No. 102 be placed at the bottom of the file.

Carried.

Assembly Bill No. 109.

Amendment proposed by Mr. Oldham: Insert at the end of section 1, page 1 of the printed bill, a section to be numbered section 2, and which section shall read as follows: "Sec. 2. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Strike out the figure "2" in line 17 of page 1 of the printed bill, and insert in lieu thereof the figure "3."

Mr. Oldham moved the adoption of the amendment.

Carried.

Remarks by Mr. Oldham.

Roll call on Assembly Bill No. 109:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Newton, Parker, and Reynolds—3.

Not voting—Mr. Speaker.

Assembly Bill No. 109, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 72.

Assembly Bill No. 120.

Remarks by Messrs. Oldham, Cline, and Henrichs.

Roll call on Assembly Bill No. 120:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Newton, Parker, and Reynolds—3.

Not voting—Mr. Speaker.

Assembly Bill No. 120 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 127.

Amendment proposed by Mr. Shelly: Strike in line 20, page 3, the word "punishable," and substitute in lieu thereof the word "punished."

Carried.

Remarks by Messrs. Perry, Shelly, Stewart, and Gray.

Roll call on Assembly Bill No. 127 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Horgan, Hussman, Newton, Parker, Persson, and Reynolds—6.

Not voting—Cline, Perry, and Mr. Speaker—3.

Assembly Bill No. 127, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 142.

Remarks by Mr. Goodwin.

Roll call on Assembly Bill No. 142 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Newton, Parker, and Reynolds—3.

Not voting—Mr. Speaker.

Assembly Bill No. 142 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 102.

Amendment proposed by Mr. Stewart: Strike out in line 6, page 1 of the printed bill, the word “compensation,” and insert in lieu thereof the word “commission.”

Mr. Stewart moved the adoption of the amendment.

Carried.

Remarks by Mr. Hopkins and Mrs. Wines.

Amendment proposed by Mr. Renfro: Strike out in line 18, page 5 of the printed bill, the word “section,” and insert in lieu thereof the word “fact.”

Mr. Renfro moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 102 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Phillips, Renfro, Rochon, Russell, Sherwood, Stewart, and Young—26.

NAYS—Fogliani and Glaser—2.

Absent—Conwell, Horgan, Lattin, Newton, Parker, Perry, Reynolds, Riddell, Shelly, and Wines—10.

Not voting—Persson and Mr. Speaker—2.

Assembly Bill No. 102, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved that Assembly Bills Nos. 220 and 221 be withdrawn from Committee on Ways and Means and placed in Joint Committee

of Judiciary and Ways and Means when returned from Committee on Engrossment.

Carried.

At 4:10 p. m. Mr. Goodwin moved that the Assembly adjourn until Wednesday, March 6, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTY-FIFTH DAY

CARSON CITY (Wednesday), March 6, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Lattin, who was excused because of illness, and Mr. Newton, excused by vote of House because of illness.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Rochon moved that reading of the minutes be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on State Institutions has had Assembly Bill No. 95 under consideration, and begs leave to report the same, without recommendation.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 180, 181, 182, 183, and Assembly Concurrent Resolution No. 4, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 77 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 160 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE PARKER, *Chairman.*

Mr. Speaker:

Your Committee on Insurance has had Assembly Bills Nos. 177 and 178 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

O. M. RENERO, *Chairman.*

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 5.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 61, which this day passed the Senate by the following vote: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 106, which passed: Yeas, 15; nays, none; absent, 2.

Also, to present for your consideration Senate Bill No. 108, which passed: Yeas, 15; nays, none; absent, 2.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Russell moved that Senate Bill No. 10 be reprinted, as amended, and referred to the Committee on Agriculture.

Remarks by Messrs. Cline, Perry, Bellinger, Sherwood, Hussman, and Hopkins.

Carried.

Mr. Russell moved that Senate Bill No. 59 be referred to the Committee on Judiciary.

Mr. Persson moved to amend the motion to read that Senate Bill No. 59 be tabled.

Carried.

Mr. Renfro moved that Assembly Bill No. 70 be returned to the Senate for correction of history.

Carried.

Mr. Persson moved that due to illness, Mr. Newton be excused on March 4, 5, and 6.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 107, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Section 1, page 1, line 5, add the letter "s" to the word "superintendent."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Renfro (by request):

Assembly Bill No. 227—An Act to amend an Act entitled "An Act to amend sections 32, 34, 36, 39, 45, 53, and 54 of an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto,' approved March 23, 1891, being, respectively, sections 6440, 6442, 6444, 6447, 6453, 6460, and 6461 Nevada Compiled Laws 1929," approved March 20, 1933.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Mr. Stewart gave notice that he intends to present a bill on income tax during the afternoon session.

By Mr. Riddell:

Assembly Bill No. 228—An Act authorizing and directing the State Board of Education to renew teachers' certificates expiring in 1935 and 1936.

Mr. Riddell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

Senate Bill No. 8.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Noble:

Assembly Bill No. 229—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 62.

Mr. Noble moved adoption of amendment to section 8.

Carried.

Mr. Noble moved adoption of amendment to section 9.

Carried.

Remarks by Messrs. Noble, Cooper, and Perry.

Roll call on Assembly Bill No. 62:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Stewart, Wines, and Young—32.

NAYS—Grier and Sherwood—2.

Absent—Lattin and Newton—2.

Not voting—Harriman, Perry, Shelly, and Mr. Speaker—4.

Assembly Bill No. 62, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Noble moved that consideration of Assembly Bill No. 112 be moved forward to 2:30 p. m. this afternoon.

Carried.

Assembly Bill No. 82.

Remarks by Mr. Noble.

Roll call on Assembly Bill No. 82:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Lattin and Newton—2.

Not voting—Mr. Speaker.

Assembly Bill No. 82 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Oldham moved that Assembly Bill No. 85 be placed on general file for the next legislative day.

Carried.

Assembly Bill No. 117.

Mr. Oldham, Speaker pro tem, in the Chair.

Remarks by Messrs. Sherwood, Perry, Cooper, and Boak.

Roll call on Assembly Bill No. 117:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Henrichs, Hopkins, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Russell, Shelly, Sherwood, and Young—24.

NAYS—Glaser, Harriman, Horgan, Perry, Reynolds, Riddell, and Stewart—7.

Absent—Lattin, Newton, Persson, Phillips, Rochon, and Mr. Speaker—6.

Not voting—Hussman, Renfro, and Wines—3.

Assembly Bill No. 117 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 150.

Amendment proposed by Mr. Perry: Amend line 4, section 2, by striking out the word "certifying;" and insert in lieu thereof the words "a certificate showing."

Mr. Perry moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Fogliani: Add on page 1, line 4, after the word "market" the words "post offices."

Mr. Fogliani moved the adoption of the amendment.

Remarks by Messrs. Kennett, Boak, Conwell, Perry, Jameson, and Arnold.

Carried.

Remarks by Mr. Stewart.

Roll call on Assembly Bill No. 150:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, and Young—31.

NAYS—Wines.

Absent—Lattin and Newton—2.

Not voting—Goodwin, Henrichs, Horgan, Hussman, Russell, and Mr. Speaker—6.

Assembly Bill No. 150, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

At 11:50 a. m. Mr. Persson moved that the Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present except Mr. Lattin and Mr. Newton, who were excused because of illness.

PRESENTATION OF PETITIONS

The Carson Lodge No. 4, Knights of Pythias, extended an invitation to Assembly members of that lodge to attend regular meeting this evening at Castle Hall.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 184, 186, 187, 189, 191, 193, 194, 195, 196, 197, 198, 199, and 200, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 185 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Joint Resolution No. 23 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

HARRY GRAY, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 108 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Joint Resolution No. 19 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Livestock has had Assembly Bill No. 116 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. R. BELLINGER, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 6, which was this day adopted by the Senate.

Also, to inform you that the Senate this day concurred in Assembly amendments to Senate Bill No. 27.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 151.

Mr. Horgan moved adoption of amendment to section 3.

Carried.

Remarks by Messrs. Horgan, Phillips, Perry, Cooper, Sherwood, and Jameson.

Roll call on Assembly Bill No. 151:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Stewart, Wines, and Young—31.

NAYS—Cooper, Perry, Riddell, and Sherwood—4.

Absent—Lattin, Newton, Parker, and Persson—4.

Not voting—Mr. Speaker.

Assembly Bill No. 151, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 162.
Remarks by Messrs. Stewart and Cooper.

SPECIAL ORDER

Assembly Bill No. 112.
Remarks by Messrs. Noble and Hopkins.
Roll call on Assembly Bill No. 112:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—30.

NAYS—Arnold, Cline, Murphy, and Riddell—4.

Absent—Lattin and Newton—2.

Not voting—Harriman, Henrichs, Perry, and Mr. Speaker—4.

Assembly Bill No. 112, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

GENERAL FILE AND THIRD READING

Mr. Fogliani moved that Assembly Bill No. 162 be made a special order of business for Thursday, March 7, at 2:10 p. m.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved that Assembly Bill No. 11, recalled from the Governor by Assembly Concurrent Resolution No. 6, be referred to the Committee on Mileage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 170.
Remarks by Mr. Oldham.
Roll call on Assembly Bill No. 170:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Lattin, Newton, Noble, and Persson—4.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 170 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 173.
Remarks by Messrs. Arnold, Oldham, Lauritzen, Riddell, and Cline.
Roll call on Assembly Bill No. 173:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Jameson, Oldham, Parker, Persson, Phillips, Renfro, Rochon, Sherwood, Stewart, and Young—25.

NAYS—Lauritzen and Russell—2.

Absent—Fogliani, Lattin, Murphy, Newton, and Noble—5.

Not voting—Grier, Hussman, Perry, Reynolds, Riddell, Shelly, Wines, and Mr. Speaker—8.

Assembly Bill No. 173 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Substitute for Assembly Bill No. 63.

Roll call on Assembly Substitute for Assembly Bill No. 63:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Parker, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—33.

NAYS—Oldham and Perry—2.

Absent—Lattin, Newton, and Shelly—3.

Not voting—Reynolds and Mr. Speaker—2.

Assembly Substitute for Assembly Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 20.

Remarks by Messrs. Boak, Perry, Cooper, and Phillips.

Roll call on Assembly Joint Resolution No. 20:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Murphy, Oldham, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Stewart, Wines, and Young—29.

NAYS—Lauritzen, Noble, Parker, Persson, Russell, and Sherwood—6.

Absent—Lattin, Newton, and Shelly—3.

Not voting—Grier and Mr. Speaker—2.

Assembly Joint Resolution No. 20 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 21.

Remarks by Messrs. Phillips and Harriman.

Roll call on Assembly Joint Resolution No. 21:

YEAS—Cline, Conwell, Cooper, Fogliani, Glaser, Hopkins, Noble, Perry, Phillips, Russell, and Shelly—11.

NAYS—Bellinger, Boak, Clark, Harriman, Horgan, Hussman, Jameson, Lauritzen, Murphy, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—20.

Absent—Lattin and Newton—2.

Not voting—Anker, Arnold, Goodwin, Gray, Grier, Henrichs, and Mr. Speaker—7.

Assembly Joint Resolution No. 21 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Phillips gave notice that on the next legislative day he would call for a reconsideration of Assembly Joint Resolution No. 20.

Senate Bill No. 87.

Remarks by Mr. Cline.

Mr. Arnold moved that Senate Bill No. 87 be rereferred to Committee on Labor.

Carried.

PRESENTATION OF PETITIONS

CARSON CITY, NEVADA, March 6, 1935.

Hon. William Kennett, Speaker of the Assembly, Carson City, Nevada.

We, W. E. Maupin, Secretary of Fallon Townsend Club No. 1, and Art E. Jeffers, President of Reno Townsend Club No. 1, in behalf of the delegation present in Carson City, March 6, 1935, said delegation representing the above-named clubs, take pleasure in commending the action heretofore taken by your honorable body in passing Assembly Joint Resolution No. 6.

Respectfully yours,

W. E. MAUPIN,
ART E. JEFFERS.

GENERAL FILE AND THIRD READING

Senate Concurrent Resolution No. 3.

Amendment proposed by Mr. Murphy: Insert after the figures "1934" the words "and thereafter."

Mr. Murphy moved adoption of amendment.

Carried.

Amendment proposed by Mr. Murphy: Insert the words "each year" between the words "and" and "thereafter" in line 8, page 2.

Mr. Murphy moved adoption of amendment.

Carried.

Roll call on Senate Concurrent Resolution No. 3:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Harriman.

Absent—Lattin and Newton—2.

Not voting—Mr. Speaker.

Senate Concurrent Resolution No. 3, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 61, 107, and 53.

Mr. Goodwin moved to adjourn until 10 a. m., Thursday, March 7.

Mr. Persson moved to amend to 10:30 a. m., Thursday, March 7.

Mr. Goodwin withdrew his motion.

Mr. Persson gave notice that on the next legislative day he would move for reconsideration of Assembly Bill No. 150.

INTRODUCTION AND FIRST READING

Mr. Fogliani received unanimous consent of the House to introduce a bill.

By Lincoln County Delegation:

Assembly Bill No. 230—An Act concerning Lincoln County officers, their deputies, and their duties and compensation.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln County Delegation.

Carried.

Mr. Persson moved that Assembly adjourn until Thursday, March 7, 1935, at 10 a. m.

Carried.

Assembly adjourned at 4:10 p. m.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTY-SIXTH DAY

CARSON CITY (Thursday), March 7, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Newton, who was excused by vote of the House.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Fogliani moved the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Joint Committee on Livestock and Ways and Means has had Senate Bill No. 52 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. R. BELLINGER,
GEORGE PARKER,

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 103 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 86 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE PARKER, *Chairman.*

Mr. Speaker:

Your Committee on Irrigation has had Assembly Bill No. 141 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE PARKER, *Chairman.*

Mr. Speaker:

Your Committee on Lyon County Delegation has had Assembly Bill No. 180 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 163, and reports favorably on the same, with the recommendation that it do pass, as amended. Strike out after the period in line 6, page 2, balance of section 1.

Also, Senate Bill No. 55 and Assembly Bill No. 182, and reports favorably on the same, with the recommendation that they do pass.

PETER HENRICHS,
GEORGE PARKER.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 6 and Assembly Bill No. 106.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 92, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 93, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Joint Resolution No. 6, which passed, as amended: Yeas, 12; nays, 5. Amend on page 1 by striking the following words: "two fold, first," in line 14; and also by striking, line 16, page 1, the words "second, to increase employment; and."

Also, to return Assembly Bill No. 30, which passed, as amended: Yeas, 17; nays, none. Amend section 1 of Assembly Bill No. 30, by striking therefrom the proviso added to the printed bill, page 2, line 29, reading as follows: "*provided*, the said badges shall be made of Nevada-mined copper."

Also, Assembly Bill No. 113, which passed: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 48, which passed, as amended: Yeas, 17; nays, none. Amend section 2 of Senate Bill No. 48 by striking "Sec. 2." and making section 3 read section 2. Further amend by adding a new section thereto to be known as section 3, to read as follows: "SEC. 3. This Act shall take effect from and after its passage and approval."

Also, to return Assembly Bill No. 70, with history corrected as per request of Concurrent Resolution No. 5.

Also, Assembly Bill No. 3, which passed: Yeas, 17; nays, none.

Also, Assembly Joint Resolution No. 6, which passed: Yeas, 11; nays, 6.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved the Assembly reconsider its action on Assembly Bill No. 150.

Carried.

Mr. Persson moved Mr. Newton be excused on account of illness.

Carried.

By Mrs. Grier:

Assembly Resolution No. 16, appointing Don E. Ashworth as an attaché from White Pine County.

Resolved by the Assembly of the State of Nevada, That Don E. Ashworth of White Pine County be and is hereby employed as an attaché for the remainder of the legislative session, to be assigned to duties by the Chief Clerk of the Assembly.

Mrs. Grier moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 231—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts in relation thereto," approved March 23, 1891, as amended.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Mr. Persson moved Assembly Bill No. 150 be placed on general file for third reading and final passage.

Carried.

Assembly Bill No. 150.

Amendment by Mr. Persson: Strike out the words "post offices" in line 4, page 1, of the amended bill.

Mr. Persson moved adoption of amendment.

Carried.

Roll call on Assembly Bill No. 150:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Hussman, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—28.

NAYS—None.

Absent—Clark, Goodwin, Harriman, Henrichs, Hopkins, Jameson, Newton, Phillips, and Shelly—9.

Not voting—Horgan, Russell, and Mr. Speaker—3.

Assembly Bill No. 150, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 77.

Mr. Persson moved Assembly Bill No. 77 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 85.

Remarks by Messrs. Lattin and Boak.

Roll call on Assembly Bill No. 85:

YEAS—Anker, Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Lattin, Lauritzen, Noble, Parker, Perry, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—29.

NAYS—None.

Absent—Clark, Goodwin, Hopkins, Jameson, Murphy, Newton, Oldham, Persson, and Phillips—9.

Not voting—Boak and Mr. Speaker—2.

Assembly Bill No. 85 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Lattin moved adoption of preamble.

Carried.

Assembly Bill No. 95.

Mr. Russell moved Assembly Bill No. 95 be placed at the bottom of the general file.

Carried.

Assembly Bill No. 116.

Remarks by Messrs. Oldham and Harriman.

Roll call on Assembly Bill No. 116:

YEAS—Anker, Arnold, Bellinger, Boak, Conwell, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Lattin, Lauritzen, Murphy,

Noble, Oldham, Perry, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—29.

NAYS—None.

Absent—Clark, Cline, Cooper, Goodwin, Hopkins, Jameson, Newton, Parker, Phillips, and Rochon—10.

Not voting—Mr. Speaker.

Assembly Bill No. 116 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 160.

Remarks by Mr. Persson.

Roll call on Assembly Bill No. 160:

YEAS—Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Glaser, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Lattin, Lauritzen, Murphy, Oldham, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—27.

NAYS—None.

Absent—Anker, Clark, Fogliani, Goodwin, Hopkins, Jameson, Newton, Noble, Parker, Phillips, and Sherwood—11.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 160 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 177.

Remarks by Messrs. Cline and Renfro.

Roll call on Assembly Bill No. 177:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—36.

NAYS—None.

Absent—Newton, Sherwood, and Stewart—3.

Not voting—Mr. Speaker.

Assembly Bill No. 177 having received a constitutional majority, Mr. Speaker declared it passed.

PRESENTATION OF PETITIONS

RENO, NEVADA, March 6, 1935.

WM. KENNETT, *Speaker of the House, State of Nevada, Carson City, Nevada.*

MY DEAR HONORABLE KENNETT: The Reno Central Trades and Labor Council of Reno, Nevada, at this time wishes to officially notify you as Speaker of the House for the State of Nevada, that no person or persons has authority to speak for Labor or represent Labor unless they can display the proper credentials. All Labor representatives from the Nevada State Federation of Labor and the Reno Central Trades and Labor Council will be in possession of proper credentials from their respective locals for presentation.

We call this incident to your attention and all concerned in order to relieve any misapprehension or misguidance on the part of any of the legislators of the State of Nevada.

Conveying to you the Council's best wishes, we remain

Respectfully yours,

DAN LOGAN,

President.

FRANK J. BACIGALUPI,

Secretary-Treasurer.

INTRODUCTION AND FIRST READING

Senate Bill No. 48.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

Senate Bill No. 92.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 93.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Joint Resolution No. 6.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Labor.

Carried.

Mr. Sherwood moved that the Assembly concur in Senate amendment to Assembly Bill No. 30.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 178.

Remarks by Mr. Cline.

Roll call on Assembly Bill No. 178:

YEAS—Anker, Arnold, Bellingier, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Hussman and Newton—2.

Not voting—Mr. Speaker.

Assembly Bill No. 178 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 185.

Remarks by Messrs. Jameson, Sherwood, and Hopkins.

Mr. Jameson moved Assembly Bill No. 185 be made a special order for Friday, March 8, at 11 a. m.

Carried.

INTRODUCTION AND FIRST READING

By Select Committee on Taxation:

Assembly Bill No. 232—An Act providing for the levy upon and collection of income taxes from persons, firms, companies, associations and corporations, defining the duties and powers of certain officers,

commissions and persons in relation thereto, providing penalties for the violation hereof, and other matters properly related thereto.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Taxation and Ways and Means.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 27 and 66.

By Mr. Murphy :

Assembly Bill No. 233—An Act defining kidnaping, establishing different degrees thereof, providing penalties therefor, and other matters properly connected therewith.

Mr. Murphy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 23.

Remarks by Messrs. Reynolds, Perry, Hopkins, Boak, and Conwell.
Roll call on Assembly Joint Resolution No. 23 :

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—Horgan, Murphy, and Perry—3.

Absent—Newton.

Not voting—Boak, Hussman, and Mr. Speaker—3.

Assembly Joint Resolution No. 23 having received a constitutional majority, Mr. Speaker declared it passed.

At 11 : 50 a. m. Mr. Persson moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 : 10 p. m.

Mr. Speaker in the Chair.

All present except Mr. Newton, who was excused because of illness by vote of the House.

SPECIAL ORDER

Assembly Bill No. 162.

Amendment proposed by Mr. Oldham : Page 1, line 12, strike out all after second comma up to the comma in line 5, page 2.

Mr. Oldham moved adoption of amendment.

Remarks by Messrs. Horgan, Oldham, Conwell, Wines, and Stewart.
Motion lost.

Amendment by Mr. Hopkins : Strike out words "so as" in line 2, page 1.

Mr. Horgan moved adoption of amendment.

Amendment proposed by Mr. Horgan : Strike all after figure "2"

in line 20 and insert the following: "All Acts or parts of Acts in conflict herewith are hereby repealed." Add a new section to be known as section 3, to read: "SEC. 3. This Act shall take effect and be in force from and after its passage and approval."

Mr. Horgan moved the adoption of the amendment.

Carried.

Remarks by Messrs. Cline, Conwell, Wines, Fogliani, Lattin, Harriman, and Shelly.

Roll call on Assembly Bill No. 162:

YEAS—Anker, Boat, Clark, Conwell, Glaser, Goodwin, Gray, Harriman, Horgan, Jameson, Lauritzen, Murphy, Perry, Phillips, Renfro, Reynolds, Russell, Shelly, Wines, Young, and Mr. Speaker—21.

NAYS—Arnold, Bellinger, Cline, Cooper, Fogliani, Hopkins, Hussman, Lattin, Noble, Oldham, Parker, Persson, Riddell, Sherwood, and Stewart—15.

Absent—Newton and Rochon—2.

Not voting—Grier and Henrichs—2.

Assembly Bill No. 162, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 4.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 50 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike the word "six" and numeral "6" in line 7, page 1, and insert the word "four" and numeral "4."

GEORGE PARKER, *Temporary Chairman of Committee.*

MAJORITY REPORT

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows:

Amend section 3 of Assembly Bill No. 25 by striking out in line 25, after the word "to," the following: "three per centum (3%) and insert in lieu thereof the following: "two and one-half per centum (2½%)."

Amend section 3a by striking out after the word "to" in line 1, page 5 of the printed bill, the following: "three per centum (3%)" and insert in lieu thereof the following: "two and one-half (2½%) per centum."

Amend section 3b by striking out after the word "to" in line 13, page 5 of the printed bill, the following: "three per centum (3%)" and insert in lieu thereof the following: "two and one-half (2½%) per centum."

Amend section 4 by striking out after the word "Act" in line 28, page 5 of the printed bill, the following: "three per centum (3%)" and insert in lieu thereof the following: "two and one-half (2½%) per centum."

Amend section 14, page 11, by striking out in line 24 the word "thereof," and inserting "or as much as is necessary for the successful administration and enforcement." Also strike out, commencing with the word "there" in line 31, everything on pages 11 and 12 up to and including line 13. Page 12, strike out in line 14 the words "the remainder of" and capitalize the letter "a" in the word "all." Also, strike out the comma after "Nevada" in line 16, and insert in lieu thereof a period, and strike out the remainder of the paragraph.

GEORGE PARKER, *Chairman.*

MINORITY REPORT

Mr. Speaker:

The minority of your Committee on Ways and Means has had Assembly Bill

No. 25 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, as amended.

ROY PERSSON, *Chairman*.

Remarks by Messrs. Noble, Hussman, Hopkins, and Horgan.

Mr. Cline moved Assembly Bill No. 25 be made a special order of business Friday, March 8, at 3 p. m.

Carried.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 192, hereto attached, is a correct copy of the triplicate thereof in its possession, with exception of fourth word in line 28, page 3, which should be "decendent" instead of "decendent."

A. R. HOPKINS, *Chairman*.

Mr. Hopkins moved that the Chief Clerk be authorized to make the necessary corrections.

Carried.

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 201, 202, 203, 204, 205, and 208, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 165 and Senate Joint Resolution No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman*.

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 175 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 72 and Assembly Concurrent Resolution No. 5 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman*.

Mr. Speaker:

Your Committee of White Pine County Delegation has had Assembly Bill No. 155 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOE S. COOPER, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 146, which was this day placed on top of the file and passed by the following vote: Yeas, 15; nays, none; absent, 2. On motion, all rules were suspended, and bill was ordered transmitted to the Assembly this day.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Phillips moved that Assembly rescind its action on Assembly Joint Resolution No. 20.

Carried.

Mr. Phillips moved Assembly Joint Resolution No. 20 be rereferred to Committee on Trade and Manufactures.

Carried.

Mr. Fogliani moved Senate Joint Resolution No. 6 be placed on top of the general file for third reading and final passage.

Carried.

Mr. Persson moved to rerefer Assembly Bill No. 11, which has been recalled from the Governor, to Committee on Enrollment.

Carried.

Mr. Lauritzen gave notice that on the next legislative day he would move to reconsider action on Assembly Bill No. 162.

INTRODUCTION AND FIRST READING

By Mr. Jameson:

Assembly Bill No. 234—An Act providing for the transfer of nine thousand (\$9,000) dollars from the Contractors' License Fund to the General Fund of the State of Nevada.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Building and Construction.

By Mr. Lauritzen (by request):

Assembly Bill No. 235—An Act regulating and prescribing the hours that Justices of the Peace in the various counties in this State shall keep their offices open for the transaction of public business, providing for the removal of the Justices of the Peace failing to comply with the provisions of this Act, and other matters properly relating thereto.

Mr. Lauritzen moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

Mr. Sherwood moved to amend motion, and place bill with Committee on Ways and Means.

Motion, as amended, carried.

By Mr. Goodwin:

Assembly Bill No. 236—An Act for the relief of J. R. (Nolan) Reynolds.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 6.

Roll call on Senate Joint Resolution No. 6:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro.

Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Boak, Hussman, and Newton—3.

Not voting—Horgan and Mr. Speaker—2.

Senate Joint Resolution No. 6 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 108.

Remarks by Mr. Rochon.

Roll call on Senate Bill No. 108 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Newton.

Not voting—Mr. Speaker.

Senate Bill No. 108 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 77.

Amendment proposed by Mr. Lattin: Strike out in line 5, section 4, the words "or within the vehicle of the carrier." In line 8, section 4, strike out the words "or vehicle of any person."

Mr. Lattin moved the adoption of the amendment.

Remarks by Messrs. Lattin, Perry, Noble, and Conwell.

Motion lost.

Remarks by Messrs. Lattin, Phillips, Cline, Perry, Fogliani, Renfro, Stewart, and Goodwin.

Mr. Phillips moved previous question.

Carried.

Roll call on Assembly Bill No. 77 :

YEAS—Anker, Clark, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Murphy, Noble, Phillips, Renfro, Reynolds, Russell, Shelly, Stewart, Wines, and Young—22.

NAYS—Arnold, Bellinger, Cline, Hussman, Lattin, Lauritzen, Oldham, Parker, Perry, Persson, Riddell, Rochon, and Sherwood—13.

Absent—Conwell and Newton—2.

Not voting—Boak, Cooper, and Mr. Speaker—3.

Assembly Bill No. 77 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 95.

Amendment proposed by Mr. Harriman: In lines 1 and 2, section 1, strike out after the period after the figure "1" in first line the words "At the same time that the Governor submits his message to the Legislature, he," and insert in lieu thereof "The outgoing Governor shall submit the budget for the next four years; he shall also make all necessary appointments."

Mr. Harriman moved the adoption of the amendment.

Roll call asked for by Messrs. Persson, Arnold, and Cline.

Roll call on amendment of Mr. Harriman to Assembly Bill No. 95:

YEAS—Arnold, Bellinger, Cline, Fogliani, Glaser, Harriman, Hopkins, Hussman, Lauritzen, Parker, Persson, Reynolds, and Riddell—13.

NAYS—Anker, Boak, Clark, Goodwin, Gray, Grier, Henrichs, Jameson, Lattin, Noble, Oldham, Perry, Phillips, Renfro, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—21.

Absent—Conwell, Cooper, Murphy, and Newton—4.

Not voting—Horgan and Mr. Speaker—2.

Motion lost.

Remarks by Mr. Hopkins.

Mr. Lattin moved Assembly Bill No. 95 be indefinitely postponed.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Public Printing has had Assembly Bill No. 181 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. R. HOPKINS, *Chairman.*

At 4:58 p. m. Mr. Persson moved Assembly adjourn until Friday, March 8, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FORTY-SEVENTH DAY

CARSON CITY (Friday), March 8, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Jameson moved reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 211, 213, 214, 216, 217, and 218, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Corporations and Railroads has had Assembly Bill No. 19 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend section 1 of Assembly Bill No. 19 by striking out the following words in lines 13, 14, 15, 16, and 17: "*and provided further*, that no railway shall be required to haul such disabled equipment a greater distance for repairs at a point within the State of Nevada than would be necessary to reach their repair shop in another State."

Also, Senate Bill No. 44, and reports favorably on the same, with the recommendation that it do pass.

JOHN M. SHERWOOD, *Chairman.*

Mr. Speaker:

Your Committee on Claims has had Assembly Bill No. 193 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 6 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

Also, Assembly Enrolled Bills Nos. 61, 107, and 106 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 144 under consideration, and begs leave to report same without recommendation.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 133 under consideration, and begs leave to report same without recommendation.

Also, Assembly Bills Nos. 152, 157, and 167 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Substitute for Senate Bill No. 60, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Amend as follows: Strike out on page 3, lines 5 and 6. Line 7, page 3, change the figure "3" to "2." Page 4, line 4, change the figure "4" to "3."

Also, Senate Bill No. 38, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Add after line 17, page 1 of the printed bill, the following paragraph: "The Chairman and Secretary of the National Committee of any such party shall certify to the Secretary of State of the State of Nevada the fact that such party is qualified to file its nominations in ten other States, such certification to be accompanied by a verification from each of such States over the signatures of the Secretaries of State thereof."

Also, Senate Bill No. 47, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 75, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 78, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 101, which passed: Yeas, 15; nays, none; absent, 2.

Also, to inform you that the Senate this day concurred in Assembly amendments to Senate Concurrent Resolution No. 3.

Also, to return Assembly Bill No. 18, which passed, as amended: Yeas, 13; nays, none; absent, 4. Amend by striking the word "precinct" after the word "any," line 31, page 7. Strike the word "precinct" after the word "the," line 4, page 8.

Also, Assembly Bill No. 59, which passed, as amended: Yeas, 12; nays, 1; absent, 4. Amend the title to read as follows: "An Act to amend sections 3, 9, 11, 14, and to repeal section 8 of an Act entitled 'An Act regulating the fiscal management of counties, cities, towns, school districts, and other governmental agencies,' approved March 22, 1917, as amended April 1, 1919, March 4, 1921, March 22, 1921, February 27, 1923, February 26, 1925, March 11, 1925, March 23, 1927, and to define the word 'year,' and to repeal all Acts or parts of Acts in conflict therewith."

Also, Assembly Bill No. 46, which passed, as amended: Yeas, 9; nays, 4; absent, 4. Amend as follows: Strike out in line 24, page 2, the period, and add the following: "or to work done directly by any public utility company pursuant to order of the Public Service Commission or other public authority."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Boak moved that when the Assembly adjourn today it adjourn until Saturday, March 9, at 10 a. m.

Carried.

Mr. Hussman moved the Assembly concur in the Senate amendment to Assembly Bill No. 59.

Carried.

Mr. Sherwood moved that the Assembly concur in Senate amendment to Assembly Bill No. 46.

Carried.

Mr. Lauritzen moved the Assembly rescind its action on Assembly Bill No. 162.

Motion lost.

Mr. Jameson moved that Assembly Bill No. 86 be put on the bottom of the file.

Carried.

Mr. Renfro moved the Assembly concur in the Senate amendment to Assembly Bill No. 18.

Carried.

Mr. Bellinger moved Assembly Bill No. 164 be withdrawn from Committee on Ways and Means and referred to Committee on Judiciary.

Remarks by Messrs. Hussman, Parker, and Phillips.

Motion lost.

Mr. Sherwood moved Assembly Bill No. 103 be rereferred to Committee on Labor.

Carried.

Mr. Perry gave notice that he and Mr. Sherwood would ask permission to introduce a bill regarding bonds.

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 237—An Act directing the payment of seven thousand five hundred (\$7,500) dollars to Mrs. Lottie Travis and Mrs. Loraine Lee Powers, making appropriation therefor, and other matters properly connected therewith.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Messrs. Fogliani and Oldham:

Assembly Bill No. 238—An Act to provide for the inspection of certain livestock offered for transportation, regulating the transportation thereof, designating the inspectors therefor, requiring certificates for shipment, providing for the payment therefor, defining the duties of the Sheriff in each of the several counties in relation thereto, providing a penalty for the violation hereof and other matters properly relating thereto.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

By Mr. Hopkins:

Assembly Bill No. 239—An Act to prohibit employees or servants of hotels, restaurants, barber shops or other public places, or persons, firms, or corporations from soliciting or receiving gratuities or "tips" from guests or patrons of the above-mentioned employers, and to prohibit employers from permitting such gratuities or "tips" to be received by their employees or servants, and to provide a punishment therefor.

Mr. Hopkins moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mrs. Wines:

Assembly Bill No. 240—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, as amended.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 38.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Senate Bill No. 47.

Mr. Jameson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Substitute for Senate Bill No. 60.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 75.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 78.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 101.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

SPECIAL ORDER

Assembly Bill No. 185.

Remarks by Messrs. Jameson and Sherwood.

Roll call on Assembly Bill No. 185:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Anker, Henrichs, Lattin, and Noble—4.

Not voting—Mr. Speaker.

Assembly Bill No. 185 having received a constitutional majority, Mr. Speaker declared it passed.

GENERAL FILE AND THIRD READING

Assembly Bill No. 141.

Mr. Oldham, Speaker pro tem, in the Chair.

Amendment proposed by Mr. Boak: Amend section 2 of Assembly Bill No. 141, page 2, line 9, by striking the words "prevent or."

Mr. Boak moved the adoption of the amendment.

Remarks by Messrs. Kennett, Cline, Lattin, and Perry.

Amendment lost.

Mr. Harriman moved Assembly Bill No. 141 be placed at bottom of the file.

Carried.

Speaker Kennett in the Chair.

At 11:27 a. m. Mr. Oldham moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Concurrent Resolution No. 3, Assembly Bill No. 70, Assembly Joint Resolution No. 6, Assembly Bill No. 113, and Assembly Bill No. 3.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 210, 215, 220, 221, 224, 225, 227, and Assembly Joint Resolution No. 24, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 204 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Mines and Mining has had Senate Joint Resolution No. 2 under consideration, and begs leave to report the same with a substitute therefor, with the recommendation that the substitute be adopted.

AMBROSE M. MURPHY, *Chairman.*

Mr. Speaker:

Your Select Committee of Clark County Delegation has had Assembly Bill No. 96 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman*

Mr. Speaker:

Your Committee of White Pine County Delegation has had Assembly Bill No. 218 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend title of Assembly Bill No. 218 by striking out the words "the Capitol Commissioners," and insert in lieu thereof the word "Control."

WHITE PINE COUNTY DELEGATION.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 5, which was this day adopted by the Senate.

Also, to present Senate Bill No 131, which was declared an emergency measure under the Constitution, placed on top of the file for third reading and final passage, and passed by the following vote: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Noble moved that Assembly Bill No. 25, which was made special order for today at 3 p. m., be postponed and heard under special order Tuesday, March 12, at 2: 15 p. m.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 131.

Mr. Persson moved that rules be suspended, Senate Bill No. 131 declared an emergency measure under the Constitution, considered engrossed, and placed on general file for third reading and final passage.

Carried.

Mr. Oldham moved that the Assembly now resolve itself into Committee of the Whole for consideration of Senate Bill No. 131.

Carried.

Mr. Speaker appointed Mr. Oldham as Chairman of Committee of the Whole.

At 2: 20 p. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 2: 34 p. m.

Mr. Speaker in the Chair.

REPORT OF COMMITTEE OF THE WHOLE

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 131 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN W. OLDHAM, *Chairman.*

INTRODUCTION AND FIRST READING

Senate Concurrent Resolution No. 5.

Mr. Sherwood moved adoption of resolution.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present to your honorable body telegram from the Hon. Pat McCarran received this day by the Senate, and ask that you return same to our body.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

WASHINGTON, D. C., March 8, 1935.

Secretary of the Senate, Legislature of Nevada.

Will you see that the following message is read to both Houses of the Legislature?

Resolution 19, recently passed by the Legislature is based on a grave misunderstanding of the real point at issue.

Were it prompted by a desire to obscure the real issue, or were it a political maneuver, I would not bother to reply.

Contrary to the contention of your resolution, the McCarran prevailing wage amendment in nowise entails any increase in the cost of carrying through the work relief program. It does, on the contrary, enable the President to achieve his aim of providing work for employables now without jobs at a billion dollars less than the present appropriation calls for.

As the President said in his message on the bill, the chief aim is furnishing of employment to labor. Under the prevailing wage amendment, 70 percent of the appropriation would be spent for labor, as against only 52 percent under the security wage plan originally proposed. Thus, the President may either employ a million more workers, or he may ask that the appropriation be cut one billion dollars and still care for the 3,500,000 employables on relief rolls mentioned in his message to Congress.

The fallacy in your assumption that the prevailing wage amendment would entail an increased cost is your failure to note that under the provisions of my amendment the President may fix the total monthly earnings for any worker, or for any project as a whole, by limiting the number of hours any one person may work. My amendment does not propose, and it is an erroneous assumption to hold otherwise, that labor on work relief should work full time. It is obvious to anyone that such a procedure would defeat the entire purpose of the work relief program by destroying the worker's incentive to return to private industry.

The whole and only purpose of my amendment is to maintain the wage structure of the country, and at the same time to specifically carry out the program of the President by limiting the aggregate monthly earnings of any worker.

This is in keeping with the accomplishments of wage earners in this country realized through years of struggle, and crystallized in the statutes of twenty-three States, of which Nevada is one, and a Federal law in addition thereto. Payment of prevailing or minimum wages on Government works is mandatory under these statutes.

The object to be attained by the amendment, supported by the laws of these States, is to protect the wage structure of the country. Without such a safeguard as my amendment, wages to all laboring men in private industry would soon be dragged down by the weight of low wages in such a gigantic public works program as this one now pending.

Does the Legislature of Nevada desire to repudiate its own existing law?

My amendment, now pending, will uphold the specific State of Nevada and twenty-two other States, beside insuring the expenditure of public moneys in those States having the minimum wage laws.

The Department of Labor put this data forward, and it is available in Senate Document 27 of the Congress. In a memorandum prepared by Assistant Relief Administrator Corrington Gill, on behalf of the Relief Administration, and presented to the Senate Appropriations Committee, substantial support of my position was given when Mr. Gill said that the staggering of labor under prevailing wages would represent a total exactly equalling the \$50 security wage plan. He furthermore stated that under the prevailing wage plan, less money would be spent for materials and more for labor, thereby upholding my contention that the prevailing wage amendment would accomplish the President's aim in a more expeditious manner than that originally proposed.

In conclusion, may I say, the prevailing wage plan will improve the working of the President's program, both for the Government and for the toiling masses to whom the measure is vital.

This is my sincere and steadfast conviction. Any other or ulterior interpretations are wholly false.

Nevada has always lead in the defense and uplift of the laboring man. I have sought to carry the name of my State forward in this great movement at a time when the wage structure of the country was in the balance. From this endeavor I will not be dissuaded.

I hope that the legislative representatives of my State, in keeping with our splendid record of the past, will not permit unfounded statements appearing by editorial or otherwise, to lead them away from the real truth and facts worked for and voted for by those who have made this subject their life study.

Respectfully,

PAT McCARRAN,
United States Senator.

GENERAL FILE AND THIRD READING

Senate Bill No. 131.

Roll call on Senate Bill No. 131:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—35.

NAYS—None.

Absent—Goodwin, Henrichs, Newton, and Wines—4.

Not voting—Mr. Speaker.

Senate Bill No. 131 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 155.

Amendment proposed by Mr. Cooper: Amend section 1 of Assembly Bill No. 155 by striking out in line 14, page 1, the word "fifty" and inserting in lieu thereof the word "ten."

Mr. Cooper moved the adoption of the amendment.

Remarks by Messrs. Cline and Cooper.

Carried.

Amendment proposed by Mr. Russell: Amend section 3, page 2, line 12, by striking out the words "thirty days" after the word "within," and adding the words "one year."

Mr. Russell moved the adoption of the amendment.

Carried.

Remarks by Mr. Cooper.

Roll call on Assembly Bill No. 155:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Parker, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Harriman, Lattin, Oldham, Perry, Persson, and Rochon—6.

Not voting—Mr. Speaker.

Assembly Bill No. 155, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 163.

Mr. Henrichs moved adoption of amendment to section 1.

Carried.

Roll call on Assembly Bill No. 163:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Parker, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—None.

Absent—Cooper, Lattin, Murphy, Oldham, Perry, Persson, and Rochon—7.

Not voting—Mr. Speaker.

Assembly Bill No. 163, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 165.

Remarks by Messrs. Arnold, Hussman, and Harriman.

Roll call on Assembly Bill No. 165:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Hopkins, Lauritzen, Murphy, Noble, Parker, Phillips, Reynolds, Riddell, Shelly, Sherwood, Stewart, and Wines—23.

NAYS—Henrichs, Horgan, and Hussman—3.

Absent—Lattin, Newton, Oldham, Perry, and Rochon—5.

Not voting—Boak, Goodwin, Harriman, Jameson, Persson, Renfro, Russell, Young, and Mr. Speaker—9.

Assembly Bill No. 165 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 175.

Remarks by Messrs. Hopkins, Noble, and Goodwin.

Mr. Goodwin moved Assembly Bill No. 175 be placed on general file for the next legislative day.

Mr. Persson moved to amend motion and place bill on the Chief Clerk's desk.

Motion, as amended, carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Murphy moved that Assembly Substitute for Senate Joint Resolution No. 2 be adopted and ordered printed.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 180.

Amendment proposed by Lyon County Delegation: Amend section 1 of Assembly Bill No. 180 by striking out in line 5, page 1 of the

printed bill, the word "its," and inserting in lieu thereof the word "the."

Mr. Parker moved the adoption of the amendment.

Carried.

Amend further by inserting after the word "bonds" in line 5, page 1 of the printed bill, the words "of the city of Yerington."

Mr. Parker moved the adoption of the amendment.

Carried.

Further amend by adding a paragraph to follow the word "council" in line 15, page 1 of the printed bill, which said paragraph shall read as follows: "The City Council is authorized to exchange such refunding bonds for the bonds sought to be refunded thereby, and shall not be required to offer the same for sale nor to sell the same to the highest or best bidder, or to any bidder therefor."

Mr. Parker moved the adoption of the amendment.

Carried.

Remarks by Messrs. Parker and Sherwood.

Roll call on Assembly Bill No. 180:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Cline, Goodwin, Harriman, Noble, and Rochon—5.

Not voting—Mr. Speaker.

Assembly Bill No. 180, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Arnold moved that the Assembly now resolve itself into Committee of the Whole to hear Mr. Ingram and Mr. Boland regarding Assembly Bill No. 198.

Mr. Speaker appointed himself as Chairman of the Committee of the Whole.

At 4:07 p. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 4:44 p. m.

Mr. Speaker in the Chair.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Hussman (by request):

Assembly Concurrent Resolution No. 7, requesting the return of Senate Bill No. 27 from the Governor.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor be requested to return to the Assembly for correction Senate Bill No. 27.

Mr. Hussman moved the adoption of the resolution.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Internal Improvements has had Assembly Bill No. 187

under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. D. JAMESON, *Chairman.*

At 4:46 p. m. Mr. Persson moved Assembly adjourn.
Carried.

Approved: WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE FORTY-EIGHTH DAY

CARSON CITY (Saturday), March 9, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Monsignor H. J. Wientjes.

Mr. Fogliani moved that reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make any necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on State Institutions has had Assembly Bill No. 203 under consideration, and begs leave to report the same with a substitute therefor, with a recommendation that the substitute be adopted.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 156 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. L. NOBLE, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 41 under consideration, and begs leave to report the same with amendments thereto, with the recommendation that the amendments be adopted and the bill be passed, as amended. Amend as follows:

Amend section 1 of Senate Bill No. 41 by inserting a comma after the word "Governor" in line 24, page 2 of the printed bill, and the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Insert a comma after the word "Governor" in line 2, page 3 of the printed bill, and insert the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Insert after the comma following the word "Governor" in line 4, page 4 of the printed bill, the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Strike out the word "and" after the word "Governor" in line 7, page 4 of the printed bill, place in lieu thereof a comma, and in the same line after the word "Treasurer" add the following: "State Controller, two of whom shall constitute a majority." Insert after the comma following the word "Governor" in line 18, page 4 of the printed bill, the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Strike out after the word "and" in line 25, page 4 of the printed bill, the character and word "/or." Insert after the comma following the word "Governor" in line 15, page 5 of the printed bill, the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Insert after the comma following the word "Governor" in line 18, page 5 of the printed bill, the following: "State Treasurer and State Controller, two of whom shall constitute a majority." Insert after the comma following the word "Governor" in line 22, page 5 of the printed bill, the following: "State Treasurer and State Controller, two of

whom shall constitute a majority." Insert after the comma following the word "Governor" in line 3, page 6 of the printed bill, the following: "State Treasurer and State Controller, two of whom shall constitute a majority."

Also, Assembly Bills Nos. 166 and 213 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Labor has had Assembly Bills Nos. 179 and 225 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman*.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 222, 223, 231, and 232, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 53 under consideration, and begs leave to report the same with a substitute therefor, with a recommendation that the substitute be adopted.

R. J. NEWTON, *Chairman*.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Substitute for Assembly Bill No. 53—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide a general highway law for the State of Nevada,' approved March 23, 1917, as amended January 26, 1928," approved March 16, 1929.

By Committee on State Institutions:

Assembly Substitute for Assembly Bill No. 203—An Act to amend an Act entitled "An Act to provide a water law for the State of Nevada; providing a system of State control; creating the office of the State Engineer and other offices connected with the appropriation, distribution and use of water, prescribing the duties and powers of the State Engineer and other officers and fixing their compensation; prescribing the duties of water users and providing penalties for failure to perform such duties; providing for the appointment of Water Commissioners, defining their duties and fixing their compensation; providing for a fee system, for the certification of records, and an official seal for the State Engineer's office; providing for an appropriation to carry out the provisions of this Act; and other matters properly connected therewith, and to repeal all Acts and parts of Acts in conflict with this Act; repealing an Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer, and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907; also repealing an Act amendatory of a certain Act entitled 'An Act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide

for the appointment of a State Engineer and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of Water Commissioners and defining their duties, approved February 26, 1907, and to provide a fee system for the certification of the records of, and an official seal for the State Engineer's office and other matters relating thereto,' approved February 20, 1909;" approved March 22, 1913, and repealing certain sections of said Act, and other matters relating thereto.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved Assembly Bill No. 65 be withdrawn from Committee on Judiciary and placed with Committee on Banks and Banking.
Carried.

Mr. Noble moved all rules be suspended, and Assembly Substitute for Assembly Bill No. 53 be adopted and ordered printed.
Carried.

Mr. Cooper moved Assembly Substitute for Assembly Bill No. 203 be adopted and ordered printed.
Carried.

Mr. Arnold moved that Assembly Bill No. 144 be rereferred to Committee on Elections.
Motion carried by rising vote.

Mr. Persson moved Assembly Bill No. 183 be indefinitely postponed.
Carried.

Mr. Persson moved Assembly Bill No. 157 be indefinitely postponed.
Motion lost by rising vote.

INTRODUCTION AND FIRST READING

Mr. Cline was granted permission to introduce a bill Monday relative to motor vehicles and police.

Mr. Cline moved Mr. Speaker appoint select committee of five members to take under consideration bill on motor vehicles and police.
Carried.

By Mr. Boak :

Assembly Bill No. 241—An Act to amend the title of, and to amend an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attachés of the State Government of Nevada," approved February 21, 1881, as amended.

Mr. Boak moved rules be suspended, Assembly Bill No. 241 be considered an emergency measure under the Constitution, considered engrossed, and placed on general file for third reading and final passage.
Carried.

By Messrs. Riddell, Glaser, and Bellinger :

Assembly Bill No. 242—An Act relating to the employment of school teachers in the public schools of this State.

Mr. Riddell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

By Mr. Henrichs:

Assembly Bill No. 243—An Act to transfer to Lyon County the title to all lands in that portion of Lyon County ceded from Mineral County, and owned by Mineral County by reason of tax delinquencies on said lands, and to keep clear the title thereto.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Counties and County Boundaries.

Carried.

By Mr. Henrichs:

Assembly Bill No. 244—An Act to amend an Act entitled "An Act to provide for cooperative agricultural and home economics extension work in the several counties in accordance with the Smith-Lever Act of Congress, approved May 8, 1914; providing for the organization of County Farm Bureaus; for county and State cooperation in support of such work; making an annual appropriation therefor, levying a tax and for other purposes," approved April 1, 1919, as amended.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 181.

Amendment proposed by Lyon County Delegation: Strike out after the period after the figure "4" the entire section, and insert in lieu thereof: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Add a new section to be known as section 5, to read as follows: "Sec. 5. This Act shall become effective immediately after its passage and approval."

Mr. Parker moved adoption of amendment.

Carried.

Remarks by Messrs. Parker and Hopkins.

Roll call on Assembly Bill No. 181:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Cline, Conwell, Horgan, and Persson—4.

Not voting—Mr. Speaker.

Assembly Bill No. 181, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 241.

Remarks by Messrs. Goodwin, Perry, Oldham, and Boak.

Amendment proposed by Mr. Boak: Page 1, line 22 of the type-written bill, insert the word "usable" after the word "shortest."

Mr. Boak moved the adoption of the amendment.

Carried.

Remarks by Messrs. Arnold, Hopkins, Oldham, and Boak.

Mr. Oldham moved Assembly Bill No. 241 be printed before being voted on.

Carried.

Assembly Bill No. 182.

Remarks by Messrs. Parker and Henrichs.

Roll call on Assembly Bill No. 182:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Russell, Shetty, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Phillips and Rochon—2.

Not voting—Mr. Speaker.

Assembly Bill No. 182 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 50.

Mr. Parker moved adoption of amendment to section 1.

Carried.

Remarks by Mr. Hopkins.

Mr. Hussman moved Senate Bill No. 50 be placed at the bottom of the file.

Carried.

Senate Bill No. 52.

Mr. Boak moved that the Assembly now resolve itself into Committee of the Whole for consideration of Senate Bill No. 52.

Carried.

Mr. Speaker appointed Mr. Oldham as Chairman of the Committee of the Whole.

At 11:20 a. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 11:37 a. m.

Mr. Speaker in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of the Whole has had Senate Bill No. 52 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN W. OLDHAM, *Chairman.*

Mr. Oldham moved the adoption of the report.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Horgan :

Assembly Bill No. 245—An Act providing for the removal and destruction of old and obsolete State papers, books, pamphlets, documents and other old and obsolete property.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 52.

Roll call on Senate Bill No. 52 :

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, and Young—27.

NAYS—Fogliani, Glaser, Newton, Persson, Stewart, and Wines—6.

Absent—Arnold, Cline, and Rochon—3.

Not voting—Gray, Perry, Shelly, and Mr. Speaker—4.

Assembly Bill No. 52 having received a constitutional majority, Mr. Speaker declared it passed.

PRESENTATION OF PETITIONS

SAN ANDREAS, CALIFORNIA, March 6, 1935.

Legislature of Nevada.

DEAR SIRs: Notice a bill has been introduced by Senator Sadler of Eureka County to give Fred Barteon \$780 for having sunk the first artesian well in Eureka County. I strongly protest that being done, if the bill is passed, as we sank an artesian well 450 feet, 14 years ago on the Winzell or J. D. Ranch in Eureka County, it still flows as much as ever, and is piped into the house for use; so if a bonus is offered I feel that we are the ones entitled to same.

KATE WINZELL COCKRILL.

F. J. WINZELL.

RENO, NEVADA, March 7, 1935.

Mr. John Bernard Foy and Mr. Fred Phillips, Carson City, Nevada.

DEAR SIRs: We, the undersigned, would appreciate it if you would read this letter to the Legislature.

The dental profession of the State of Nevada is opposed to any occupational tax, insofar as it affects the dental profession, for the following reasons:

We are now paying an occupational tax to the city of Reno.

The income of the average dentist has been cut fifty to sixty percent.

It costs us more to practice our profession than it did two or three years ago. We are also doing a considerable amount of charity work at our own expense.

We feel that, as a profession, we have about all the financial burden we can bear.

Very respectfully,

P. H. PHILLIPS,

President Nevada State Dental Association.

HAROLD CAFFERATA,

Secretary Nevada State Dental Association.

GEO. A. ROSS,

President Washoe County Dental Association.

We, the undersigned members of the Board of Management of Nevada Sagebrush Chapter, National Society Daughters of the American Revolution.

enthusiastically endorse Assembly Bill No. 101, introduced by Mrs. Wines, appropriating \$15,000 for the Nevada State Museum to be housed in the Nevada State Building.

MARCIA R. BOYNE (MRS. ELMER M.), *Regent*.
 EMELINE MACK (MRS. O. H.), *Vice Regent*.
 IDA A. DOUGLAS (MRS. THURLOW), *Recording Secretary*.
 EDITH F. SEARS (MRS. G. W.), *Treasurer*.
 JUNE I. GARDINER (MRS. W. W.), *Registrar*.
 ALLICE B. ADDENBROOKE (MRS. B. R.), *Historian*.
 PRUDENCE H. GOULD (MRS. W. E.), *Chaplain pro tem*.
 LUCIA M. DEVORE (MRS. G. G.), *State Regent*.

Mr. Persson moved petition from Board of Management of Nevada Sagebrush Chapter, National Society Daughters of the American Revolution, be referred to Committee on State Institutions.

Carried.

At 11:59 a. m. Mr. Persson moved Assembly recess until 1:15 p. m.

Carried.

HOUSE IN SESSION

At 1:23 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 3, 70, 113, and Assembly Joint Resolution No. 6, with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman*.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 219, 226, 228, 229, 230, 233, 234, 235, and 236, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

PRESENTATION OF PETITIONS

March 5, 1935.

HON. RICHARD KIRMAN, *Governor of Nevada, Carson City, Nevada*.

DEAR DICK: In the past there has been an effort on the part of the United States Geological Survey, and to a lesser degree of the United States Bureau of Mines, to force the Legislature to make what is known as cooperative appropriations before matching with Federal funds.

I strongly disapprove of this practice, and wish it distinctly understood that the \$10,000 Geological Survey appropriation for Comstock Lode investigations, and also the geophysical appropriation which I inserted in the Interior Appropriation Bill just passed by the House, require no State cooperative appropriations.

With kind regards, I am

Very truly yours,

J. G. SCRUGHAM.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Oldham:

Assembly Concurrent Resolution No. 8, conveying thanks to the Lions Club of Carson City, Nevada, for courtesies extended to the members of the Legislature.

WHEREAS. The Lions Club of the City of Carson very courteously and kindly

extended to the members of the Legislature of the State of Nevada an invitation to an entertainment and banquet on Thursday evening, March 7, 1935; and

WHEREAS, The entertainment was of a very high and pleasing nature, and the banquet accompanying the same was so ample and complete as to leave a lasting recollection of pleasure; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That we do hereby express and convey to the members of the Lions Club of Carson City, Nevada, our sincere thanks and appreciation for the very fine entertainment and banquet; and be it further

Resolved. That a properly certified copy of this resolution be transmitted to the Secretary of the Lions Club of Carson City, Nevada.

Mr. Oldham moved the adoption of the resolution.

Carried.

Mr. Renfro requested that his name be withdrawn from Assembly Bills Nos. 196, 197, and 237.

Request granted.

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 236—An Act to amend the title of and to amend an Act entitled "An Act declaring the purpose and policy of the Legislature relative to use of the public highways of the State in the carrying of persons and property thereon in motor vehicles, defining such vehicles and public highways, providing for the licensing of certain carriers thereon by the Public Service Commission of Nevada, and providing and defining its duties in relation thereto, providing license fees for the operation of motor vehicles in carrier service for hire and other service on the public highways of the State, providing liability insurance in certain cases, providing for an official inspector and salary and allowances therefor, providing penalties for the violation hereof and other civil actions for the recovery of license fees herein, providing for the weighing of motor vehicles for license purposes by public weighmasters, and repealing all Acts and parts of Acts and certain Acts of the Legislature in conflict herewith; and other matters properly connected therewith," approved March 23, 1933.

Mr. Murphy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Mr. Speaker appointed Messrs. Parker, Lauritzen, Noble, Cline, and Oldham as Special Committee of Motor Vehicle Department.

GENERAL FILE AND THIRD READING

Senate Bill No. 55.

Remarks by Messrs. Perry and Henrichs.

Roll call on Senate Bill No. 55:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Renfro.

Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.
 NAYS—None.
 Absent—Arnold, Grier, Horgan, Oldham, Phillips, and Rochon—6.
 Not voting—Mr. Speaker.

Senate Bill No. 55 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 141.
 Remarks by Mr. Perry.

Roll call on Assembly Bill No. 141:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Harriman, Henrichs, Hopkins, Hussman, Jameson, Murphy, Newton, Noble, Parker, Persson, Phillips, Renfro, and Young—22.

NAYS—Goodwin, Lattin, Lauritzen, Oldham, Perry, Reynolds, Riddell, Russell, Shelly, and Sherwood—10.
 Absent—Grier, Horgan, and Rochon—3.
 Not voting—Boak, Gray, Stewart, Wines, and Mr. Speaker—5.

Assembly Bill No. 141 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 86.

Amendment to section 5 proposed by Mr. Fogliani: Amend section 5 of Assembly Bill No. 86 by striking out on page 10 all of lines 17, 18, and 19.

Mr. Fogliani moved adoption of amendment to section 5.

Remarks by Messrs. Cline, Fogliani, Jameson, Perry, Oldham, Bellinger, Stewart, and Murphy.

Rising vote on amendment.
 Amendment lost.

Amendments proposed by Committee on Building and Construction: Amend Assembly Bill No. 86, section 5, page 9 of the printed bill, by striking out in lines 16 and 18 the word "ten" and inserting in lieu thereof, in each instance, the word "twenty."

Mr. Jameson moved the adoption of the amendment.
 Carried.

Amend section 8 by inserting after the word "work" in line 24, page 11 of the printed bill, the words "or any underground work."

Mr. Jameson moved the adoption of the amendment.
 Carried.

Amend section 9 by striking out at the beginning of line 8, page 14 of the printed bill, the word "with" and inserting in lieu thereof the word "within."

Mr. Jameson moved the adoption of the amendment.
 Carried.

Remarks by Messrs. Jameson, Perry, Sherwood, Fogliani, Oldham, Lattin, Cline, and Hussman.

Amendment proposed by Mr. Hopkins: Amend Assembly Bill No. 86 by striking the words "so as" whenever they occur in the second line of sections 2, 3, 4, 5, and 7.

Mr. Hopkins moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 86:

YEAS—Anker, Boak, Clark, Cline, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Murphy, Noble, Parker, Persson, Renfro, Riddell, Rochon, Russell, and Shelly—21.

NAYS—Arnold, Bellinger, Cooper, Fogliani, Glaser, Grier, Hopkins, Oldham, Perry, Sherwood, Stewart, and Young—12.

Absent—Phillips.

Not voting—Conwell, Lauritzen, Newton, Reynolds, Wines, and Mr. Speaker—6.

Assembly Bill No. 86, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 19.

Amendment proposed by Committee on Corporations and Railroads: Amend section 1 of Assembly Bill No. 19 by striking out the following words in lines 13, 14, 15, 16, and 17: "*and provided further*, that no railway shall be required to haul such disabled equipment a greater distance for repairs at a point within the State of Nevada than would be necessary to reach their repair shop in another State."

Mr. Sherwood moved the adoption of the amendment.

Carried.

Remarks by Messrs. Shelly, Cooper, and Perry.

Mr. Lattin moved for the previous question.

Carried.

Roll call on Assembly Bill No. 19:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cline, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Boak.

Absent—Phillips.

Not voting—Goodwin, Horgan, and Mr. Speaker—3.

Assembly Bill No. 19, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 96.

Remarks by Mr. Newton.

Roll call on Assembly Bill No. 96:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Jameson, Lattin, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Harriman, Hussman, Lauritzen, Phillips, Riddell, and Rochon—6.

Not voting—Mr. Speaker.

Assembly Bill No. 96 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Hussman moved adoption of preamble to Assembly Bill No. 96.

Carried.

Mr. Conwell moved Assembly Bill No. 157 be placed on general file for Monday, March 11, 1935.

Carried.

Assembly Bill No. 152.

Remarks by Messrs. Stewart, Horgan, and Russell.

Mr. Horgan moved Assembly Bill No. 152 be postponed until the next legislative day.

Carried.

Assembly Bill No. 167.

Remarks by Mr. Fogliani.

Mr. Persson moved Assembly Bill No. 167 be rereferred to committee for correction.

Carried.

Mr. Oldham, Speaker pro tem, in the Chair.

Assembly Bill No. 187.

Remarks by Messrs. Jameson, Cooper, Henrichs, and Persson.

Mr. Lattin moved previous question.

Motion lost.

Remarks by Messrs. Stewart, Fogliani, Perry, Hussman, and Harriman.

Mr. Russell moved Assembly Bill No. 187 be rereferred to committee.

Carried.

Assembly Bill No. 193.

Mr. Hussman moved that inasmuch as bill carries an appropriation, rules be suspended, and Assembly do now resolve itself into a Committee of the Whole.

Mr. Lattin moved Assembly Bill No. 193 be tabled indefinitely.

Carried.

Assembly Bill No. 204.

Remarks by Mr. Sherwood.

Roll call on Assembly Bill No. 204:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Conwell and Phillips—2.

Not voting—Mr. Speaker.

Assembly Bill No. 204 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 218.

Mr. Sherwood moved adoption of amendment to section 1.

Carried.

Remarks by Messrs. Sherwood, Bellinger, Russell, Boak, Hopkins, and Kennett.

Roll call on Assembly Bill No. 218 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Conwell and Phillips—2.

Not voting—Mr. Speaker.

Assembly Bill No. 218, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Sherwood moved adoption of amendment to title of Assembly Bill No. 218.

Carried.

Speaker Kennett in the Chair.

Senate Bill No. 44.

Mr. Oldham moved that inasmuch as bill is improperly drawn, it be rereferred to Committee on Corporations and Railroads for correction, and same be ordered reprinted, as amended.

Carried.

Senate Bill No. 50.

Amendment proposed by Committee on Livestock: Amend section 1 of Senate Bill No. 50 by striking out after the word "the" in line 5, page 1 of the printed bill, all the remainder of said section 1, and insert in lieu thereof the following: "various boards of County Commissioners shall at the time of the annual levy of taxes, levy the rate of tax requested by the board, not to exceed four (4) mills on the dollar per annum, on all cattle, horses, hogs and other livestock under the jurisdiction of the board, assessed in their respective counties, according to the assessed valuation of same, the said tax to be collected as other taxes, and paid to the State Treasurer, who shall keep the same in a separate fund to be known as the Stock Inspection Fund.

"The board may, with the approval of those legally charged with the responsibility of investing other State funds, invest or deposit any surplus or reserve money accumulating in the Stock Inspection Fund in a manner legally approved for the deposit or investment of other State funds, all income arising from such deposit or investment to be collected by the State Treasurer and deposited in the Stock Inspection Fund."

Further amend by adding a new section to be known as section 5, and which said section shall read as follows: "SEC. 5. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

Mr. Hussman moved the adoption of the amendment.

Remarks by Messrs. Hopkins and Hussman.

Carried.

Remarks by Messrs. Cooper, Noble, Stewart, Perry, Lattin, and Harriman.

Mr. Russell moved previous question.

Carried.

Roll call on Senate Bill No. 50:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Cooper, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—34.

NAYS—Fogliani and Perry—2.

Absent—Conwell and Phillips—2.

Not voting—Stewart and Mr. Speaker—2.

Senate Bill No. 50, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Shelly gave notice that on the next legislative day he would ask for a reconsideration of the Assembly's action on Assembly Bill No. 86.

INTRODUCTION AND FIRST READING

By Committee on Judiciary:

Assembly Bill No. 247—An Act to amend an Act entitled "An Act authorizing County Treasurers to place county funds in bank, on open account, under certain restriction," approved March 12, 1885.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Mr. Persson moved that the Assembly adjourn until Monday, March 11, 1935, at 10 a. m.

Carried.

Assembly adjourned at 4:25 p. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTIETH DAY

CARSON CITY (Monday), March 11, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

RENO, NEVADA, March 11, 1935.

Mr. Speaker and Members of the Assembly.

The four railroad transportation brotherhoods of Sparks will give a dance in honor of Governor Richard Kirman and the personnel of the Thirty-seventh Session of the Nevada State Legislature at Tony's Spanish Ballroom in Reno, Nevada, on Thursday evening, March 14, 1935.

C. B. HUYCK, VAN SANTONGUE,
W. C. HUGHES, O. D. JEPSON.

Committee.

STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, March 11, 1935.

HON. WILLIAM KENNETT, *Speaker of the Assembly, Carson City, Nevada.*

DEAR SIR: This will advise you officially that 9:18 a. m. this date, His Excellency, Richard Kirman, Governor, signed Senate Bill No. 4, and the same has been deposited with the Secretary of State. I am

Cordially yours,

J. H. WHITE,
Secretary to Governor.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 237, 238, 239, 240, and Assembly Substitute for Senate Joint Resolution No. 2, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

MAJORITY REPORT

Mr. Speaker:

Your Committee on Mines and Mining has had Assembly Joint Resolution No. 12 and Assembly Substitute for Assembly Joint Resolution No. 12 under consideration, and begs leave to report favorably on Assembly Joint Resolution No. 12, with recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

MINORITY REPORT

Mr. Speaker:

The minority of your Committee on Mines and Mining has had Assembly

Joint Resolution No. 12 and Assembly Substitute for Assembly Joint Resolution No. 12 under consideration, and begs leave to report favorably on Assembly Substitute for Assembly Joint Resolution No. 12, with the recommendation that it do pass.

C. C. BOAK, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 202 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Public Morals has had Assembly Bill No. 233 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOE ROCHON, JR., *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 145, 231, and 234 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

R. J. NEWTON, *Chairman.*

SPECIAL REPORT OF COMMITTEE ON WAYS AND MEANS

Mr. Speaker:

Your Committee on Ways and Means has had under consideration Assembly Bill No. 219, and begs leave to make this special report thereon, without further recommendation.

In section 1 the persons who are to constitute the board are not designated sufficiently to enable the Governor to make proper appointments; neither is the number of persons constituting said board designated.

In section 3 there is an attempt to have the Board of County Commissioners provide funds to meet the requirements of the Act, but this provision does not specify the manner nor give any definite directions to the County Commissioners as to the manner in which such provision shall be made, and inasmuch as County Commissioners are strictly ministerial officers, we feel that they would be unable to carry out the provisions of this section.

In section 4 there is provision for an appropriation of twenty thousand (\$20,000) from the State Treasury which is intended to constitute one half of the amount required for the Act, but it does not specify by what process the County Commissioners may provide the other fifty (50%) percent, nor any provision for any succeeding year.

By the terms of section 5, the commission and the board are given authority to make rules and regulations necessary to carry out the provisions of this Act, but we know of no provision of law that would authorize them to determine the system of assessment necessary to raise the other fifty (50%) percent of funds.

Inasmuch as there are now State laws requiring the counties to take care of their indigent population, many of whom are within the age limits of the provisions of said Act, there would seem to be a duplication in this respect.

We are further advised by the opinion of the Governor's legal advisor, as published in the press, that there is a serious question as to the constitutionality of any Act attempting to provide an old-age pension without an amendment to our Constitution.

R. J. NEWTON, *Chairman.*

Mr. Newton moved that the special report of the Ways and Means Committee on Assembly Bill No. 219 be printed in a sufficient number to cover the mailing list, and copies be sent to all those on said list.

Carried.

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 167 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 18, 30, 46, 59, and 190.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 81, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Senate Bill No. 82, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 83, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 84, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 85, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 86, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 91, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 91, which passed: Yeas, 17; nays, none.

Also, Senate Joint Resolution No. 8, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Strike out on page 1, line 2, the words "the Governor concurring."

Also, to return Assembly Bill No. 142, which passed: Yeas, 17; nays, none.

Also, to present for your consideration Senate Bill No. 46, which passed, as amended: Yeas, 17; nays, none. Amend as follows: On page 3, line 3, add the letter "s" to the word "reside." On page 5, lines 4 and 5, strike out the following: "if bona fide a resident or residents of this State." On page 5, strike lines 19 and 20 and substitute for line 19 the following: "Eighth—The public administrator." Substitute for line 20 the following: "Ninth—The creditors." Page 3, section 3, strike in lines 10, 11, and 12 "and to be respectively sections 9619a, 9619b, 9619c, 9619d, 9619e, 9619f N. C. L. 1929, and to read as follows," and strike the comma after the word "thereof" and place a period in lieu thereof.

Amend the title of Senate Bill No. 46 as follows: Strike out in lines 3 and 4 of said title, after the figures "1897," the words and figures "being, respectively, sections 9617, 9618, 9627, 9637, 9638, and 9641 N. C. L. 1929," and strike out the last two lines of said title. Strike out comma after the word "thereof" at end of line 5 of title, and insert a period in lieu thereof.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved Assembly Bill No. 234 be rereferred to committee for further consideration.

Carried.

Mr. Horgan moved Assembly Bill No. 152 be rereferred to Committee on Education.

Carried.

Mr. Goodwin asked that the bills now up for passage and reported by the Washoe County Delegation be returned to that delegation.

By Lincoln County Delegation:

Assembly Concurrent Resolution No. 9, proposing the printing of a certain document designated as the "Lincoln County Flood Control Project," as a State document.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That that certain document prepared by the United States Department of Agriculture, Forest Service of Nevada National Forest, an exhaustive Study and Report on National Forest Matters Within the State of Nevada, important from a historical and engineering point of view, and containing valuable information, be printed as a State document; and be it further

Resolved. That the Committee on Printing be required to have printed for the purposes of the Legislature, and for such general distribution as may be hereafter directed, five hundred (500) copies thereof, one hundred (100) copies thereof to be delivered to and distributed by the Forest Supervisor of the Nevada National Forest.

Mr. Fogliani moved the adoption of the resolution.

Carried.

By Mr. Hussman:

Assembly Concurrent Resolution No. 10, requesting the Governor to return Assembly Bill No. 30 to the Assembly for further consideration.

WHEREAS, It has been discovered that Assembly Bill No. 30 would have an effect that was not intended; and

WHEREAS, Said bill in its present form would be in conflict with other laws of the State of Nevada; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return to the Assembly, Assembly Bill No. 30 for further consideration.

Mr. Hussman moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING

By Messrs. Boak, Goodwin, Henrichs, Horgan, Hussman, Jameson, and Renfro:

Assembly Bill No. 248—An Act to amend an Act entitled "An Act to promote the public safety and the safety of travelers upon railroads and the safety of railroad employees by limiting the number of cars that may be operated in trains operated on railroads in the State of Nevada; providing a penalty for the violation thereof and for the recovery of such penalty by suit; providing certain exceptions in the Act; and other matters properly connected therewith," approved March 11, 1935.

Mr. Boak moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Carried.

By Mr. Cooper:

Assembly Bill No. 249—An Act defining sales demonstrators, providing a license therefor and other matters relating thereto.

Mr. Cooper moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 81.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 82.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 83.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 84.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 85.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 86.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 91.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 113.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln County Delegation.

Carried.

Senate Joint Resolution No. 8.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 156.

Mr. Henrichs moved that Assembly Bill No. 156 be rereferred to committee.

Carried.

Assembly Bill No. 157.

Amendment to section 1 proposed by Mr. Lattin: Amend section 1 of Assembly Bill No. 157 by striking the word "ten" on page 1, line 5 of the printed bill, and inserting in lieu thereof the word "twenty."

Remarks by Mrs. Wines and Mr. Lattin.

Mr. Fogliani moved that the amendment be tabled.

Carried.

Remarks by Mr. Persson.

Mr. Oldham moved the Assembly recess until 1:30 p. m.

Motion lost.

Mr. Speaker declared the Assembly at ease until 11:30 a. m.

At ease at 11:10 a. m.

HOUSE IN SESSION

At 11:30 a. m.

Quorum present.

Mr. Speaker announced he was ready to rule on motion to table amendment to Assembly Bill No. 157.

Ruling: Amendment carries entire bill to the table.

Mrs. Wines moved Assembly Bill No. 157 be raised from the table.

Seconded by Mr. Perry.

Motion lost.

Assembly Bill No. 166.

Remarks by Messrs. Conwell and Horgan.

Roll call on Assembly Bill No. 166:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Arnold.

Not voting—Harriman, Perry, and Mr. Speaker—3.

Assembly Bill No. 166 having received a constitutional majority, Mr. Speaker declared it passed.

Remarks regarding Assembly Bill No. 157 by Messrs. Stewart and Hussman.

Mr. Stewart gave notice that he would introduce a bill relative to school elections.

Assembly Bill No. 179.

Remarks by Messrs. Arnold, Perry, Russell, Sherwood, and Cooper.

Mr. Russell moved Assembly recess for a few minutes.

Mr. Persson moved to amend to recess until 2 p. m.

Motion, as amended, carried.

Assembly recessed at 11:51 a. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 103 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Add a new section to be known as section 4a, to read as follows: "SEC. 4A. Employment of casual employees shall be exempted from the provisions of this Act. The term 'casual employee' shall be construed to mean a person employed occasionally, irregularly, or incidentally, and not in a stated or regular employment, and for a period not to exceed sixteen (16) working hours." Strike out in lines 27 and 28, page 9, all words within the brackets.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bills Nos. 199 and 200 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 191, and reports the same with an amendment thereto, with the recommendation the amendment be adopted and the bill passed, as amended. Amend as follows: Insert after the word "and" at the end of line 20, page 4 of the printed bill, a comma and the words "with the approval of the Highway Commission."

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Corporations and Railroads has had Assembly Bill No. 154 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 2 of Assembly Bill No. 154 by striking out after the period following the figure "2" in line 16, page 2, the remainder of the section, and insert in lieu thereof the following:

"Section 3 of the above-entitled Act, being section 1846 N. C. L. 1929, is hereby amended to read as follows:

"Sec. 3. Any corporation coming within the provisions of this Act who shall neglect or refuse to publish a statement as required by section 1 of this Act, or fails to file a copy of said published statement with the several Assessors of the State as required by section two (2) of this Act, shall be liable to a penalty of one hundred dollars (\$100) for each month that the statement remains unfiled or unpublished."

Further amend by striking out the figure "2," page 2, line 16, after the word "Section," and insert in lieu thereof the figure "3." Strike out the figure "3" following the word "Section" in line 18, page 2 of the printed bill, and insert in lieu thereof the figure "4."

JOHN M. SHERWOOD, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 7, which was this day adopted.

Also, Assembly Concurrent Resolution No. 8, which was this day adopted.

Also, Assembly Concurrent Resolution No. 10, which was this day adopted.

Also, to present for the consideration of your honorable body Senate Concurrent Resolution No. 6, which was this day adopted.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Senate Concurrent Resolution No. 6.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Roads and Highways.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 179.

Amendment proposed by Mr. Perry: Amend section 1 of Assembly Bill No. 179 by inserting after the word "employment," page 1, line 7, the clause "except in cases where lives or property would be endangered by lack of such supervision."

Mr. Perry moved adoption of amendment.

Remarks by Messrs. Perry, Sherwood, Arnold, and Conwell.

Roll call on adoption of amendment requested by Messrs. Arnold, Sherwood and Cline:

YEAS—Boak, Horgan, Hussman, Jameson, Lattin, Perry, Renfro, Riddell, Shelly, Stewart, and Young—11.

NAYS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Hopkins, Murphy, Newton, Noble, Oldham, Parker, Persson, Reynolds, Rochon, Sherwood, and Wines—20.

Absent—Harriman and Heinrichs—2.

Not voting—Anker, Goodwin, Grier, Lauritzen, Phillips, Russell, and Mr. Speaker—7.

Motion on adoption of amendment lost.

Amendment proposed by Mr. Russell: Amend section 1 of Assembly Bill No. 179 by striking out the period at the end of line 10, page 1 of the printed bill, insert in lieu thereof a semicolon and the following: "*provided*, that nothing in this Act shall be held to apply to any teacher employed in the public schools of this State."

Mr. Russell moved the adoption of the amendment.

Remarks by Mr. Russell.

Carried.

Amendment proposed by Mr. Arnold: Amend Assembly Bill No. 179 by inserting a section after section 2, to be known as section 2½, which said section shall read as follows: "SEC. 2½. If any provision of any portion of this Act should be declared to be unconstitutional, it shall not affect any other section or portion of this Act which shall not have been declared unconstitutional, for the reason that it is the intention of the Legislature that every section, or portion of any section, contained in this Act would have been enacted independent of any section or portion of any section that may be determined to be unconstitutional or ineffective."

Mr. Arnold moved the adoption of the amendment.

Carried.

Remarks by Mr. Perry.

Roll call on Assembly Bill No. 179:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani,

Glaser, Gray, Grier, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—29.

NAYS—Boak, Goodwin, Horgan, Hussman, Jameson, Perry, and Renfro—7.

Absent—Henrichs and Phillips—2.

Not voting—Harriman and Mr. Speaker—2.

Assembly Bill No. 179, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Call of the House requested by Messrs. Clark, Persson and Newton.
Roll called.

Present: Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker.

Absent: Henrichs, who was excused due to illness.

Assembly Bill No. 213.

Remarks by Mr. Stewart.

Roll call on Assembly Bill No. 213:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Henrichs.

Not voting—Newton, Reynolds, and Mr. Speaker—3.

Assembly Bill No. 213 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Shelly moved that the Assembly do now reconsider action on Assembly Bill No. 86.

Roll call requested by Messrs. Jameson, Lattin, and Goodwin.

Roll call on motion to reconsider Assembly Bill No. 86:

YEAS—Arnold, Bellinger, Cooper, Fogliani, Glaser, Gray, Grier, Hopkins, Reynolds, Shelly, Sherwood, and Stewart—12.

NAYS—Anker, Boak, Clark, Cline, Conwell, Goodwin, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Riddell, Rochon, Russell, and Young—22.

Absent—Henrichs.

Not voting—Harriman, Newton, Perry, Wines, and Mr. Speaker—5.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 225.

Remarks by Mr. Sherwood.

Roll call on Assembly Bill No. 225:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro,

Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—34.

NAYS—Goodwin and Horgan—2.

Absent—Henrichs.

Not voting—Hussman, Wines, and Mr. Speaker—3.

Assembly Bill No. 225 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 41.

Mr. Goodwin moved separate adoption of each of the ten amendments to section 1.

Each motion was carried.

Amendment proposed by Committee on Judiciary: Amend section 1 of Senate Bill No. 41 by inserting a comma after the word "collection" in line 26, page 2.

Mr. Boak moved the adoption of the amendment.

Carried.

Remarks by Messrs. Goodwin and Arnold.

Roll call on Senate Bill No. 41:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Henrichs and Hussman—2.

Not voting—Mr. Speaker.

Senate Bill No. 41, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 101 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Irrigation has had Assembly Bills Nos. 174 and 176 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GEORGE PARKER, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 45 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend section 1 of Senate Bill No. 45, page 1, line 9, by striking the word "ten" and inserting in lieu thereof the words "seven and one half." Page 2, line 6, strike the word "ten" and insert in lieu thereof the words "seven and one half." Page 2, line 19, strike the word "ten" and substitute in lieu thereof the words "seven and one half."

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Select Committee of Lincoln County Delegation has had Senate Bill No. 113 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JACK FOGLIANI.
CLAIR STEWART.

INTRODUCTION AND FIRST READING

Senate Bill No. 46.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Messrs. Gray and Shelly:

Assembly Bill No. 250—An Act to regulate and fix the fees of the Justice of the Peace of Sparks Township, and repealing all Acts and parts of Acts in conflict herewith.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation.

Carried.

Mr. Persson moved that the Assembly adjourn until Tuesday, March 12, 1935, at 10 a. m.

Mr. Noble moved to amend to 9 a. m.

Mr. Phillips moved to amend amendment to read 9:30 a. m.

Amendment to amendment lost.

Motion, as amended, carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTY-FIRST DAY

CARSON CITY (Tuesday), March 12, 1935.

Assembly called to order at 9 a. m.

Mr. Speaker in the Chair.

Roll called.

Prayer by the Chaplain, Rev. Harry Pressfield.

All present except Mr. Henrichs, who was excused because of illness by a vote of the House.

Mr. Hopkins moved the reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

Given to Mr. Boak by Justice of the Supreme Court Coleman with suggestion that same be read to the Assembly:

ILLINOIS APPELLATE COURT
CHAMBERS OF PRESIDING JUSTICE O'CONNOR

CHICAGO, January 31, 1935.

HON. CARTER GLASS, *United States Senator, Senate Office Building, Washington, D. C.*

MY DEAR SENATOR GLASS: This morning one of our daily papers has an item where it is said that you condemn the use of the freakish, confusing fad, "and/or." The news item quotes you as saying, "I think I'll introduce a bill to make it a penal offense for a lawyer to write an 'and/or.'"

I want to congratulate you, as do the other Judges of this Court, on the stand you take. For the past four or five years this Court has written a number of opinions condemning the use of this confusing fad, in one of which we quote from Hon. John W. Davis, Hon. George W. Wickersham, Mr. Frederick A. Scott, Statute Revision Commissioner of Connecticut, and others, who take a position similar to the position you have taken. Commissioner Scott states that he has succeeded in preventing the use of "and/or" in any public Act, although he has found it increasingly difficult to do so. The above opinion is reported in the case of *Tarjan v. National Surety Co.* (268 Ill. App. 332). A few opinions written by Courts of Review have quoted what we have said, with approval, in one of which the Supreme Court of Utah held that the use of "and/or" in a judgment rendered it so uncertain and indefinite that the judgment could not stand. (*Putnam v. Industrial Comm.* 80 Utah, 187.)

In the case above mentioned, decided by this Court, we quote from what Hon. John W. Davis said, the following: "It is a bastard sired by indolence (he by Ignorance) out of Dubiety. Against such let all honest men protest."

The corporation counsel of Chicago advised me that upon reading one of our opinions he issued an order that this fad should not be used by anyone connected with his office, and the Attorney-General of this State has taken a similar stand.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 229 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 243, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception that figures in line 3, page 2, should be "1933," instead of "1913," and the word "property" in line 2, page 2, is incorrectly spelled.

Also, that bound copies of Substitute for Assembly Bill No. 203 and Assembly Bill No. 241, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Hopkins moved Chief Clerk be authorized to make corrections.
Carried.

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 198 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved that special order for this afternoon on Assembly Bill No. 25 be vacated and same made special order for Thursday at 2:15 p. m.

Carried.

Mr. Oldham moved Assembly Bill No. 203 be placed on bottom of the general file for today.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Sherwood:

Assembly Bill No. 251—An Act to amend an Act entitled "An Act relating to the protection and health of employees and providing penalties for the violation of its provisions, and other matters relating thereto," approved April 1, 1919.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Messrs. Gray, Shelly, and Fogliani:

Assembly Bill No. 252—An Act to be known as the "Usury Law," relating to the rate of interest which may be charged for the loan or forbearance of money, goods or things in action, or on actions after demand, or on judgments, providing penalties for the violation of provisions hereof, and repealing all Acts and parts of Acts in conflict herewith.

Mr. Gray moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that Assembly

Bill No. 45, having failed to receive a constitutional majority, was declared lost.

Also, to return Assembly Bill No. 151, which passed, as amended: Yeas, 15; nays, 1; absent, 1. Amend as follows: Page 1, line 4, after the word "any" insert the word "lawful."

Also, Assembly Bill No. 108, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 127, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Strike on page 2, line 26, the words "any and all reasonable times," and substitute therefor the words "stated intervals designated by the Secretary of the State Board of Health." Insert after the period, line 32, page 2, the following sentence: "The results of such inspection to be reported to the Secretary of the State Board of Health within seven days following said inspection."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Horgan moved the Assembly concur in the amendment of the Senate to Assembly Bill No. 151.

Carried.

Mr. Shelly moved the Assembly concur in the amendment of the Senate to Assembly Bill No. 127.

GENERAL FILE AND THIRD READING

Assembly Bill No. 103.

Mr. Sherwood moved the adoption of the amendment to section 4.

Remarks by Mr. Sherwood.

Carried.

Mr. Sherwood moved the adoption of the amendment to section 8.

Remarks by Mr. Sherwood.

Carried.

Remarks by Messrs. Sherwood, Cline, Perry, Boak, Cooper, and Russell.

Mr. Cline moved Assembly Bill No. 103 be indefinitely postponed.

Motion lost.

Mr. Jameson moved Assembly Bill No. 103 be placed on bottom of the file.

Remarks by Mr. Sherwood.

Mr. Russell moved to amend motion, and that bill be made a special order of business for Friday, March 15, at 2:15 p. m.

Motion, as amended, carried.

Assembly Bill No. 145.

Remarks by Messrs. Hussman, Goodwin, Parker, Hopkins, Conwell, Perry, Oldham, and Cooper.

Mr. Phillips moved the previous question.

Carried.

Roll call on Assembly Bill No. 145:

YEAS—Boak, Gray, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Renfro, Reynolds, Riddell, Russell, Shelly, and Wines—14.

NAYS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Hopkins, Murphy, Oldham, Parker, Perry, Phillips, Rochon, Sherwood, and Stewart—21.

Absent—Henrichs and Lattin—2.

Not voting—Persson, Young, and Mr. Speaker—3.

Assembly Bill No. 145 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 154.

Mr. Sherwood moved the adoption of the amendment to section 2.

Remarks by Mr. Sherwood.

Carried.

Roll call on Assembly Bill No. 154:

YEAS—Arnold, Bellinger, Clark, Conwell, Cooper, Gray, Grier, Harriman, Hopkins, Lattin, Lauritzen, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Russell, Shelly, Sherwood, Stewart, Wines, and Young—25.

NAYS—Glaser and Renfro—2.

Absent—Fogliani, Henrichs, and Rochon—3.

Not voting—Anker, Boak, Cline, Goodwin, Horgan, Hussman, Jameson, Murphy, Riddell, and Mr. Speaker—10.

Assembly Bill No. 154, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 167.

Remarks by Messrs. Horgan and Lattin.

Mr. Lattin moved Assembly Bill No. 167 be tabled indefinitely.

Motion carried by rising vote.

Assembly Bill No. 174.

Remarks by Mr. Hopkins.

Amendment proposed by Committee on Irrigation: Amend section 8 of Assembly Bill No. 174 by striking out after the period following the figure "8" all the remainder of section 8, and insert in lieu thereof the following: "All Acts or parts of Acts in conflict herewith are hereby repealed." Further amend by adding a new section to be known as section 9, which said section shall read as follows: "Sec. 9. This Act shall become effective from and after its passage and approval."

Mr. Lattin moved adoption of amendment.

Carried.

Remarks by Mr. Parker.

Roll call on Assembly Bill No. 174:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Wines, and Young—33.

NAYS—None.

Absent—Cline, Harriman, Henrichs, Phillips, and Rochon—5.

Not voting—Stewart and Mr. Speaker—2.

Assembly Bill No. 174, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

At 11:22 a. m. Mr. Noble moved Assembly recess until 1 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present except Mr. Henrichs, who was excused.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolutions Nos. 8 and 10.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Concurrent Resolution No. 9, hereto attached, is a correct copy of the triplicate thereof in its possession.

Also, that bound copy of Assembly Bill No. 242, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception that the name of Mr. Riddell is omitted as introducer of the bill.

Also, that bound copies of Assembly Bills Nos. 244, 245, 246, 247, 248, and 249, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved Chief Clerk be authorized to make corrections in Assembly Bill No. 242.

Carried.

Mr. Speaker:

Your Committee on Roads and Highways has had Concurrent Resolution No. 6 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Noble:

Assembly Resolution No. 17:

Resolved by the Assembly of the State of Nevada. That during the remainder of the present session that Rule No. 38 be modified so that only the author of any measure may speak twice thereon, any other member once, and all debates or discussions thereon limited to five (5) minutes each; and be it further

Resolved, That Assembly Rule No. 45 be so modified during the remainder of this session that no member may have the right to explain his or her vote, this entirely for the purpose of eliminating delay.

Mr. Noble moved the adoption of the resolution.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 52, 55, 108, 131, Senate Concurrent Resolution No. 5, and Senate Joint Resolution No. 6.

GENERAL FILE AND THIRD READING

Assembly Bill No. 176.

Mr. Noble moved that inasmuch as Mr. Parker, introducer of this bill, was absent, bill be held in abeyance until his return.

Carried.

Assembly Bill No. 191.

Mr. Sherwood moved the adoption of the amendment to section 1.

Remarks by Messrs. Oldham, Cline, and Hopkins.

Carried.

Remarks by Mr. Hopkins.

Mr. Stewart moved that Assembly Bill No. 191 be placed on the bottom of the general file.

Carried.

Assembly Bill No. 176.

Remarks by Mr. Parker.

Roll call on Assembly Bill No. 176:

YEAS—Anker, Bellinger, Boak, Clark, Fogliani, Glaser, Goodwin, Gray, Harriman, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, and Young—28.

NAYS—None.

Absent—Arnold, Conwell, Cooper, Grier, Henrichs, Horgan, Newton, Riddell, Russell, and Wines—10.

Not voting—Cline and Mr. Speaker—2.

Assembly Bill No. 176 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 199.

Amendment proposed by Mr. Harriman: Amend section 1 of Assembly Bill No. 199 by adding after the comma following the word “him” in line 11, page 1 of the printed bill, the following: “or any relative within the third degree of consanguinity or affinity.”

Mr. Harriman moved the adoption of the amendment.

Motion carried by rising vote.

Remarks by Messrs. Cline, Parker, Harriman, Perry, Fogliani and Hopkins.

Mr. Persson moved for previous question.

Carried.

Roll call on Assembly Bill No. 199:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Fogliani, Goodwin, Gray, Harriman, Hopkins, Hussman, Lattin, Murphy, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, and Young—26.

NAYS—Glaser and Oldham—2.

Absent—Conwell, Cooper, Grier, Henrichs, Horgan, Jameson, Lauritzen, Newton, Riddell, Russell, and Wines—11.

Not voting—Mr. Speaker.

Assembly Bill No. 199, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 200.

Amendment proposed by Mr. Harriman: Amend section 1 of Assembly Bill No. 200 by inserting after the comma following the word “him” in line 2, page 2 of the printed bill, the following: “or any relative within the third degree of consanguinity or affinity.”

Mr. Harriman moved the adoption of the amendment.

Remarks by Mr. Harriman.

Carried.

Roll call on Assembly Bill No. 200:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Fogliani, Glaser, Goodwin, Gray, Harriman, Hopkins, Hussman, Lattin, Murphy, Noble, Parker,

Perry, Persson, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, and Young—26.

NAYS—Oldham.

Absent—Conwell, Cooper, Grier, Henrichs, Horgan, Jameson, Lauritzen, Newton, Phillips, Riddell, Russell, and Wines—12.

Not voting—Mr. Speaker.

Assembly Bill No. 200, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 202.

Remarks by Messrs. Gray, Bellinger, and Shelly.

Roll call on Assembly Bill No. 202:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Lattin, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, and Young—31.

NAYS—Oldham.

Absent—Cooper, Henrichs, Jameson, Lauritzen, Riddell, and Wines—6.

Not voting—Stewart and Mr. Speaker—2.

Assembly Bill No. 202 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 219.

Mr. Persson moved Assembly Bill No. 219 be rereferred to Committee on Ways and Means.

Carried.

Assembly Bill No. 231.

Remarks by Mr. Noble.

Roll call on Assembly Bill No. 231:

YEAS—Anker, Bellinger, Boak, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Lattin, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, and Young—29.

NAYS—Arnold and Clark—2.

Absent—Cooper, Henrichs, Jameson, Lauritzen, Murphy, Riddell, and Wines—7.

Not voting—Stewart and Mr. Speaker—2.

Assembly Bill No. 231 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 233.

Mr. Sherwood moved that Assembly Bill No. 233 be placed on the bottom of the file.

Carried.

Assembly Substitute for Senate Joint Resolution No. 2.

Remarks by Messrs. Murphy and Horgan.

Mr. Hopkins moved the Chief Clerk be authorized to make correction.

Carried.

Roll call on Assembly Substitute for Senate Joint Resolution No. 2:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Murphy,

Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, and Young—31.

NAYS—None.

Absent—Cooper, Henrichs, Jameson, Lattin, Lauritzen, Riddell, Russell, and Wines—8.

Not voting—Mr. Speaker.

Assembly Substitute for Senate Joint Resolution No. 2 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 12.

Remarks by Mr. Boak.

Mr. Parker moved resolution be made special order of business for Wednesday, March 13, at 2 p. m.

Carried.

Assembly Substitute for Assembly Bill No. 203.

Remarks by Messrs. Hopkins and Oldham.

Roll call on Assembly Substitute for Assembly Bill No. 203:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Renfro, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—30.

NAYS—Arnold and Reynolds—2.

Absent—Henrichs, Hussman, Newton, Noble, Phillips, and Rochon—6.

Not voting—Harriman and Mr. Speaker—2.

Assembly Substitute for Assembly Bill No. 203 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Lattin moved rules be suspended, and the Chief Clerk be authorized to strike out the words “so as” all through Assembly Bill No. 203.

Carried.

Assembly Bill No. 191.

Amendment proposed by Mr. Perry: Amend section 1 of Assembly Bill No. 191 by inserting after the word “may” in line 20, page 4 of the printed bill, a comma and the words “in case of emergency.”

Mr. Perry moved the adoption of the amendment.

Remarks by Messrs. Cline, Perry, and Lauritzen.

Roll call on amendment requested by Messrs. Cline, Oldham, and Lauritzen.

Roll call on amendment to Assembly Bill No. 191:

YEAS—Lattin, Perry, and Phillips—3.

NAYS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Grier, Harriman, Hopkins, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Parker, Persson, Renfro, Reynolds, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—29.

Absent—Henrichs.

Not voting—Cooper, Goodwin, Gray, Noble, Riddell, Russell, and Mr. Speaker—7.

Mr. Speaker declared the motion lost.

Amendment proposed by the Committee on Roads and Highways: Amend Assembly Bill No. 191 by inserting after section 1, page 4 of the printed bill, a section to be numbered 1½, which said section shall

read as follows: "SEC. 1½. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

Mr. Cline moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 191:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Perry.

Absent—Henrichs.

Not voting—Cooper and Mr. Speaker—2.

Assembly Bill No. 191, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Messrs. Parker, Lauritzen, Noble, Cline, and Oldham:

Assembly Bill No. 253—An Act to create a commission to be known as the Division of Motor Vehicles, designating the members thereof; providing for a system of State police, under the direction of said commission, designating their qualifications, providing for the compensation of certain persons, constituting the Sheriffs of various counties of this State ex officio members thereof, defining the powers and duties thereof, providing for the transfer of certain duties, powers, and funds provided for by those certain Acts of the Legislature of the State of Nevada entitled "An Act to provide for the licensing and registration of motor vehicles in the State of Nevada, defining the duties of certain officers in connection therewith, prescribing certain rules and regulation, defining certain powers and duties, and other matters properly connected therewith, and repealing all Acts or parts of Acts in conflict or inconsistent with this Act," approved March 19, 1925, comprising sections 4374 to 4403, inclusive, and that certain Act of the Legislature of the State of Nevada entitled "An Act requiring a license for the operation of motor cars and vehicles for hire on the public highways of the State, and other matters relating thereto," approved March 29, 1929, comprising sections 4404 to 4413, inclusive, and that certain Act of the Legislature entitled "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles, trailers or semitrailers; to prescribe the powers and duties of the Motor Vehicle Department; to impose penalties for violation of this Act, and to make uniform the law relating to the subject matter of this Act," approved March 29, 1929, comprising sections 4414 to 4432, inclusive, and that certain Act of the Legislature of the State of Nevada entitled "An Act relating to the compilation, printing, and distribution of lists of motor vehicles," approved March 10, 1919, being sections 4433 and 4434, inclusive, N. C. L. 1929, to the Division of Motor Vehicles; repealing certain laws in conflict herewith, and other matters properly related thereto.

Mr. Parker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee on Motor Vehicles.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 7.

By Committee on Roads and Highways:

Assembly Bill No. 254—An Act to amend an Act entitled "An Act to provide a general highway law for the State of Nevada," approved March 23, 1917, as amended.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Mr. Oldham:

Assembly Bill No. 255—An Act to amend an Act entitled "An Act relating to the employees in the office of Surveyor-General, and limiting the number thereof," approved March 25, 1929.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 233.

Amendment proposed by Mr. Gray: Amend section 3 of Assembly Bill No. 233 by striking out all after the period following the figure "3," line 10, page 2 of the printed bill, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

Further amend by inserting a new section to be known as section 4, to read as follows: "SEC. 4. This Act shall be in full force and effect from and after its passage and approval."

Mr. Gray moved the adoption of the amendment.

Carried.

Amendment proposed by Mr. Boak: Amend section 2 of Assembly Bill No. 233 by placing a comma after the word "death" in line 7, page 2 of the printed bill. Place a period after the word "life" in line 8, page 2 of the printed bill, and strike out all the remainder of section 2.

Mr. Boak moved the adoption of the amendment.

Carried.

Remarks by Messrs. Murphy and Bellinger.

Roll call on Assembly Bill No. 233:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Horgan, Hussman, Jameson, Latin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips,

Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Harriman and Henrichs—2.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 233, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 45.

Mr. Hopkins moved action on Senate Bill No. 45 be postponed until next legislative day.

Carried.

Senate Bill No. 101.

Mr. Fogliani moved action on Senate Bill No. 101 be indefinitely postponed.

Carried.

Senate Bill No. 113.

Remarks by Mr. Stewart.

Roll call on Senate Bill No. 113:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Henrichs, Horgan, and Riddell—3.

Not voting—Mr. Speaker.

Senate Bill No. 113 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Clark and Lincoln County Delegations:

Assembly Bill No. 256—An Act providing for the creation of power districts; prescribing powers and duties of such districts; and authorizing such districts to conduct and operate utilities for the production, transmission or distribution of electric energy, and to issue bonds and providing for the payment of such bonds, and other matters relating thereto.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Judiciary.

Carried.

By Washoe, Clark, and White Pine County Delegations:

Assembly Bill No. 257—An Act providing for grant of authority to certain State officials to establish reciprocity between the State of Nevada and other States, and declaring an emergency.

Mr. Murphy moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

By Committee on Banks and Banking:

Assembly Bill No. 258—An Act to amend section 385 of an Act entitled “An Act concerning crimes and punishments, and repealing certain Acts relating thereto,” approved March 17, 1911.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

At 4:13 p. m. Mr. Noble moved Assembly adjourn until Wednesday, March 13, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTY-SECOND DAY

CARSON CITY (Wednesday), March 13, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Parker, who was excused.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Jameson moved that reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mailing has had Assembly Bill No. 224 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ROY PERSSON, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolutions Nos. 8 and 10 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

Also, Assembly Enrolled Bills Nos. 18, 30, 46, 59, and 190 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bill No. 250 and Assembly Substitute for Assembly Bill No. 53, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Rochon (by request):

Assembly Resolution No. 18:

WHEREAS, The accumulation of work to be performed by attachés has accumulated so that there is need for additional typist and stenographic help; and

WHEREAS, Irene Molini is a bona fide resident of the State of Nevada and a competent person; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That Irene Molini be employed as attaché of the Assembly, to be assigned to duty by the Chief Clerk of the Assembly.

Mr. Rochon moved the adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Hussman:

Assembly Bill No. 259—An Act to regulate and fix the fees of the

County Clerk of Douglas County, State of Nevada, and to repeal all Acts and parts of Acts in conflict therewith.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Douglas County Delegation.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 198.

Remarks by Messrs. Arnold, Lattin, Shelly, Perry, Sherwood, Cline, Cooper, Hopkins, Phillips, Noble, Conwell, and Harriman.

Mr. Phillips moved for previous question.

Carried.

Roll call on Assembly Bill No. 198:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Hopkins, Jameson, Lauritzen, Newton, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Sherwood, Stewart, and Young—26.

NAYS—Boak, Cline, Henrichs, Horgan, Hussman, Lattin, Perry, Shelly, and Wines—9.

Absent—Gray, Murphy, Parker, and Reynolds—4.

Not voting—Mr. Speaker.

Assembly Bill No. 198 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 108, 127, 142, and 151.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate this day concurred in Assembly amendments to Senate Bills Nos. 41 and 50.

Also, to return Assembly Substitute for Assembly Bill No. 9, which this day passed the Senate, after reconsideration, by the following vote: Yeas, 9; nays, 7; absent, 1.

Also, to present for your consideration Senate Bill No. 98, which passed, as amended: Yeas, 12; nays, 5. Amend as follows: Page 2, line 6, after the word "commissioners" place a period and strike the rest of line 6 and all of line 7. Page 9, line 23, after the word "States" place a semicolon and insert the following: "*provided*, that in any county wherein the revenue derived from the sales tax in such county is insufficient to meet the requirements of this Act, then, and in such event, and only so long as may be necessary, the County Commissioners shall provide the necessary deficiency from the General Fund of said county. Page 10, line 3, after the word "citizenship" place a semicolon, and add the following: "*provided*, that if a pensioner remove from one county to another county, his pension from the first county of his residence shall continue until he becomes eligible to qualify in the second county of his residence." Page 19, line 19, strike the words "immediately upon" and insert in lieu thereof "sixty days after."

Also, Senate Bill No. 94, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 2, line 13, after the word "entitled" add the following: "to their actual expenses necessarily incurred in connection with any duties required of them under the provisions of this Act." Add a new section to be known as section 5, to read as follows: "Sec. 5. For the purpose of carrying out the provisions of this Act there is hereby appropriated out of the

General Fund of the State of Nevada the sum of five hundred (\$500) dollars, to be used and expended by said commissioners for the biennium of 1935 and 1936." Change the figure "5" to "6," reading "Sec. 6." Add a new section to be known as section 7, to read as follows: "Sec. 7. The cutting or removal of any timber or other forest growth, destruction thereof by fire or other means, except where such cutting or removal is absolutely necessary and authorized or directed by proper authority, for the proper administration or protection of any park or park lands, is hereby prohibited within any of the park or recreational areas within the jurisdiction of the State Park Commission. The destruction or removal of any buildings, parts of buildings, other structures, tables, stoves, or any appurtenances thereto, as well as any historical relics, or natural specimens such as petrified trees, petroglyphs and other relics or material, is hereby prohibited within the jurisdiction of this commission." Change section 6 to 8 and section 7 to 9.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 94.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Parks.

Carried.

Senate Bill No. 98.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Cline:

Assembly Bill No. 260—An Act to provide for the care, maintenance, medical treatment, surgical treatment, and hospitalization of expectant mothers and their offspring, creating a board and giving it jurisdiction for the administration thereof, and repealing all Acts or parts of Acts in conflict therewith.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 229.

Remarks by Messrs. Noble, Conwell, Persson, Fogliani, Lattin, Henrichs, and Harriman.

Previous question requested by Messrs. Phillips, Anker, and Jameson.

Roll call on Assembly Bill No. 229:

YEAS—Bellinger, Boak, Cline, Conwell, Cooper, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Anker, Clark, and Fogliani—3.

Absent—Arnold, Gray, Parker, and Reynolds—4.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 229 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 241.

Remarks by Messrs. Stewart, Arnold, and Noble.

Mr. Persson moved Assembly Bill No. 241 be tabled.

Roll call on motion requested by Messrs. Hussman, Lattin, and Anker.

Roll call on motion to table Assembly Bill No. 241:

YEAS—Arnold, Belinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Murphy, Persson, Phillips, Riddell, Sherwood, and Stewart—14.

NAYS—Anker, Boak, Goodwin, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Oldham, Perry, Renfro, Rochon, Russell, Shelly, Wines, and Young—20.

Absent—Gray, Grier, Newton, Parker, and Reynolds—5.

Not voting—Mr. Speaker.

Motion lost.

Further remarks by Messrs. Perry, Goodwin, Cline, Lattin, Conwell, Phillips, Hopkins, Russell, and Oldham.

At 11:58 a. m. Mr. Persson moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2:05 p. m.

Mr. Speaker in the Chair.

All present except Mr. Reynolds, who was excused.

SPECIAL ORDER

Assembly Joint Resolution No. 12.

Mr. Boak renewed motion that Substitute for Assembly Joint Resolution No. 12 be adopted.

Remarks by Messrs. Boak, Lauritzen, Russell, and Perry.

Roll call requested by Messrs. Anker, Lauritzen, and Hussman.

Roll call on motion by Mr. Boak on adoption of Substitute for Assembly Joint Resolution No. 12:

YEAS—Boak, Clark, Hopkins, Hussman, Persson, and Russell—6.

NAYS—Anker, Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Phillips, Renfro, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—29.

Absent—Reynolds.

Not voting—Grier, Harriman, Newton, and Mr. Speaker—4.

Motion lost.

Remarks on Assembly Joint Resolution No. 12 by Mr. Murphy.

Mr. Lattin moved for previous question.

Carried.

Roll call on Assembly Joint Resolution No. 12:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Horgan, Jameson, Lauritzen, Murphy, Noble,

Oldham, Parker, Perry, Phillips, Renfro, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—29.

YAYS—Boak, Hopkins, and Persson—3.

Absent—Henrichs and Reynolds—2.

Not voting—Harriman, Hussman, Lattin, Newton, Russell, and Mr. Speaker—6.

Assembly Joint Resolution No. 12 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Senate Bill No. 50.

PRESENTATION OF PETITIONS

EUREKA, NEVADA, March 12, 1935.

To the Honorable Members of the Assembly, Carson City, Nevada.

GENTLEMEN: Referring to Assembly Bill No. 236, being a bill for the relief of J. R. (Nolan) Reynolds, I respectfully call your attention to the first paragraph wherein it is stated that I contested the seat of Mr. Reynolds in the Assembly.

For the purpose of getting the records straight in this matter, I ask that the sense of this paragraph be changed, as I deny that I have ever contested the right of Mr. Reynolds to that seat. In fact, I believe you will remember that Mr. Reynolds contested my seat. This misstatement, like some others that have shown up in this case from time to time, sometimes appear almost willful.

Respectfully submitted,

GEO. H. CARTER.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hussman moved Assembly Bill No. 30 be referred to Committee on Fish and Game.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Joint Committee of Judiciary and Ways and Means has had Assembly Bill No. 220 under consideration, and begs leave to report with the recommendation that the committee's proposed Substitute Assembly Bill be adopted, and recommend that it do pass.

W. HOLMES GOODWIN.

R. J. NEWTON,

Mr. Speaker:

Your Committee on Public Institutions has had Assembly Bill No. 101 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 2 of Assembly Bill No. 101 by inserting after the word "of" at the beginning of line 15, page 2 of the printed bill, the following: "the Governor, the Superintendent of Public Instruction, and." Strike the period after the word "meetings" in line 19, page 2 of the printed bill, and insert in lieu thereof a comma and the following: "which shall be semiannual, on the first Tuesday of June and December of each year." Insert after the word "Reno" in line 21, page 2 of the printed bill, the words "and prepare said space."

Also, Assembly Bill No. 245, and reports favorably on the same, with the recommendation that it do pass.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bills Nos. 128, 131, and 133 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 132, and reports same with amendments thereto, with the recommendation that the amendments be adopted and that the bill do pass as amended. Amend as follows: Amend the title of Assembly Bill No. 132 to read as follows: "An Act to amend section 6 of an Act entitled 'An Act concerning County Recorders and defining their duties,' approved March 9, 1865, together with the Acts amendatory thereof and supplemental thereto."

Amend section 1 of Assembly Bill No. 132 by striking out after the word "hereby" in line 4, page 1 of the printed bill, all the remainder of the section and insert in lieu thereof the following: "amended to read as follows: Sec. 6. Whenever an instrument conveying, encumbering or mortgaging both real and personal property shall be presented to any County Recorder for recording, the said County Recorder shall record such instrument in a book kept by him for that purpose, which record must be indexed in the real estate index as deeds and other conveyances are required by law to be indexed, and for which he may receive the same fees as are allowed by law for recording and indexing deeds and other instruments, but only one fee for the recording of such instruments shall be collected."

Further amend said section by striking out after the period following the figure "2" in line 5, page 1 of the printed bill, all the remainder of section 2, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

Further amend Assembly Bill No. 132 by adding a section to follow section 2, to be known as section 3, which said section shall read as follows: "Sec. 3. This Act shall be in full force and effect from and after its passage and approval."

Also, Assembly Bill No. 129, and reports same with an amendment, with the recommendation that the amendment be adopted and that the bill be passed, as amended. Amend as follows: Strike out after the word "State" in line 13, page 3 of the printed bill, the period, inserting a comma and the following: "and it shall also be recorded in the county in which the property mortgaged is situated at the time of the execution thereof."

Also, Assembly Bill No. 130, and reports the same with an amendment thereto, with the recommendation that the amendment be adopted and that the bill be passed, as amended. Amend as follows: Add after the comma following the word "force" in line 8, page 1 of the printed bill, the following: "with intent to hinder, delay, or defraud the same mortgagee."

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 119 under consideration, and begs leave to report a substitute, with the recommendation that the substitute be adopted and ordered printed.

FRED PHILLIPS, *Chairman*.

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 228 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 242, and reports favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out after the comma following the word "schools" in line 3, page 1 of the printed bill, all the remainder of section 1, and insert in lieu thereof the following: "in all schools employing two and not exceeding four teachers, at least fifty (50%) percent thereof shall be residents of the State of Nevada qualified under the laws of this State to teach in the public schools thereof; in all schools in which more than four teachers are employed at least seventy-five (75%) percent thereof must be residents of the State of Nevada, qualified under the laws of this State to teach in the public schools thereof."

J. E. HORGAN, *Chairman*.

Mr. Speaker:

Your Committee on Banks and Banking has had Senate Bill No. 93 under

consideration, and begs leave to report favorably on the same, with an amendment thereto, with the recommendation that the amendment be adopted and the bill passed, as amended. Amend as follows: Strike out after the word "to" in line 23, page 2 of the printed bill, "title 1 of."

Also, Senate Bills Nos. 65, 81, 82, 83, 84, 85, 86, and 92, and Assembly Bills Nos. 171 and 172, and begs leave to report the same favorably, with the recommendation that they do pass.

JOHN W. OLDHAM, *Chairman*.

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 195 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out after the word "receiver" in line 7, page 1 of the printed bill, the following: "to add to such delinquent assessment such penalty and interest as are levied for delinquent State and county taxes, and."

W. HOLMES GOODWIN, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved that Substitute for Assembly Bill No. 220 be ordered printed.

Carried.

Mr. Phillips moved that Substitute for Assembly Bill No. 119 be ordered printed.

Carried.

Mr. Cline moved Assembly Bill No. 246 be rereferred to Joint Committee of Ways and Means and Roads and Highways.

Carried.

Mr. Noble moved Senate Bill No. 28 be referred to Committee on Labor instead of Committee on Ways and Means.

Carried.

Mr. Persson moved Senate Bill No. 45 be rereferred to Committee on Ways and Means for correction.

Carried.

Mr. Shelly moved Assembly Bill No. 241 be indefinitely postponed. Roll call requested by Messrs. Goodwin, Cline, and Oldham.

Roll call on motion to indefinitely postpone Assembly Bill No. 241:

YEAS—Arnold, Clark, Cline, Conwell, Cooper, Fogliani, Grier, Harriman, Hopkins, Shelly, and Sherwood—11.

NAYS—Bellinger, Boak, Glaser, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Russell, Wines, and Young—24.

Absent—Anker, Reynolds, Rochon, and Stewart—4.

Not voting—Mr. Speaker.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 241.

Amendments proposed by Mr. Clark: Amend section 2 of Assembly Bill No. 241 by striking out the word "ten" in line 12, page 1 of the printed bill, and insert in lieu thereof the word "twenty-five." Strike out after the word "of" in line 13, page 1 of the printed bill, the words "six hundred," and insert in lieu thereof the words "one thousand."

Add after the comma following the word "session" in line 14, page 1 of the printed bill, the words "which sessions shall be held quadrennially."

Mr. Clark moved amendments be adopted.

Remarks by Messrs. Lattin and Clark.

Motion lost.

Amendments proposed by Mr. Phillips: Strike out after the word "shortest" in line 2, page 2 of the printed bill, the word "usable" and insert in lieu thereof the word "highway." Strike out the word "public" in line 15, page 2 of the printed bill. Strike out after the word "highway," line 16, page 2 of the printed bill, the words "or railway."

Mr. Phillips moved the adoption of the amendments.

Remarks by Messrs. Stewart, Phillips, Harriman, and Mrs. Wines.

Motion lost.

Amendment proposed by Mr. Boak: Insert ahead of the word "route" in line 3, page 2 of the printed bill, the word "highway."

Mr. Boak moved the adoption of the amendment.

Remarks by Mr. Boak.

Carried.

Remarks by Messrs. Cooper, Arnold, and Shelly.

Roll call on Assembly Bill No. 241, as amended:

YEAS—Bellinger, Boak, Clark, Glaser, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Stewart, Wines, and Young—27.

NAYS—Arnold, Cline, Conwell, Cooper, Fogliani, Grier, Harriman, Hopkins, Shelly, and Sherwood—10.

Absent—Anker and Reynolds—2.

Not voting—Mr. Speaker.

Assembly Bill No. 241, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Concurrent Resolution No. 6.

Remarks by Messrs. Noble, Perry, Lattin, Cline, and Cooper.

Roll call on Senate Concurrent Resolution No. 6:

YEAS—Anker, Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Phillips and Reynolds—2.

Not voting—Boak, Clark, Perry, and Mr. Speaker—4.

Senate Concurrent Resolution No. 6 having received a constitutional majority, Mr. Speaker declared it passed.

NOTICE OF BILLS

Mr. Stewart gave notice that on the next legislative day he would in behalf of the White Pine, Clark, and Lincoln County Delegations, introduce a resolution relative to request to be presented to the Highway Department.

INTRODUCTION AND FIRST READING

By Messrs. Noble and Anker :

Assembly Bill No. 261—An Act to protect the public health by requiring knowledge of five certain fundamental sciences as a qualification for practicing any system or method of healing in this State, and providing a penalty for violation of this Act.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 61 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out in line 6, page 1 of the printed bill, the word "five," and insert in lieu thereof the word "three." Strike out in line 7 the figures "\$5,000" and insert in lieu thereof the figures "\$3,000."

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 223 under consideration, and begs leave to report favorably on the same, with amendment thereto, with the recommendation that the bill be passed, as amended. Amend as follows: Insert after the word "been" a comma and the words "or is now." Strike out after the word "delinquent" in line 3, page 1 of the printed bill, all the remainder of line 3. Strike out after the word "the" in line 7, page 1 of the printed bill, the words and figures "year 1935," and insert in lieu thereof the words "the then current year." Strike out after the word "given" in line 10, page 1 of the printed bill, the words and figures "three (3)," and insert in lieu thereof the words and figures "six (6)." Strike out after the word "of" in line 13, page 1 of the printed bill, the word and figure "three (3)," and insert in lieu thereof the word and figure "six (6)." Strike out after the word "all" in line 15, page 1 of the printed bill, the word "who," and insert in lieu thereof the words "that shall." Strike out the period after the word "Act" in line 16, page 1 of the printed bill, place a semicolon and the following: "*provided further*, that the Secretary of State is hereby directed to eliminate, every three (3) years thereafter, all delinquent corporations from the records of his office in the Office of the Secretary of State."

W. HOLMES GOODWIN, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Clark County Delegation :

Assembly Joint Resolution No. 25, memorializing Congress to enlarge the Dixie National Forest and create a game preserve therein.

Resolved by the Assembly and the Senate of the State of Nevada, That the Congress of the United States make provisions for the enlargement of the Dixie National Forest, situated in Clark County, Nevada, by including therein additional lands adjacent thereto for the purpose of creating a game preserve for the propagation and preservation of deer, elk, and other game animals, or game birds, therein, and for the purpose of establishing a public park and playground therein; and be it further

Resolved, That the Secretary of State be required to transmit duly certified copies of this resolution to each of our Senators in the United States Senate and to our Representative in Congress.

Mr. Arnold moved that rules be suspended, reading so far had

considered first reading, rules further suspended, resolution read second time by title, and referred to Clark County Delegation.

Carried.

Mr. Persson moved that the Assembly adjourn until Thursday, March 14, 1935, at 10 a. m.

Assembly adjourned at 4:10 p. m.

Approved:

WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE FIFTY-THIRD DAY

CARSON CITY (Thursday), March 14, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by the Rev. Pressfield.

Mr. Hopkins moved that the reading of the minutes be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

WINNEMUCCA, NEVADA, March 11, 1935.

WHEREAS, The State of Nevada is the only State in the Federal Union which does not levy an inheritance or estate tax; and

WHEREAS, Failure to levy such tax results in the loss of considerable revenue to the State of Nevada; and

WHEREAS, The State of Nevada cannot possibly benefit in anyway from failure to enact an inheritance or estate tax equal to 80% of the Federal law; and

WHEREAS, No estate in Nevada can possibly suffer any additional burden through the levying of such a tax;

Resolved, That the Lions Club of Winnemucca, Nevada, go on record as favoring the levying of a State inheritance or estate tax equal to 80% of the Federal law.

Adopted by the Club March 6, 1935.

WARREN L. MONROE, *President*.
DR. A. W. SEMMENS, *Secretary*.

Mr. Noble, majority floor leader, on behalf of members of the Assembly, presented Mr. Kennett, Speaker, with an engraved gavel.

Mr. Kennett extended thanks to members of the Assembly.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 251 and 252, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 216 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman*.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means.

Assembly Bill No. 262—An Act providing for the removal of certain books, stationery and other materials from the State Capitol Building

to the Armory Building, in Carson City, Nevada; making an appropriation therefor, and other matters relating thereto.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Remarks by Mr. Cline.

Carried.

By Committee on Ways and Means:

Assembly Bill No. 263—An Act providing for repairs and improvements to the Library Building in the State Capitol at Carson City, Nevada, making appropriation therefor and other matters properly related thereto.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Mr. Kennett:

Assembly Bill No. 264—An Act to enable County Commissioners of the various counties of Nevada to provide means by which the various counties may avail themselves of Federal, or other aid, for the benefit of the counties, or any district therein, or subdivision thereof; providing for the calling of elections in the various counties, districts or other subdivisions thereof, authorizing the County Commissioners, as approved by any such election, to issue bonds necessary for carrying out the provisions of any election which may be held hereunder, and other matters properly relating thereto.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Shelly:

Assembly Bill No. 265—An Act regulating and fixing the fees to be charged and collected by constables in townships of Washoe County, State of Nevada, and repealing all Acts and parts of Acts in conflict herewith.

Mr. Shelly moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe County Delegation.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Concurrent Resolution No. 7, which was this day adopted by the Senate.

Also, to return Assembly Bill No. 185 for correction in history.

Also, to return Assembly Bill No. 150, which passed, as amended: Yeas, 16; nays, none. Amend as follows: Page 2, lines 3 and 4, strike the words "health officer" and insert in lieu thereof the word "physician."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

Mr. Shelly moved Assembly concur in the Senate amendment to Assembly Bill No. 150.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved the Governor's message and vetoed bill be made a special order of business for Friday at 10:30 a. m.

Carried.

Mr. Noble moved Assembly Bill No. 101 be rereferred to Committee on Ways and Means.

Remarks by Mrs. Wines.

Mr. Noble withdrew his motion.

Mr. Noble moved that the Assembly now resolve itself into Committee of the Whole for consideration of Assembly Bill No. 101.

Carried.

Mr. Arnold moved that under suspension of rules, Mr. Speaker do act as Chairman of Committee of the Whole.

Carried.

At 10:24 a. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 11:05 a. m.

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor to return herewith to your honorable body Assembly Bill No. 218, which this day passed the Senate by the following vote: Yeas, 16; nays, none.

Also, to present for your consideration Senate Bill No. 125, which passed: Yeas, 16; nays, none.

Also, to return Assembly Bill No. 90, which passed, as amended: Yeas, 14; nays, 2. Amend as follows: Page 1, line 1, strike the word "vehicle" and insert in lieu thereof the word "trucks." Line 6, strike the word "vehicles" and insert in lieu thereof the word "trucks." Line 8, strike the word "vehicle" and insert in lieu thereof the word "truck." Amend the title by striking the word "vehicles" and inserting in lieu thereof the word "trucks."

Also, Assembly Bill No. 88, which passed, as amended: Yeas, 16; nays, none. Amend as follows: Page 1, insert the word "surface" before the word "highway" in line 5, and strike out the words "motor boats or airplanes" in line 5, page 2. Change the word "vehicular" in line 12, page 3, to "surface." Strike out the amendment in line 9, page 7, "aircraft or for."

Also, Assembly Bill No. 78, which passed, as amended: Yeas, 15; nays, 1. Amend as follows: Page 1, lines 3 and 4, strike the words "including the property of the owner of such dog."

Also, Assembly Bill No. 96, which passed: Yeas, 15; nays, none; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Sherwood moved that the Assembly concur in the Senate amendment to Assembly Bill No. 90.

Carried.

The following communication from the Committee on Ways and Means was read:

Mr. Speaker:

The Committee on Ways and Means have for consideration Senate Bill No. 45, which amends an existing law, and we find that the nature of the amendment as provided for by Joint Rule No. 10 is not indicated in the bill, and for that reason I now move that the bill be returned to the Senate for correction before any action may be taken thereon by the Assembly.

R. J. NEWTON, *Chairman.*

Motion made to return Senate Bill No. 45 to the Senate for correction.

Carried.

Mr. Phillips moved that the Assembly concur in the Senate amendment to Assembly Bill No. 78.

Remarks by Mr. Harriman.

Carried.

Mr. Hussman moved that the Assembly concur in the Senate amendment to Assembly Bill No. 88.

Remarks by Mr. Persson.

Motion withdrawn.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 41 and 113.

By Washoe County Delegation:

Assembly Joint Resolution No. 26, memorializing Congress for the creation of a separate Railway Mail District to be located in the Federal Building at Reno, Nevada.

WHEREAS, The State of Nevada is situated with high Sierra Nevada mountains to the west, which effectually cut off transportation from all except one or two points, and even these are cut off completely during a considerable portion of the year when deep snow makes highways impassable. Only two railways cross this chain of mountain toward the west; and

WHEREAS, To the east it is approximately 550 miles to the Utah line. The State extends north and south—or perhaps it would be better to say from the northwest to the southeast—a distance of approximately 650 miles; and

WHEREAS, Practically this entire territory is isolated from all parts of the United States; and we must depend for our economic and industrial existence almost entirely upon ourselves. Transportation in this immense district becomes very much of a problem, and, we believe, cannot be adequately handled by persons residing from 300 to 600 miles distant; and

WHEREAS, We citizens of Nevada believe we are not receiving our full share of service or monetary benefits due us by reason of supervision of the railway mail service being located at such great distances away. We believe we should have a supervisory force of the railway mail service located in this State; and

WHEREAS, Under the existing conditions the transportation of mails in Nevada is under the supervision of the Chief Clerk, District No. 3, located at San Francisco; and the Chief Clerk, District No. 1, Ogden, Utah. It has been the custom in the past of domiciling practically 90% of Nevada appointees in the railway mail service at terminals, either in California or Utah, adjacent to their headquarters, for convenience and administrative purposes. Such practice results in appointees from Nevada losing their Nevada citizenship and becoming citizens of an alien State, their incomes, estimated at from \$35,000 to \$45,000 per annum, naturally being spent where they live instead of in their

appointive State. Of a total of about 30 clerks and substitutes appointed from Nevada, only six clerks and one substitute are now domiciled within the geographical borders of this State. All other appointees, although working and earning their living in Nevada, are citizens of neighboring States. It is our opinion that this great territory of Nevada is sufficient for the creation of a separate railway mail district, under the supervision of a chief clerk, with office and personnel to be located in the Federal Building at Reno; now, therefore, be it

Resolved by the undersigned citizens of the State of Nevada. That our Senators and Representative at Washington be urged to use their influence with the proper authorities for the creation of a new district to supervise and administer this region, as shown in the following outlines:

Generally that portion of California, situated on the eastern divide in drainage of the Sierra Nevada mountain range, and extending from the Oregon line on the north to Owenyo, California, on the south;

The counties of Humboldt, Washoe, Pershing, Lander, Eureka, Churchill, Storey, Lyon, Ormsby, Douglas, Mineral, Nye, and Esmeralda, in Nevada; all post offices, closed-pouch or stage routes entering or terminating in same; all service on Ogden and San Francisco railway post offices between Reno and Carlin, Nevada; all service on Reno and Mina, Reno and Minden, Alturas and Reno railway post offices; and summer service on Truckee and Lake Tahoe railway post office; and be it further

Resolved. That properly certified copies of this resolution be transmitted by the Secretary of State to each of our Senators in the United States Senate and to our Representative in Congress.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 125.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Concurrent Resolution No. 7.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Education.

Mr. Noble moved that Senate Concurrent Resolution No. 7 be printed, and 250 copies issued.

Carried.

By Washoe County Delegation:

Assembly Bill No. 266—An Act to amend an Act entitled "An Act to amend sections 17 and 25 of an Act entitled 'An Act to require the registration of motor vehicles, trailers and semitrailers, and to require the payment of fees thereupon, imposing certain duties and obligations upon the owners of motor vehicles rented without drivers, to provide for the transfer of interest in and to motor vehicles, providing for the registration of manufacturers and dealers in motor vehicles, trailers and semitrailers, regulating the use of motor vehicles by nonresidents, making and constituting County Assessors officers of the Department

and imposing certain duties upon them, creating a "Motor Vehicle Fund," and providing for the disposition thereof, to prevent the taking or injury of any vehicle without the consent of the owner; to provide for the duties and powers of Vehicle Commissioner and for the Motor Vehicle Department; to regulate court proceedings in certain civil actions arising under this Act; to provide penalties for violations of this Act and to make uniform the law relating to the subject matter of this Act; and to repeal all Acts in conflict or inconsistent therewith," approved March 27, 1931," as amended and approved March 25, 1933.

Mr. Murphy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Roads and Highways and Ways and Means.

Remarks by Messrs. Murphy, Boak, and Hopkins.

Carried.

GENERAL FILE AND THIRD READING

Assembly Substitute for Assembly Bill No. 53.

Mr. Persson moved that Assembly do now resolve itself into Committee of the Whole for consideration of Assembly Substitute for Assembly Bill No. 53.

Remarks by Mr. Noble.

Mr. Persson withdrew his motion.

Remarks by Messrs. Noble, Newton, and Perry.

Roll call on Assembly Substitute for Assembly Bill No. 53:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—37.

NAYS—None.

Absent—Fogliani and Goodwin—2.

Not voting—Mr. Speaker.

Assembly Substitute for Assembly Bill No. 53 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 9.

Assembly Bill No. 101.

Amendments to section 2 proposed by Committee on State Institutions.

Mrs. Wines moved the adoption of the amendments.

Remarks by Messrs. Arnold, Murphy, Hopkins, Oldham, Cooper, Jameson, Lattin, and Mrs. Wines.

Mr. Lattin moved that the bill be referred to Committee on Ways and Means.

Motion lost by rising vote.

Previous question moved by Messrs. Cline, Shelly, and Arnold.

Carried.

Roll call on Assembly Bill No. 101:

YEAS—Auker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lauritzen, Murphy, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—29.

NAYS—Gray, Hussman, Lattin, Noble, Oldham, Parker, and Shelly—7.

Absent—Perry.

Not voting—Boak, Newton and Mr. Speaker—3.

Assembly Bill No. 101 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

At 12:10 p. m. Mr. Noble moved Assembly adjourn until 1:30 p. m. Carried.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 253 and 254, hereto attached, are correct copies of the triplicates thereof in its possession.

JOHN M. SHERWOOD, *Chairman.*

Mr. Speaker:

Your Committee on Corporations and Railroads has had Senate Bill No. 44 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 151, 142, 108, and 127 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Also, has carefully compared Assembly Enrolled Concurrent Resolution No. 7 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 197 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out the comma after the word "dollars" where it occurs the second time in line 8, page 3 of the printed bill, insert in lieu thereof a period, and strike out the following: "or by imprisonment in the county jail for a period of not less than twenty-five (25) days nor more than six (6) months, or by both such fine and imprisonment."

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 244 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 46 under consideration, and begs leave to report favorably on the same, with an amendment thereto, with the recommendation that the amendment be adopted and that the

bill do pass as amended. Amend as follows: Strike out after the word "eighth" in line 19, page 5 of the printed bill, the following: "the public administrator" and insert in lieu thereof the following: "the creditors." Further amend Senate Bill No. 46, by striking out after the word "ninth," line 20, page 5 of the printed bill the following: "the creditors" and insert in lieu thereof the following: "the public administrator."

Also, Assembly Bills Nos. 215, 186, 148, 240, 235, 250, 134, 135, 136, 137, 138, and 139, and Senate Bills Nos. 47 and 63 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman*.

GENERAL FILE AND THIRD READING

Mr. Noble moved that Assembly Bills Nos. 128, 129, 130, 131, 132, and 133, remain on general file until companion bills are placed on board at tomorrow's session.

Carried.

Mr. Sherwood moved that due to Mrs. Grier's absence, Assembly Bills Nos. 171 and 172 be held in abeyance until her return.

Carried.

Assembly Bill No. 195.

Mr. Jameson moved adoption of amendment to section 1.

Carried.

Roll call on Assembly Bill No. 195:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Heinrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—None.

Absent—Grier, Horgan, Murphy, Oldham, Rochon, and Russell—6.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 195, as amended, having received a constitutional majority, the Speaker declared it passed.

Assembly Bill No. 223.

Mr. Stewart moved adoption of amendments to section 1.

Carried.

Mr. Stewart moved adoption of amendments to section 2.

Carried.

Mr. Stewart moved adoption of amendments to section 3.

Carried.

Remarks by Messrs. Stewart and Perry.

Roll call on Assembly Bill No. 223:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Gray, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines and Young—38.

NAYS—None.

Absent—Rochon.

Not voting—Mr. Speaker.

Assembly Bill No. 223, as amended, having received a constitutional majority, the Speaker declared it passed.

Mr. Cline moved Assembly Bill No. 25 be made a special order of business for tomorrow, Friday, March 15, at 2:15 p. m.

Mr. Persson moved to amend motion, and bill be tabled.

Amendment lost.

Mr. Persson moved to amend motion, and Assembly Bill No. 25 be recommitted to Committee on Ways and Means.

Remarks by Messrs. Persson, Cline, and Phillips.

Motion, as amended, carried.

Assembly Bill No. 171.

Remarks by Mrs. Grier.

Roll call on Assembly Bill No. 171:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Perry.

Absent—Persson.

Not voting—Cline and Mr. Speaker—2.

Assembly Bill No. 171 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 172.

Remarks by Mrs. Grier, Messrs. Oldham, Stewart, Arnold, Perry, and Sherwood.

Roll call on Assembly Bill No. 172:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Hussman, Jameson, Noble, Oldham, Parker, Renfro, Reynolds, Riddell, Rochon, Russell, Stewart, Wines, and Young—27.

NAYS—Lattin, Lauritzen, Perry, and Sherwood—4.

Absent—Cline, Harriman, Newton, Persson, Phillips, and Shelly—6.

Not voting—Horgan, Murphy, and Mr. Speaker—3.

Assembly Bill No. 172 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 224.

Remarks by Messrs. Oldham, Perry, Conwell, Phillips, Goodwin, Clark, Murphy, and Renfro.

Roll call on Assembly Bill No. 224:

YEAS—Anker, Boak, Cline, Fogliani, Glaser, Goodwin, Henrichs, Horgan, Hussman, Jameson, Lattin, Noble, Oldham, Persson, Phillips, Rochon, Russell, Shelly, Stewart, Young, and Mr. Speaker—21.

NAYS—Arnold, Bellinger, Clark, Conwell, Gray, Grier, Harriman, Hopkins, Lauritzen, Murphy, Newton, Perry, Renfro, Reynolds, Riddell, Sherwood, and Wines—18.

Absent—Parker.

Assembly Bill No. 224 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 228.

Remarks by Messrs. Riddell, Boak, Oldham, and Conwell.

Previous question requested by Messrs. Fogliani, Rochon, and Sherwood.

Roll call on Assembly Bill No. 228:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—38.

NAYS—None.

Absent—Wines.

Not voting—Mr. Speaker.

Assembly Bill No. 228 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 242.

Mr. Riddell moved the adoption of the amendment to section 2.

Remarks by Messrs. Hopkins, Conwell, Riddell, and Cooper.

Carried.

Remarks on the bill as a whole by Messrs. Conwell, Hopkins, Riddell, and Perry.

Previous question was requested by Messrs. Newton, Persson, and Fogliani.

Roll call on Assembly Bill No. 242:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Newton.

Absent—Goodwin and Jameson—2.

Not voting—Mr. Speaker.

Assembly Bill No. 242, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Concurrent Resolution No. 6.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 174, which this day passed the Senate by the following vote: Yeas, 16; nays, none.

Also, Assembly Bill No. 176, which passed: Yeas, 16; nays, none.

Under suspension of the rules, bills ordered returned to the Assembly this day.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

Assembly Bill No. 245.

Roll call on Assembly Bill No. 245:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson,

Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—35.

NAYS—Oldham.

Absent—Conwell, Goodwin, and Sherwood—3.

Not voting—Mr. Speaker.

Assembly Bill No. 245 having received a constitutional majority, the Speaker declared it passed.

Senate Bill No. 61.

Remarks by Mr. Hopkins.

Mr. Persson moved that Rule No. 9 be suspended and action be now effected on Senate Bill No. 61.

Carried.

Mr. Persson moved adoption of Assembly amendment to section 1.

Remarks by Messrs. Boak, Hopkins, and Newton.

Mr. Murphy moved Senate Bill No. 61 be made special order of business for Monday, March 18, at 2 p. m.

Motion lost.

Remarks on amendment by Messrs. Conwell, Arnold, Jameson, Sherwood, Hopkins, Perry, Lattin, Bellinger, Cooper, Horgan, and Goodwin.

Carried.

Remarks on the bill as a whole by Messrs. Hopkins and Stewart.

Roll call on Senate Bill No. 61:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Gray, Riddell, and Shelly—3.

Not voting—Cooper and Mr. Speaker—2.

Senate Bill No. 61, as amended, having received a constitutional majority, the Speaker declared it passed.

Senate Bill No. 65.

Remarks by Mr. Hopkins.

Mr. Lattin moved Senate Bill No. 65 be tabled.

Motion lost.

Remarks on section 1 by Messrs. Oldham, Arnold, Goodwin, Conwell, and Boak.

Roll call on Senate Bill No. 65:

YEAS—Anker, Boak, Clark, Fogliani, Glaser, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Oldham, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Wines, and Young—23.

NAYS—Arnold, Cline, Conwell, Cooper, Parker, Rochon, and Sherwood—7.

Absent—Hopkins, Murphy, Persson, and Stewart—4.

Not voting—Bellinger, Grier, Harriman, Newton, Perry and Mr. Speaker—6.

Senate Bill No. 65 having received a constitutional majority, the Speaker declared it passed.

Senate Bill No. 81.

Remarks by Messrs. Oldham and Cooper.

Roll call on Senate Bill No. 81 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Oldham, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines and Young—30.

NAYS—Cooper and Parker—2.

Absent—Arnold, Hopkins, Lattin, Murphy, Persson and Stewart—6.

Not voting—Perry and Mr. Speaker—2.

Senate Bill No. 81 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Fogliani in the Chair.

Senate Bill No. 82.

Remarks by Mr. Oldham.

Roll call on Senate Bill No. 82 :

YEAS—Anker, Bellinger, Clark, Conwell, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Wines and Young—24.

NAYS—Cline, Newton, and Parker—3.

Absent—Boak, Cooper, Lattin, Murphy, Persson, Sherwood, Stewart, and Mr. Speaker—8.

Not voting—Arnold, Fogliani, Grier, Perry, and Riddell—5.

Senate Bill No. 82, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 83.

Remarks by Messrs. Arnold and Oldham.

Roll call on Senate Bill No. 83.

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Wines, and Young—27.

NAYS—Arnold.

Absent—Cooper, Lattin, Murphy, Newton, Perry, Persson, Sherwood, and Stewart—8.

Not voting—Fogliani, Grier, Riddell, and Mr. Speaker—4.

Senate Bill No. 83, having received a constitutional majority, the Speaker declared it passed.

Senate Bill No. 84.

Remarks by Mr. Oldham.

Roll call on Senate Bill No. 84 :

YEAS—Bellinger, Boak, Clark, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Wines, and Young—23.

NAYS—Arnold, Cline, and Parker—3.

Absent—Anker, Conwell, Cooper, Lattin, Murphy, Newton, Persson, Sherwood, and Stewart—9.

Not voting—Fogliani, Grier, Perry, Riddell, and Mr. Speaker—5.

Senate Bill No. 84 having received a constitutional majority, Mr. Speaker declared it passed.

Call of the House was requested by Messrs. Oldham and Renfro.

Roll called.

Present: Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani,

Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, Young, and Mr. Speaker.

Absent: Cooper, Lattin, Murphy, Newton, Persson, Sherwood, and Stewart.

Sergeant-at-Arms informed the Chair that the members who were absent from the chambers had been in committee meeting.

Mr. Renfro moved the report of the Sergeant-at-Arms be accepted.

Carried.

GENERAL FILE AND THIRD READING

Mr. Speaker in the Chair.

Senate Bill No. 85.

Remarks by Messrs. Oldham and Perry:

Roll call on Senate Bill No. 85:

YEAS—Auker, Bellinger, Boak, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Wines, and Young—29.

NAYS—Arnold, Cline, and Cooper—3.

Absent—Lattin and Stewart—2.

Not voting—Grier, Murphy, Newton, Perry, Riddell, and Mr. Speaker—6.

Senate Bill No. 85 having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Committee on Education:

Assembly Bill No. 267—An Act to postpone the time within which the meeting of the State Textbook Commission, scheduled not later than the third Tuesday in April, 1935, under the provisions of section 805 N. C. L. 1929, may be held.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 146.

By Committee on Judiciary:

Assembly Bill No. 268—An Act relating to the ceding of jurisdiction of the State of Nevada to the United States, under certain conditions, over certain lands owned or acquired by the United States; retaining certain jurisdiction in the State; providing procedure for the acquiring of the jurisdiction ceded; and other matters relating thereto.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Mr. Noble:

Assembly Bill No. 269—An Act to amend an Act entitled "An Act to provide for a State Board of Registered Professional Engineers," approved March 29, 1919.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 255 and 257, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Fish and Game has had Assembly Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendment. Amend as follows: Strike out after the word "effective" in the last line of the enrolled bill the following: "upon and after its passage and approval," and insert in lieu thereof the following: "January 1, 1936."

JACK FOGLIANT, *Chairman.*

Mr. Speaker:

MAJORITY REPORT

Your Joint Committee of State Library and Ways and Means has had Senate Bill No. 67 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

C. L. NOBLE.	JAMES RIDDELL.
J. E. HORGAN.	GEO. G. HUSSMAN.
ROY PERSSON.	R. J. NEWTON.

Mr. Speaker:

MINORITY REPORT

Your Joint Committee on State Library and Ways and Means has had Senate Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

JOS. ROCHON, JR.	GEORGE PARKER,
PATRICK CLINE,	RALPH LATTIN.

Mr. Speaker:

MAJORITY REPORT

The majority of your Joint Committee of Ways and Means and Trade and Manufactures has had Assembly Bill No. 87 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows:

Amend section 5 of Assembly Bill No. 87 by adding on page 4 of the printed bill, after subdivision 5, a new subdivision to be known as subdivision 6 to read as follows: "6. Upon each store in excess of five, the annual license fee shall be two hundred and fifty (\$250) dollars for each such store."

Add on page 4, after line 13 of the printed bill, a new subdivision to be known as subdivision 7, to read as follows: "7. For every person, firm, corporation, copartnership, or association opening, establishing, operating or maintaining one or more stores within this State, under the same general management, supervision, or ownership of five or more within or without the State, the annual license fee shall be two hundred and fifty (\$250) dollars for each such store within the State."

Strike out in line 9, page 5 of printed bill, after the word "stations" the following "and/." Line 10, page 5, following the word "plants" insert the words "whose principal address is," and further amend in line 11, page 5, by inserting a period following the word "products" and striking out the remainder of the line.

Striking out in lines 8 and 9, page 4 of the printed bill, the words and figures "one hundred twenty-five (\$125) dollars," and insert in lieu thereof the words and figures "fifty (\$50) dollars." Striking out in lines 10 and 11 of the printed bill the words and figures "two hundred and fifty (\$250) dollars" and

insert in lieu thereof the words and figures "one hundred (\$100) dollars." Strike out in lines 12 and 13 of the printed bill the words and figures "five hundred (\$500) dollars" and insert in lieu thereof the words and figures "two hundred and fifty (\$250) dollars."

L. R. ARNOLD,	C. L. NOBLE,
GEO. G. HUSSMAN,	FRED PHILLIPS,
JAMES RIDDELL,	GEORGE PARKER,
J. E. HORGAN,	J. R. REYNOLDS.

MINORITY REPORT

Mr. Speaker:

The minority of your Joint Committee of Ways and Means and Trade and Manufactures has had Assembly Bill No. 87 under consideration, and begs leave to report unfavorably on the same, with recommendation that it do not pass, as amended.

MRS. GLENN E. GRIER, *Chairman.*

Mr. Speaker:

Your Select Committee of Division of Motor Vehicles has had Assembly Bill No. 253 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE PARKER, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 88.

Mr. Newton moved Assembly Bill No. 88 be rereferred to Committee on Ways and Means for consideration of amendment.

Carried.

Senate Bill No. 86.

Remarks by Messrs. Oldham and Perry.

Roll call on Senate Bill No. 86:

YEAS—Anker, Bellinger, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—28.

NAYS—None.

Absent—Cooper, Grier, Jameson, Lattin, and Wines—5.

Not voting—Arnold, Boak, Cline, Newton, Perry, Riddell, and Mr. Speaker—7.

Senate Bill No. 86 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 92.

Remarks by Mr. Oldham.

Roll call on Senate Bill No. 92:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—30.

NAYS—None.

Absent—Jameson, Lattin, and Wines—3.

Not voting—Arnold, Cline, Cooper, Grier, Perry, Riddell, and Mr. Speaker—7.

Senate Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 93.

Amendment to section 1 proposed by Committee on Banks and Banking.

Mr. Oldham moved the adoption of the amendment.

Remarks by Messrs. Oldham and Perry.

Roll call on Senate Bill No. 93:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Jameson, Hussman, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—29.

NAYS—Cooper and Parker—2.

Absent—Lattin and Wines—2.

Not voting—Arnold, Cline, Grier, Newton, Perry, Riddell, and Mr. Speaker—7.

Senate Bill No. 93 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS AND NOTICES

By Lincoln, Clark, and White Pine Delegations:

Assembly Concurrent Resolution No. 11, requesting the immediate construction of the "Broken Link" between Alamo and Caliente, in Lincoln County, Nevada.

WHEREAS, That certain portion of Route 7 of the highway system of the State of Nevada has long since been designated as part of the highway system of the State of Nevada; and

WHEREAS, Said road is an important link between the town of Alamo and the town of Caliente in Lincoln County; and

WHEREAS, This will help complete the highway link from Idaho to Las Vegas, bringing into the State large revenue in traffic and fuel tax; and

WHEREAS, The construction thereof is necessary and there is no apparently good reason why it should not be completed; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the State Highway Engineer of the State of Nevada be and he is hereby directed to proceed promptly with plans for the completion of said road, and to thereupon complete the same at the earliest possible moment with any available funds that may be on hand; and be it further

Resolved, That a properly certified copy of this resolution be transmitted by the Chief Clerk of the Assembly of the State of Nevada to the State Highway Engineer of the State of Nevada.

Mr. Stewart moved the adoption of the resolution.

Mr. Boak moved to amend the motion, and make Assembly Joint Resolution No. 11 a special order of business for Saturday morning at 10:30 a. m.

Remarks by Messrs. Boak and Stewart.

Mr. Arnold moved that the Assembly adjourn until Friday, March 15, 1935, at 11 a. m.

Carried.

Assembly adjourned at 5:20 p. m.

Approved:

WILLIAM KENNETT,
Speaker of the Assembly.

Attest: LEONARD A. WILSON,
Chief Clerk of the Assembly.

THE FIFTY-FOURTH DAY

CARSON CITY (Friday), March 15, 1935.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Fogliani moved the reading of the minutes be dispensed with, and the Speaker and Chief Clerk be authorized to make necessary corrections.

Motion carried.

SPECIAL ORDER
STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, March 13, 1935.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Herewith there is returned, without my approval, Assembly Joint Resolution No. 6, introduced by Mr. Conwell on February 4, 1935, memorializing the President of the United States and Congress to support the "Townsend Old-Age Pension Plan."

I find myself not in accord with the terms of the resolution as it is to me very evident that the proposed legislation imposes undue financial burden upon the Government.

Aside from my personal view thus expressed, I am principally constrained to withhold my approval of this resolution for the reason that the enactment of such a law will entirely disrupt the plans of President Roosevelt for the rehabilitation of our country. President Roosevelt has definitely announced himself as in favor of an old-age pension in the amount not exceeding \$1 per day, and all of his program for rehabilitation of the country has been formulated to include no greater financial outlay than would be involved by the payment of such a pension.

I cannot believe that we should endeavor to persuade Congress to thus vote contrary to the plans and wishes of the President.

For the foregoing reasons, Assembly Joint Resolution No. 6 is returned herewith without my approval.

Very truly yours,

RICHARD KIRMAN, SR.,
Governor.

Assembly Joint Resolution No. 6 read, together with Governor's veto message.

The Speaker asked "Shall the resolution pass notwithstanding the Governor's veto?"

Mr. Noble moved Assembly concur in the Governor's veto.

Mr. Persson rose to point of order, declaring Mr. Noble out of order.

Mr. Speaker declared point of order well taken.

Roll requested by Messrs. Hussman, Noble, and Perry.

Roll call on question "Shall the resolution pass notwithstanding the Governor's veto?"

YEAS—Conwell and Perry—2.

NAYS—Anker, Arnold, Bellinger, Boak, Clark, Cooper, Fogliani, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Murphy, Newton, Oldham, Parker, Persson, Renfro, Reynolds, Rochon, Sherwood, Stewart, and Wines—27.

Absent—Cline, Lattin, Lauritzen, and Shelly—4.

Not voting—Glaser, Noble, Phillips, Riddell, Russell, Young, and Mr. Speaker—7.

The question having failed to receive a two-thirds majority, Mr. Speaker declared Governor's veto sustained.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 256, 258, and 259, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Substitute for Assembly Bill No. 9 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 9, which was this day adopted in the Senate.

Also, Assembly Bill No. 178, which passed, as amended: Yeas, 15; nays, none; absent, 1. Amend as follows: Page 1, line 13, strike the word "the" and insert in lieu thereof the letter "a" after the word "fee" at the end of line 13, and insert the words and comma "of two dollars," and strike all of line 14 down to the comma. Page 6, line 23, strike the words "its passage and approval," and insert in lieu thereof the following: "May 1, 1935." Amend the title by inserting the word "insurance" between the words "to" and "agents."

Also, Assembly Bill No. 160, which passed: Yeas, 15; nays, none; absent, 1.
Also, Assembly Bill No. 166, which passed: Yeas, 15; nays, none; absent, 1.
Also, Assembly Bill No. 180, which passed: Yeas, 14; nays, none; absent, 2.
Also, Assembly Bill No. 181, which passed: Yeas, 15; nays, none; absent, 1.
Also, Assembly Bill No. 182, which passed: Yeas, 15; nays, none; absent, 1.
Also, Assembly Bill No. 185, which passed: Yeas, 13; nays, none; absent, 2; not voting, 1.

Also, Assembly Bill No. 120, which passed: Yeas, 16; nays, none.
Also, to present Senate Substitute for Senate Bill No. 68, which passed: Yeas, 16; nays, none.

Also, Senate Substitute for Senate Bill No. 88, which passed: Yeas, 16; nays, none.

Also, Senate Bill No. 136, which passed, as amended: Yeas, 16; nays, none. Amend the title by striking the period after the figure 1911 and inserting in lieu thereof a comma, and add the following: "by adding a new section thereto to be designated as section 447a."

Also, Senate Bill No. 138, which passed: Yeas, 16; nays, none.

Also, Senate Bill No. 45, with the information that the Senate can find nothing in this Act wherein it should be confined to Joint Rule No. 10.

Also, Senate Bill No. 27, which passed, as amended: Yeas, 15; Nays, none; absent, 1. Amend as follows: Page 2, sec. 3, line 21, change the figure "1" after the word March to "30."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved Assembly concur in the Senate amendment to Senate Bill No. 27.

Motion carried.

Mr. Cline moved the Assembly concur in Senate amendments to Assembly Bill No. 178.

Carried.

Mr. Persson moved Senate Bill No. 45 be rereferred to Committee on Ways and Means.

Carried.

Mr. Persson moved Senate Bill No. 67 be rereferred to Committee on Ways and Means.

Mr. Rochon moved to amend motion to read Joint Committee of Ways and Means and State Library.

Motion, as amended, carried.

Mr. Oldham moved that for the remainder of the session the Assembly do not allow any further public hearings or public discussions on any bills until the general file for the day is cleared.

Mr. Hussman amended motion to include no hearings in Committee of the Whole.

Remarks by Messrs. Sherwood and Hopkins.

Carried.

Mr. Newton moved that Assembly Bill No. 186 be rereferred to Committee on Judiciary.

Carried.

Mr. Horgan moved Assembly Bill No. 216 be rereferred to Committee on Education.

Carried.

Action on Assembly Concurrent Resolution No. 11, presented yesterday by Lincoln, Clark, and White Pine County Delegations:

Mr. Stewart moved the adoption of the resolution.

Remarks by Messrs. Boak, Sherwood, and Fogliani.

Motion by Mr. Stewart declared out of order.

Motion before the House is motion by Mr. Boak, pending from yesterday, to amend motion of Mr. Stewart to the effect that resolution be laid on Chief Clerk's table and made special order for Saturday, March 16, at 10:30 a. m.

Remarks by Messrs. Sherwood, Murphy, and Hopkins.

Mr. Hussman asked for call of the House.

Call of the House:

Present: Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani,

Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, Young, and Mr. Speaker.

Absent: Anker and Rochon.

Excused: Lauritzen, Oldham, Parker, and Shelly.

Sergeant-at-Arms ordered to find absent members.

Rising vote on amendment to motion.

Amendment lost.

Remarks on Assembly Concurrent Resolution No. 11 by Messrs. Hopkins, Harriman, Perry, Arnold, and Stewart.

Previous question requested by Messrs. Stewart, Fogliani, and Persson.

Roll call on Assembly Concurrent Resolution No. 11:

YEAS—Arnold, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Murphy, Newton, Noble, Oldham, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, and Wines—21.

NAYS—Bellinger, Harriman, Henrichs, Hopkins, and Perry—5.

Absent—Lattin, Lauritzen, Parker, and Shelly—4.

Not voting—Anker, Boak, Clark, Glaser, Horgan, Hussman, Jameson, Persson, Young, and Mr. Speaker—10.

Assembly Concurrent Resolution No. 11 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 90, 96, and 218.

At 12:02 p. m. Mr. Persson moved Assembly recess until 1 p. m.

Carried.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 254 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Senate Concurrent Resolution No. 7 under consideration, and begs leave to report favorably on the same, with the recommendation that resolution be adopted.

J. E. HORGAN, *Chairman.*

INTRODUCTION AND FIRST READING

Senate Bill No. 136.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 138.

Mr. Oldham moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Substitute for Senate Bill No. 68.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Substitute for Senate Bill No. 88.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Parks.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 30.

Amendment to section 3 proposed by Mr. Sherwood.

Mr. Sherwood moved the adoption of the amendment.

Carried.

Remarks by Messrs. Hussman, Clark, Sherwood, Fogliani, Harriman, and Persson.

Roll call on Assembly Bill No. 30.

YEAS—Anker, Arnold, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Lattin, Murphy, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Sherwood, and Young—25.

NAYS—Hussman.

Absent—Bellinger, Jameson, Lauritzen, Phillips, Rochon, Russell, Shelly, Stewart, and Wines—9.

Not voting—Henrichs, Newton, Perry, Riddell, and Mr. Speaker—5.

Assembly Bill No. 30 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Clark moved that Assembly Bill No. 188 be printed.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 128.

Remarks by Messrs. Noble, Goodwin, and Cline.

Roll call on Assembly Bill No. 128:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lattin, Murphy, Newton, Noble, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—30.

NAYS—None.

Absent—Conwell, Hussman, Jameson, Lauritzen, Oldham, Parker, Rochon, and Shelly—8.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 128 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 129.

Amendment to section 5 proposed by Committee on Judiciary.

Mr. Goodwin moved the adoption of the amendment.

Carried.

Remarks by Messrs. Perry and Noble.

Roll call on Assembly Bill No. 129 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Persson, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—30.

NAYS—None.

Absent—Henrichs, Lauritzen, Oldham, Parker, Phillips, Renfro, Rochon, and Shelly—8.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 129 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 130.

Amendment to section 1 proposed by Committee on Judiciary.

Mr. Goodwin moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 130 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—31.

NAYS—Perry.

Absent—Lauritzen, Oldham, Parker, Persson, Phillips, Rochon, and Shelly—7.

Not voting—Mr. Speaker.

Assembly Bill No. 130 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 131.

Roll call on Assembly Bill No. 131 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Phillips, Renfro, Riddell, Russell, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Lauritzen, Oldham, Parker, Persson, Reynolds, Rochon, and Shelly—7.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 131 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 132.

Amendment to section 1 proposed by the Committee on Judiciary.

Mr. Goodwin moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 132 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan,

Hussman, Jameson, Lattin, Murphy, Newton, Noble, Phillips, Renfro, Riddell, Russell, Sherwood, Stewart, Wines, and Young—31.

YEAS—None.

Absent—Lauritzen, Oldham, Parker, Persson, Reynolds, Rochon, and Shelly—7.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 132 having received a constitutional majority, Mr. Speaker declared it passed, as amended.

Assembly Bill No. 133.

Roll call on Assembly Bill No. 133 :

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—31.

YEAS—None.

Absent—Boak, Lauritzen, Oldham, Parker, Persson, Rochon, and Shelly—7.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 133 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 134.

Roll call on Assembly Bill No. 134 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Perry, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, and Wines—29.

YEAS—None.

Absent—Conwell, Heinrichs, Lauritzen, Oldham, Parker, Persson, Rochon, Shelly, and Young—9.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 134 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 135.

Roll call on Assembly Bill No. 135 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Murphy, Newton, Noble, Perry, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, and Wines—30.

YEAS—None.

Absent—Heinrichs, Hussman, Lauritzen, Oldham, Parker, Persson, Rochon, Shelly, and Young—9.

Not voting—Mr. Speaker.

Assembly Bill No. 135 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 136.

Roll call on Assembly Bill No. 136 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Murphy,

Newton, Noble, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—29.

NAYS—None.

Absent—Goodwin, Heurichs, Hussman, Lauritzen, Oldham, Parker, Persson, Rochon, and Shelly—9.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 136 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 137.

Roll call on Assembly Bill No. 137 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Murphy, Newton, Noble, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—32.

NAYS—None.

Absent—Hussman, Lauritzen, Oldham, Parker, Rochon, and Shelly—6.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 137 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 138.

Roll call on Assembly Bill No. 138 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Noble, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Lauritzen, Newton, Oldham, Parker, Persson, Rochon, and Shelly—7.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 138 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 139.

Roll call on Assembly Bill No. 139 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Noble, Phillips, Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines, and Young—30.

NAYS—None.

Absent—Cline, Lauritzen, Newton, Oldham, Parker, Persson, Rochon, and Shelly—8.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 139 having received a constitutional majority, Mr. Speaker declared it passed.

SPECIAL ORDER

Assembly Bill No. 103.

Amendment proposed by Mr. Russell: Amend section 4 of Assembly Bill No. 103 by striking out on page 3, line 2 of the printed bill, the word "two," and insert in lieu thereof the word "five."

Mr. Russell moved adoption of the amendment.

Carried.

Amendment proposed by Messrs. Sherwood and Arnold: Amend

section 4 of Assembly Bill No. 103 by striking out section 4a and inserting in lieu thereof a section to be known as section 4½, which said section shall read as follows:

"SEC. 4½. The term 'employer,' as used in this Act, shall be construed to mean every person in the service of an employer, as defined in section 7½, under any appointment or contract of hire or apprenticeship, expressed or implied, oral or written, including aliens and also including minors, whether lawfully or unlawfully employed, and all elected and appointed paid public officers, and all officers and members of boards of directors of quasi public or private corporations while rendering actual service for such corporations for pay, and a working member of a partnership receiving wages, irrespective of profits from such partnership, but excluding any person whose employment is both casual and not in the course of the trade, business, profession, or occupation of his employer; *provided*, that the term 'casual,' as herein used, shall be taken to refer only to employments where the work contemplated is to be completed in not exceeding two working days without regard to the number of men employed and where the total labor cost of such work is less than one hundred dollars; *and provided further*, that volunteer firemen, while engaged in their duties as such, belonging to a regularly organized and recognized volunteer fire department, shall be deemed, for the purpose of this Act, employees of the city or town so recognizing them at the wage of one hundred and fifty dollars per month, and shall be entitled to the benefits of this Act upon such city or town complying therewith."

Mr. Sherwood moved the adoption of the amendment.

Amendment adopted by rising vote.

Amendment proposed by Committee on Labor: Amend section 8 of Assembly Bill No. 103 by striking out in lines 27 and 28, page 9, all words within the brackets.

Mr. Sherwood moved the adoption of the amendment.

Carried.

Roll call on Assembly Bill No. 103:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Gray, Grier, Harriman, Henrichs, Hopkins, Lattin, Murphy, Noble, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—27.

NAYS—Glaser, Goodwin, Horgan, Hussman, Jameson, Newton, and Oldham—7.

Absent—Lauritzen, Parker, Renfro, and Shelly—4.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 103, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

White Pine Delgation asked to be excused for fifteen minutes.

Request granted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 148.

Remarks by Messrs. Arnold, Murphy, Perry, Clark, and Conwell.

Previous question requested by Messrs. Cline, Phillips, and Harriman.

Roll call on Assembly Bill No. 148:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Couwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Oldham, Phillips, Reynolds, Riddell, Rochon, Stewart, Wines, and Young—29.

NAYS—Perry.

Absent—Cooper, Grier, Lauritzen, Parker, Renfro, Russell, Shelly, and Sherwood—8.

Not voting—Persson and Mr. Speaker—2.

Assembly Bill No. 148 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 197.

Mr. Phillips moved adoption of amendment to section 6.

Motion carried.

Mr. Hopkins questions constitutionality of bill.

Remarks by Messrs. Goodwin and Arnold.

Mr. Arnold moved bill be tabled.

Motion lost.

Remarks by Messrs. Perry, Horgan, Arnold, Noble, Bellinger, Cline, Goodwin, and Mrs. Wines.

Previous question requested by Messrs. Goodwin, Phillips, and Cline.

Roll call on Assembly Bill No. 197:

YEAS—Anker, Clark, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Noble, Persson, Phillips, Riddell, Rochon, and Wines—14.

NAYS—Arnold, Bellinger, Boak, Cline, Couwell, Cooper, Glaser, Grier, Hopkins, Newton, Oldham, Perry, Renfro, Sherwood, Stewart, and Young—16.

Absent—Fogliani, Harriman, Lattin, Lauritzen, Parker, and Shelly—6.

Not voting—Murphy, Reynolds, Russell and Mr. Speaker—4.

Assembly Bill No. 197, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 215.

Remarks by Mr. Oldham.

Roll call on Assembly Bill No. 215:

YEAS—Anker, Bellinger, Cline, Couwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Hopkins, Hussman, Lattin, Murphy, Newton, Noble, Oldham, Persson, Sherwood, Stewart, and Young—21.

NAYS—Clark, Horgan, Phillips, Renfro, and Russell—5.

Absent—Boak, Harriman, Lauritzen, Parker, Rochon, and Shelly—6.

Not voting—Arnold, Goodwin, Jameson, Perry, Reynolds, Riddell, Wines, and Mr. Speaker—8.

Assembly Bill No. 215 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 235.

Remarks by Messrs. Goodwin, Arnold, Harriman, and Lattin.

Roll call on Assembly Bill No. 235:

YEAS—Anker, Clark, Couwell, Cooper, Fogliani, Glaser, Goodwin, Gray,

Grier, Harriman, Henrichs, Horgan, Jameson, Lattin, Murphy, Noble, Oldham, Phillips, Renfro, Russell, Sherwood, Stewart, Wines, and Young—24.

NAYS—Hopkins, Reynolds, and Rochon—3.

Absent—Lauritzen, Parker, and Shelly—3.

Not voting—Arnold, Bellinger, Boak, Cline, Hussman, Newton, Perry, Persson, Riddell, and Mr. Speaker—10.

Assembly Bill No. 235 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 240.

Remarks by Mrs. Wines.

Roll call on Assembly Bill No. 240:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Murphy, Newton, Noble, Oldham, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Hussman, Lauritzen, Parker, Renfro, and Shelly—5.

Not voting—Mr. Speaker.

Assembly Bill No. 240 having received a constitutional majority, Mr. Speaker declared it passed.

At 3:21 p. m. Mr. Noble moved Assembly recess until 3:30 p. m.

Carried.

HOUSE IN SESSION

At 3:30 p. m.

Quorum present.

There being no objections, the Speaker and Chief Clerk signed Assembly Bills Nos. 78, 150, and 181.

Assembly Bill No. 244.

Remarks by Mr. Noble.

Roll call on Assembly Bill No. 244:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Renfro, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—29.

NAYS—None.

Absent—Goodwin, Harriman, Lattin, Oldham, Parker, Persson, and Reynolds—7.

Not voting—Perry, Phillips, Shelly, and Mr. Speaker—4.

Assembly Bill No. 244 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 250.

Remarks by Messrs. Shelly and Perry.

Roll call on Assembly Bill No. 250:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, and Young—32.

NAYS—None.

Absent—Cline, Goodwin, Phillips, Rochon, and Wines—5.

Not voting—Boak, Perry, and Mr. Speaker—3.

Assembly Bill No. 250 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Parker moved Assembly Bill No. 253 be placed on bottom of general file.

Carried.

Senate Bill No. 44.

Remarks by Mr. Sherwood.

Roll call on Senate Bill No. 44:

YEAS—Anker, Boak, Cooper, Glaser, Hopkins, Hussman, Lauritzen, Murphy, Noble, Oldham, Parker, Reynolds, Russell, Shelly, Sherwood, Stewart, and Young—17.

NAYS—None.

Absent—Goodwin, Harriman, Heinrichs, Jameson, Lattin, Persson, and Renfro—7.

Not voting—Arnold, Bellinger, Clark, Cline, Conwell, Fogliani, Gray, Grier, Horgan, Newton, Perry, Phillips, Riddell, Rochon, Wines, and Mr. Speaker—10.

Senate Bill No. 44 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Cooper moved Senate Bill No. 46 be tabled.

Carried.

Mr. Cline moved Senate Bill No. 47 be tabled.

Carried.

Senate Bill No. 63.

Mr. Perry moved Senate Bill No. 63 be tabled.

Motion lost by rising vote.

Remarks by Messrs. Oldham, Noble, Cline, and Shelly.

Roll call on Senate Bill No. 63:

YEAS—Boak, Clark, Glaser, Horgan, Gray, Hussman, Jameson, Murphy, Noble, Oldham, Phillips, Reynolds, Riddell, Russell, Shelly, Stewart and Wines—17.

NAYS—Arnold, Cline, Conwell, Cooper, Fogliani, Grier, Hopkins, Newton, Perry, Rochon, Sherwood, and Young—12.

Absent—Anker, Goodwin, Harriman, Heinrichs, Lattin, Parker, Persson, and Renfro—8.

Not voting—Bellinger, Lauritzen, and Mr. Speaker—3.

Senate Bill No. 63 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Rochon moved Senate Bill No. 67 be withdrawn from the Joint Committee of Ways and Means and State Library and be made special order of business for tomorrow at 11 a. m., and be considered in Committee of the Whole.

Roll call on motion requested by Messrs. Oldham, Fogliani, and Sherwood:

YEAS—Bellinger, Clark, Cline, Conwell, Grier, Hopkins, Jameson, Lauritzen,

Murphy, Oldham, Parker, Perry, Phillips, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Mr. Speaker—21.

YAYS—Arnold, Boak, Cooper, Fogliani, Glaser, Gray, Horgan, Hussman, Newton, Noble, Riddell, and Young—12.

Absent—Anker, Goodwin, Harriman, Henrichs, Lattin, Persson, and Renfro—7.

Carried.

Remarks by Messrs. Rochon and Noble.

Mr. Hussman rose to a point of order, stating bill had been rereferred to committee this morning.

The Chair ruled motion on Senate Bill No. 67 carried, and in order.

INTRODUCTION AND FIRST READING

By White Pine County Delegation:

Assembly Bill No. 270—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, together with the Acts amendatory thereof or supplemental thereto.

Mr. Russell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 160 and 176.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Joint Resolutions Nos. 25 and 26, and Assembly Bill No. 260, hereto attached, are correct copies of the triplicates thereof in its possession.

Also, that bound copy of Assembly Substitute for Assembly Bill No. 220, hereto attached, is a correct copy of the triplicate thereof in its possession, with the exception that year in line 1, page 8 of the printed bill, should be "1933" instead of "1923."

A. R. HOPKINS, *Chairman.*

Mr. Hopkins moved that the Chief Clerk be authorized to make correction.

Carried.

Mr. Speaker:

Your Select Committee of Lincoln County Delegation has had Assembly Bill No. 230 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JACK FOGLIANI,
CLAIR STEWART.

GENERAL FILE AND THIRD READING

Assembly Bill No. 253.

Mr. Cline moved Assembly Bill No. 253 be rereferred to Select Committee.

Carried.

Mr. Oldham gave notice that on the next legislative day he would move for reconsideration of Senate Bill No. 63.

At 4:46 p. m. Mr. Noble moved Assembly now adjourn until Saturday, March 16, 1935, at 10 a. m.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTY-FIFTH DAY

CARSON CITY (Saturday), March 16, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. Harry Pressfield.

Mr. Fogliani moved that reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 125 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 126 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 38, and reports on the same without recommendation.

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 261, 262, 263, and 264, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Internal Improvements has had Assembly Bill No. 187 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out after the comma following the word "commission" in line 27, page 6 of the printed bill, the word "shall," and insert in lieu thereof the word "may." Place a semicolon after the word "commission" in line 12, page 9 of the printed bill, and then strike out the following: "and it shall be unlawful for any aircraft, except in case of emergency, to land upon or take off from any area in the State of Nevada, other than an airport, landing field, or landing strip." Strike out after the word "the" where it occurs the first time in line 20, page 12 of the printed bill, the following: "circuit or superior," and insert in lieu thereof the word "district." Strike out after the word "the" in line 31, page 12 of the printed bill, the following: "circuit or superior," and insert in lieu thereof the word "district." Insert after the comma following the word "Act" in line 24, page 13 of the printed bill, the following: "or donations made to the State to further the progress of aviation." Insert a comma after the word "commission" in line 28, page 13 of the printed bill, and the following: "or the payment of salaries or other expenses." Place a period after the word "Act" in line 28, page 13 of the printed bill, and strike out the remainder of section 22, and insert in lieu thereof the following: "No debt, obligation, or expense shall

be created by reason of this Act for which the State shall be liable, anything in this Act to the contrary notwithstanding."

C. D. JAMESON, *Chairman*.

There being no objections, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 9 and Assembly Bills Nos. 166 and 180.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 137, which this day passed the Senate by the following vote: Yeas, 13; nays, 2; absent, 1.

Also, Senate Bill No. 151, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Bill No. 99, which passed, as amended: Yeas, 12; nays, 2; absent, 1; not voting, 1. Amend as follows: Strike out on page 1 all of lines 1 to 13, both inclusive. Strike out on page 1, line 14, the figure "2" after the word "Section" and insert the figure "1." Strike out on page 2, line 9, the figure "3" and insert the figure "2." Strike out on page 2, line 11, the figure "4" and insert the figure "3." Amend the title to read: "To amend section 49 of an Act entitled 'An act relating to.'"

Also, to inform you that the Senate this day concurred in the Assembly amendments to Senate Bill No. 61 and Senate Bill No. 93.

Also, to present Senate Bill No. 108, which passed: Yeas, 14; nays, none; absent, 2.

Also, Senate Bill No. 105, which passed: Yeas, 12; nays, 1; absent, 2; not voting, 1.

Also, Senate Bill No. 129, which passed: Yeas, 14; nays, none; absent 1; not voting, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Stewart moved Assembly Substitute for Assembly Bill No. 220 be placed at bottom of general file.

Carried.

Mr. Jameson moved Assembly Bill No. 187 be placed on top of general file for third reading and final passage.

Carried.

Mr. Newton moved that Assembly rescind all action previously taken on Senate Bill No. 27.

Carried.

Mr. Newton moved Senate Bill No. 27 be placed on general file for third reading and final passage.

Carried.

Mrs. Wines moved that Assembly Bill No. 105 and Assembly Bill No. 149 be withdrawn from committee and placed on general file for third reading and final passage.

Mr. Hopkins moved to amend motion and bills be withdrawn from Committee on Printing and referred to Committee on Labor.

Amendment lost.

Remarks by Mr. Hopkins.

Motion carried by rising vote.

INTRODUCTION AND FIRST READING

Senate Bill No. 99.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Senate Bill No. 129.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 105.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 107.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 137.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Military and Indian Affairs.

Carried.

Senate Bill No. 151.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Select Committee of Humboldt, Pershing, Lander, Eureka, and Elko County Delegations.

Carried.

By Mr. Persson:

Assembly Bill No. 271—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State and to define their duties and their powers," approved March 8, 1865, as amended.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Cooper:

Assembly Concurrent Resolution No. 12, requesting the withdrawal from the Governor of Assembly Bill No. 90.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor be requested to return to the Assembly for further consideration Assembly Bill No. 90.

Mr. Cooper moved the adoption of the resolution.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 187.

Mr. Jameson moved the adoption of amendments to sections 7, 8, 11, 17, 18, 21, and 22.

Carried.

Remarks by Messrs. Perry, Oldham, Hopkins, Sherwood, and Jameson.

Mr. Persson moved Assembly Bill No. 187 be placed on the bottom of the general file.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 120 and 185.

SPECIAL ORDER

Senate Bill No. 67.

Mr. Rochon moved that the Assembly do now resolve itself into Committee of the Whole for Consideration of Senate Bill No. 67.

Carried.

Mr. Speaker appointed Mr. Persson to act as Chairman of the Committee of the Whole.

At 11:04 a. m. Assembly in Committee of the Whole.

HOUSE IN SESSION

At 11:12 a. m.

Mr. Speaker in the Chair.

Quorum present.

REPORT OF COMMITTEE OF THE WHOLE

Mr. Speaker:

Your Committee of the Whole has had Senate Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

ROY PERSSON, *Chairman.*

Mr. Rochon moved Senate Bill No. 67 be placed on top of general file.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 67.

Amendment proposed by Mr. Boak: Amend section 4 of Senate Bill No. 67 by striking the period at the end of line 29, page 5 of the printed bill, and insert a semicolon and the following: "*provided, however,* that no amount in excess of that herein authorized shall be expended in the building and equipment of said building."

Mr. Boak moved the adoption of the amendment.

Remarks by Messrs. Rochon and Cooper.

Roll call on amendment requested by Messrs. Rochon, Cline, and Murphy:

YEAS—Boak, Goodwin, Gray, Grier, Henrichs, Horgan, Hussman, and Young—8.

NAYS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser,

Harriman, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—27.

Absent—Anker, Newton, Oldham, and Perry—4.

Not voting—Mr. Speaker.

Amendment lost.

Remarks on bill as a whole by Messrs. Phillips and Cline.

Roll call on Senate Bill No. 67 :

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Boak, Perry, and Persson—3.

Absent—Harriman and Newton—2.

Not voting—Mr. Speaker.

Senate Bill No. 67 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 230.

Remarks by Messrs. Stewart and Cooper.

Roll call on Assembly Bill No. 230 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Goodwin, Newton, Persson, and Phillips—4.

Not voting—Mr. Speaker.

Assembly Bill No. 230 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 254.

Mr. Oldham, Speaker pro tem, in the Chair.

Remarks by Messrs. Conwell, Hussman, Cline, and Noble.

Roll call on Assembly Bill No. 254 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Cooper and Rochon—2.

Not voting—Mr. Speaker.

Assembly Bill No. 254 having received a constitutional majority, Mr. Speaker declared it passed.

At 12:03 p. m. Mr. Noble moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 146, 90, 96, and 218 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 136 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 208 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 147, and reports same without recommendation.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Federal Relations has had Assembly Joint Resolution No. 26 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 188, 265, 266, 267, 268, and 269, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Joint Committee of Ways and Means and Judiciary has had Assembly Bill No. 256 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN,

R. J. NEWTON.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Substitute for Assembly Bill No. 92, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 1. Amend as follows:

Amend Section 7 by striking the last three words of line 6 page 10, and insert in lieu thereof the words "being subject to." Strike the first six words of line 7, page 10. Strike the words "or of" immediately following the figures "1933" in line 12, page 10, and insert words "and independent of and not in any manner subject to the provisions of."

Amend section 8 by striking the last six words in line 22, page 11, all of line 23, page 11, and the first eight words in line 24, page 11, and add the following words, commencing at the end of line 29, page 11: "and provided further, that the manner of voting for or against the proposition thereby submitted, and the manner of canvassing the returns of said election, shall be as provided in said Act entitled 'An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly related thereto,' approved March 20, 1933." Strike all of lines 30, 31, 32, and 33 of page 11, and the first seven words of line 1 of page 12. Strike the word "voters" in line 20, page 12, and insert in lieu thereof the word "electors." Insert after the word "bonds" in line 22 page 12, the following: "as provided in said Act entitled 'An Act relating to bond elections, providing for the manner of holding the same, defining the

duties of certain persons in relation thereto, and other matters properly relating thereto,' approved March 20, 1933."

Amend the title by inserting after the word "issues" in the next to the last line of said title the words: "excepting an Act entitled 'An Act relating to bond elections, providing for the manner of holding the same, defining the duties of certain persons in relation thereto, and other matters properly relating thereto,' approved March 20, 1933."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

There being no objections, the Speaker and Chief Clerk signed Senate Bills Nos. 61, 65, 81, 82, 83, 84, 85, 86, 92, and 93.

INTRODUCTION AND FIRST READING

By Committee on Ways and Means:

Assembly Bill No. 272—An Act to provide an excise tax on diesel oil and kindred oils used to propel motor vehicles on the public highways of this State, empowering the Nevada Tax Commission to collect such tax in same manner and form as provided by law for collection of excise tax on gasoline, and other matters relating thereto.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Stewart moved Assembly Bill No. 256 be placed on bottom of general file for third reading and final passage.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 251 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 269 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Assembly Bill No. 239 under consideration, and begs leave to report same without recommendation.

Also, Senate Bill No. 98 and Assembly Bill No. 140 under consideration, and reports favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 264 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Oldham:

Assembly Concurrent Resolution No. 13, directing the State Highway Engineer to proceed without delay to improve and construct a portion

of the State highway on Route 11 between Weiland and Owyhee in Elko County, Nevada.

WHEREAS, Route 11 of the State highway comprising that portion between Weiland and Owyhee in Elko County, Nevada, has for more than ten years been designated as a portion of the State Highway System of Nevada; and

WHEREAS, The construction and improvement of this highway will be of untold importance and benefit to the majority of the taxpayers of that section of the State; and

WHEREAS, The area which would be served by the construction of that portion of the highway represents an overwhelming majority of the taxable property in that section of the State of Nevada; and

WHEREAS, The construction of this portion of the highway will be of great aid and importance to the mining, livestock and farming industries and property owners of Elko County and the State of Nevada; and

WHEREAS, The construction of this highway will make the desired connection between the Victory Highway at Elko and the Sampson Trail at Owyhee which the State of Idaho, at this time, has under construction and nearly completed up to the Nevada line; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the State Highway Engineer of the State of Nevada be, and he is hereby, requested to proceed without delay to improve and construct said portion of the highway system as soon as funds available therefor may be had, and that such construction be made prior to the construction of other portions of the highway system in that portion of the State of Nevada which may be designated subsequent to designation of this route; and be it further

Resolved. That a properly certified copy of this resolution be transmitted by the Chief Clerk of the Assembly to the Highway Engineer of the State of Nevada.

Mr. Oldham moved the adoption of the resolution.

Carried.

Mr. Oldham moved Assembly do now reconsider its vote on Senate Bill No. 63.

Remarks by Messrs. Oldham and Renfro.

Roll call on motion to reconsider vote on Senate Bill No. 63:

YEAS—Anker, Boak, Clark, Conwell, Glaser, Goodwin, Gray, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, and Stewart—25.

NAYS—Cline, Fogliani, and Perry—3.

Absent—Grier.

Not voting—Arnold, Bellinger, Cooper, Harriman, Hopkins, Newton, Parker, Sherwood, Wines, Young, and Mr. Speaker—11.

Carried.

Mr. Oldham moved Senate Bill No. 63 be placed on bottom of general file for third reading and final passage.

Carried.

Mr. Persson moved Rule No. 9 be temporarily suspended and when Assembly considers Assembly Bill No. 220 it do so without going into the Committee of the Whole.

Carried.

Mr. Hussman: "I wish to protest the Speaker's ruling of yesterday on Senate Bill No. 57, and I want my protest entered in the record. I wish to ask the members, in view of the pending legislation of such

great importance, that they proceed with all caution in the measures that are before us and to try and live up to our rules. It is to be regretted that there have been so many violations of our rules during this session. For instance, a member standing at the Chief Clerk's desk during the reading of a bill. Another thing is, upon many occasions I have seen members voting on bills from different parts of this Assembly. In one day I saw a member vote at least six times on bills from every corner of this Assembly. At one time he was standing in the lobby. Now, members of the Assembly, as stated before, in view of the very important legislation let us try to live up to the rules, or disregard our rule books and suspend all rules. I do not desire to be technical, but it is certain that we do not wish to have the action of this body taken to the Supreme Court at any time. I ask in all sincerity that we proceed with caution."

Remarks by Messrs. Conwell, Phillips, and Clark.

Mr. Persson moved that all bills now in committee be tabled.

Mr. Speaker ruled the motion out of order.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 12, which was this day adopted.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Substitute for Assembly Bill No. 92.

Mr. Anker moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Pershing County Delegation.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hopkins moved Assembly Bill No. 105 be tabled.

Mr. Russell moved to amend motion and bill be indefinitely postponed.

Motion, as amended, carried.

Mr. Russell moved Assembly Bill No. 149 be tabled.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 87.

Mrs. Grier moved Assembly Bill No. 87 be tabled.

Roll call on motion requested by Messrs. Renfro, Arnold, and Cline:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Cooper, Glaser, Grier, Hopkins, Newton, Perry, Renfro, and Stewart—13.

NAYS—Anker, Conwell, Fogliani, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Parker, Persson, Phillips, Reynolds, Riddell, Rochon, Shelly, Sherwood, Wines, and Young—23.

Absent—Oldham.

Not voting—Murphy, Russell, and Mr. Speaker—3.

Motion to table Assembly Bill No. 87 lost.

Mr. Noble moved adoption of amendments to section 5.

Carried.

Amendment proposed by Mr. Cline: Amend section 7 of Assembly Bill No. 87 by striking out after the period following the word "management" in line 8, page 5 of the printed bill, the following: "*Provided, however,* that this Act shall not apply to gasoline filling stations and/or gasoline distributing plants handling gasoline or other petroleum products exclusively."

Mr. Cline moved the adoption of the amendment.

Remarks by Messrs. Noble, Cline, Perry, Hopkins, and Mrs. Wines.
Carried.

Amendment proposed by Mr. Cline: Strike out after the period following the word "wholesale" in line 18, page 5 of the printed bill, the following: "*Provided, however,* that the term "store" shall not mean, and/or include, gasoline filling stations and/or gasoline distributing plants handling gasoline and other petroleum products exclusively."

Mr. Cline moved the adoption of the amendment.

Carried.

Remarks by Mr. Sherwood.

Mr. Noble moved the Assembly do now resolve itself into Committee of the Whole to consider Assembly Bill No. 87, inasmuch as bill carries an appropriation.

Mr. Persson moved to amend motion so that Rule No. 9 might be temporarily suspended and bill considered on the floor of the Assembly.

Motion carried, as amended.

Remarks by Messrs. Cooper, Renfro, Noble, Hussman, Perry, Clark, Bellinger, Harriman, Riddell, Stewart, Mesdames Wines and Grier.

Previous question requested by Messrs. Rochon, Stewart, and Arnold.

Roll call on Assembly Bill No. 87, as amended:

YEAS—Anker, Arnold, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Shelly, Sherwood, Wines, and Young—23.

NAYS—Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Grier, Hopkins, Newton, Oldham, Renfro, and Stewart—13.

Not voting—Boak, Murphy, Russell, and Mr. Speaker—4.

Assembly Bill No. 87, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 178 and 182.

Senate Concurrent Resolution No. 7.

Mr. Persson moved the adoption of the resolution.

Carried.

Senate Bill No. 27.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 27:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani,

Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Cline, Oldham, and Renfro—3.

Not voting—Mr. Speaker.

Senate Bill No. 27 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 220.

Mr. Newton moved that Assembly Substitute for Assembly Bill No. 220 be adopted.

Carried.

Assembly Substitute for Assembly Bill No. 220.

Amendment proposed by Mr. Hussman: Amend section 7 of Assembly Substitute for Assembly Bill No. 220 by striking out after the comma following the word "however" in line 8, page 4 of the printed bill, all the remainder of lines 8, 9, and 10, and insert in lieu thereof the following: "shall first be approved by the Board of Examiners of the State of Nevada."

Mr. Hussman moved the adoption of the amendment.

Remarks by Messrs. Newton and Hussman.

Mr. Hussman withdrew amendment.

Amendment proposed by Mr. Hussman: Amend section 14 of Assembly Substitute for Assembly Bill No. 220 by inserting after the period following the word "Governor" in line 28, page 7 of the printed bill, the following: "The State of Nevada shall never be liable or responsible for the construction of any building, or other structures, or any equipment, or any right of way that may be constructed for, purchased, or otherwise obtained through the authority of this Act."

Mr. Hussman moved the adoption of the amendment.

Remarks by Messrs. Stewart, Hussman, and Newton.

Roll call on amendment requested by Messrs. Cline, Arnold, and Newton:

YEAS—Boak, Goodwin, Henrichs, Horgan, Hussman, Jameson, Lattin, Noble, Renfro, Russell, Shelly, and Young—12.

NAYS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Lauritzen, Murphy, Newton, Oldham, Parker, Persson, Riddell, Rochon, Sherwood, Stewart, and Wines—24.

Absent—Phillips.

Not voting—Perry, Reynolds, and Mr. Speaker—3.

Amendment lost.

Remarks on bill as a whole by Messrs. Newton, Phillips, and Murphy.

Mr. Persson moved that the Chief Clerk be authorized to make the engrossed copy correct.

Carried.

Roll call on Assembly Substitute for Assembly Bill No. 220:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan,

Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—40.

NAYS—None.

Assembly Substitute for Assembly Bill No. 220 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 270, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 268 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee of Elko County Delegation has had Assembly Bill No. 205 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Insert after the semicolon following the word "month" in line 11, page 1 of the printed bill, the following "the District Attorney shall be entitled to employ a stenographer; whose salary shall be fifteen hundred dollars per annum, payable monthly at the same time and in the same manner as county officers' salaries are paid."

W. R. BELLINGER, WALTER GLASER,
JAMES RIDDELL, JOHN W. OLDHAM.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Anker moved that Senate Substitute for Assembly Bill No. 92 be placed on top of the file for third reading and final passage.

Carried.

Mr. Russell moved that Assembly Bill No. 268 be placed on top of the file for third reading and final passage.

Carried.

Mr. Stewart moved that Assembly Bill No. 256 be placed on top of the file for third reading and final passage.

Carried.

Mr. Persson moved that when the Assembly adjourns it do so until 10 a. m. Monday.

Carried.

Mr. Hopkins moved that Assembly Bill No. 188 be reprinted with corrections.

Carried.

INTRODUCTION AND FIRST READING

By Select Committee on Motor Vehicles:

Assembly Bill No. 273—An Act creating a commission to be known as the Division of Motor Vehicles of the State of Nevada, under the direction of the Superintendent of State Police, defining the powers

and duties of said Superintendent in relation thereto, transferring certain power and duties in relation to motor vehicles, motor vehicle registration, motor carriers, and other matters properly relating thereto.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee on Motor Vehicles.

Carried.

By Select Committee on Motor Vehicles:

Assembly Bill No. 274—An Act to create a commission to be known as the Division of State Police, designating the members thereof, providing for a system of State Police under the direction of said commission, designating their qualifications, providing for the compensation of certain persons, constituting the Sheriffs of the various counties of this State ex officio members thereof, defining the powers and duties thereof, and other matters relating thereto.

Mr. Cline moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee on Motor Vehicles.

Carried.

Mr. Hussman gave notice that on the next legislative day he would ask for reconsideration of the Assembly's action on Senate Bill No. 67.

GENERAL FILE AND THIRD READING

Assembly Bill No. 256.

Remarks by Messrs. Boak, Stewart, Hussman, and Murphy.

Roll call on Assembly Bill No. 256:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Mr. Speaker—38.

NAYS—None.

Absent—Lattin and Young—2.

Assembly Bill No. 256 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 268.

Remarks by Mr. Russell.

Roll call on Assembly Bill No. 268:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Perry, Phillips, Renfro, Riddell, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Mr. Speaker—34.

NAYS—None.

Absent—Henrichs, Lattin, Murphy, Newton, Persson, and Young—6.

Assembly Bill No. 268 having received a constitutional majority, Mr. Speaker declared it passed.

THE FIFTY-SEVENTH DAY

CARSON CITY (Monday), March 18, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present except Mr. Jameson.

Mr. Hopkins moved that Mr. Jameson be excused for the day.

Carried.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Hopkins moved reading of the Journal be dispensed with, and the Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

GARDNERVILLE, NEVADA, March 18, 1935.

TO WHOM IT MAY CONCERN :

This is to certify that no agreement exists whereby the undersigned agrees to pay to any person, firm or corporation, any amount of money or commission in any manner whatsoever, in the event that that certain tract of land lying and situated in Douglas County, Nevada, near Lake Tahoe, be sold to the Federal Government, or to the State of Nevada, or both. Said tract of land is fully described in that certain option now held by the State of Nevada.

WILLIAM RABE, *Owner.*

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Livestock has had Senate Bill No. 51 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. R. BELLINGER, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 267 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 266 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 9 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Office of the Secretary of State.

Also, has carefully compared Assembly Enrolled Bills Nos. 78, 150, 181, 160, 176, 166, 180, 185, and 120 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee of Clark County Delegation has had Assembly Joint Resolution No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD. PATRICK CLINE,
R. J. NEWTON. AMBROSE M. MURPHY.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hopkins moved that the Chief Clerk be authorized to make necessary corrections in history of Assembly Substitute for Assembly Bill No. 220.

Carried.

Mr. Horgan moved Assembly Bill No. 208 be rereferred to Committee on Education for further study.

Carried.

By Mr. Henrichs:

Assembly Concurrent Resolution No. 14, requesting the return of Assembly Bill No. 181 from the Governor for further consideration.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return to the Assembly for further consideration, Assembly Bill No. 181.

Mr. Henrichs moved adoption of the resolution.

Carried.

Mr. Horgan moved Assembly Bill No. 187 be placed on bottom of general file due to absence of Mr. Jameson.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 63.

Remarks by Messrs. Oldham and Perry.

Roll call on Senate Bill No. 63:

YEAS—Anker, Boak, Clark, Glaser, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Lattin, Lauritzen, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, and Young—25.

NAYS—Cooper, Fogliani, Hopkins, Parker, Perry, and Sherwood—6.

Absent—Arnold, Jameson, and Murphy—3.

Not voting—Bellinger, Cline, Conwell, Grier, Wines, and Mr. Speaker—6.

Senate Bill No. 63 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 92.

Mr. Anker moved that Senate Substitute for Assembly Bill No. 92 be adopted.

Carried.

Senate Substitute for Assembly Bill No. 92.

Remarks by Messrs. Anker, Persson, and Conwell.

Roll call on Senate Substitute for Assembly Bill No. 92:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lattin, Lauritzen, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro,

Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines and Young—35.

NAYS—None.

Absent—Hussman, Jameson, Murphy, and Oldham—4.

Not voting—Mr. Speaker.

Senate Substitute for Assembly Bill No. 92 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Anker moved adoption of preamble to Senate Substitute for Assembly Bill No. 92.

Carried.

Assembly Bill No. 126.

Remarks by Messrs. Newton, Conwell, Lattin, Boak, Shelly, and Sherwood.

Roll call on Assembly Bill No. 126:

YEAS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Grier, Hopkins, Lauritzen, Newton, Noble, Oldham, Riddell, Rochon, Russell, Stewart, and Wines—19.

NAYS—Goodwin, Horgan, Lattin, Parker, Perry, Persson, Renfro, Reynolds, Shelly, and Sherwood—10.

Absent—Harriman, Jameson, Murphy, and Phillips—4.

Not voting—Anker, Boak, Gray, Heinrichs, Hussman, Young, and Mr. Speaker—7.

Assembly Bill No. 126 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 140.

Remarks by Mr. Lattin.

Mr. Lattin moved bill be indefinitely postponed.

Mr. Persson moved to amend the motion and that bill be laid on Speaker's table.

Amendment lost.

Roll call on motion to indefinitely postpone Assembly Bill No. 140 asked for by Messrs. Boak, Newton, and Persson:

YEAS—Anker, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Hopkins, Horgan, Lattin, Lauritzen, Noble, Parker, Perry, Renfro, Reynolds, Rochon, Shelly, and Young—20.

NAYS—Boak, Cooper, Newton, Oldham, Persson, Phillips, Riddell, Stewart, and Wines—9.

Absent—Harriman, Heinrichs, Jameson, and Murphy—4.

Not voting—Arnold, Bellinger, Grier, Hussman, Russell, Sherwood, and Mr. Speaker—7.

Motion to indefinitely postpone carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate this day tabled Assembly Bill No. 31, and indefinitely postponed Assembly Bill No. 43.

Also, to present for your consideration Senate Substitute for Senate Joint Resolution No. 11, which this day passed the Senate by the following vote: Yeas, 13; nays, 2; absent, 1.

Also, Senate Substitute for Senate Bills Nos. 11 and 12, which passed, as

amended. Yeas, 15; nays, none; absent, 1. Amend as follows: Page 2, line 29, strike the word "fifteen" and in lieu thereof insert the word "forty-five." Amend the title by adding at the end thereof the following: "as amended, and by adding thereto a new section to be designated section 4 $\frac{1}{2}$ b." Page 3, line 7, after the word "commissioners" insert the word "claimant."

Also, Senate Joint Resolution No. 14, which passed: Yeas, 15; nays, none; absent, 1.

Also, Senate Bill No. 126, which passed, as amended: Yeas, 14; nays, 2; absent, 1. Amend as follows: Page 11, after the word "lien," add the following: "The tax-lien instrument shall be recorded in the county or counties in which the property is located, as notice to all concerned, and if located in more than one county it shall show the portion of the tax-lien to be levied in each county. It is hereby made the duty of County Assessors annually to levy such special tax against the property described, at the time the State and county tax levies are made; and the duty of the County Tax Receivers to receive and receipt for the same and which shall be transmitted to the State Treasurer when the State's portion of the regular taxes is transmitted. When the whole or a part of a tax-lien installment is remitted under the provisions of section 5 of this chapter, the corporation shall furnish the owner with a form of waiver thereof for delivery to the County Tax Receiver in satisfaction of the whole or part of such special tax, and which waivers shall be remitted the State Treasurer as offsets in the tax settlements with the State." Page 12, line 6, after the word "corporation" insert a period and add the following: "The FLS Board shall have concurrent authority with the corporation in fixing the percent of item (b), and may elect that the tax proceeds of said item be used to carry protective insurance against tax-installment delinquencies."

Also, Senate Bill No. 145, which passed, as amended: Yeas, 15; nays, 1; absent, 1. Amend as follows: Strike all of section 15, beginning with the word "from," being the first word of section 15, on page 8, line 4 of the printed bill, to and including the word "fund" in line 12, page 8 of the printed bill, and insert the following in lieu thereof: "From the license fees derived from this Act the sum of one hundred thousand (\$100,000) dollars shall be apportioned annually, for the two-year period ending December 31, 1936, to the State Distributive School Fund and is hereby appropriated and is to be used for the purposes of said fund; and the further sum of twenty-four thousand (\$24,000) dollars annually for the same period to the Contingent University Fund and is hereby appropriated for the purposes covered by said Contingent University Fund; and the balance of the license fees derived from this Act shall be apportioned to the State General Fund." Page 4, line 22 of the printed bill, strike the figures "2,000" and insert in lieu thereof the figures "1,500."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 12.

INTRODUCTION AND FIRST READING

Senate Substitute for Senate Bills Nos. 11 and 12.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

Senate Joint Resolution No. 14.

Mr. Young moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Select Committee of Storey County Delegation.

Carried.

Senate Joint Resolution No. 11.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 145.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 146.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Livestock.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 147.

Remarks by Messrs. Sherwood, Clark, Cline, and Shelly.

Mr. Shelly moved bill be rereferred to Committee on Judiciary.

Carried.

Assembly Bill No. 205.

Remarks by Messrs. Oldham and Conwell.

Mr. Riddell moved bill be rereferred to the Elko County Delegation.

Carried.

Assembly Bill No. 239.

Amendment proposed by Mr. Phillips: Amend section 5 of Assembly Bill No. 239 by placing a period after the word "dollars" in line 15, page 2 of the printed bill, and strike out all the remainder of section 5.

Mr. Phillips moved the adoption of the amendment.

Carried.

Remarks by Messrs. Hopkins, Perry, and Conwell.

Mr. Oldham, Speaker pro tem, in the Chair.

Further remarks by Messrs. Arnold, Murphy, and Phillips.

Mr. Sherwood rose to a point of order, stating that Mr. Conwell had already remarked on bill.

Point of order upheld.

Previous question requested by Messrs. Cline, Sherwood, and Arnold.

Roll call on Assembly Bill No. 239:

YEAS—Anker, Boak, Conwell, Cooper, Fogliani, Goodwin, Henrichs, Hopkins, Hussman, Lattin, Lauritzen, Parker, Renfro, Riddell, Sherwood, Stewart, Wines, and Young—18.

NAYS—Arnold, Bellinger, Clark, Cline, Glaser, Gray, Harriman, Horgan, Murphy, Newton, Oldham, Perry, Phillips, Reynolds, Rochon, Russell, and Shelly—17.

Absent—Jameson, Noble, and Persson—3.

Not voting—Grier and Mr. Speaker—2.

Assembly Bill No. 239, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 251.

Remarks by Messrs. Sherwood and Henrichs.

Roll call on Assembly Bill No. 251 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Noble, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Jameson.

Not voting—Mr. Speaker.

Assembly Bill No. 251 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Perry gave notice that on the last legislative day he would introduce a resolution relative to compensation for the daily paper presented to the Assemblymen.

At 11:50 a. m. Mr. Persson moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

There being no objection, the Speaker and Chief Clerk signed Assembly Bill No. 174.

PRESENTATION OF PETITIONS

March 18, 1935.

HON. WILLIAM KENNETT, *Speaker of the House*; HON. FRED ALWARD, *President of the Senate, Thirty-seventh Session, Carson City, Nevada.*

GENTLEMEN: Anticipating that payment is to be made to the clergymen who served the Legislature, and also the usual extra allowance to the Chief Clerks who are to wind up the affairs of the Legislature after adjournment, and such other expenditures as you may have occasion to make provision for, I would suggest that in the absence of statutory provisions having been made in that behalf that the two bodies confer and draft some relief bill to cover this ground. Resolutions are not sufficiently authoritative to permit me to draw warrants for the respective amounts.

In drafting your bill, I would suggest that you give the names and the amounts and for what services the remuneration is to be made. Also, have the bill made applicable to the 37th Session only. The bill should also contain a clause authorizing and directing the State Controller to issue his warrants in the amounts named in the bill.

Sincerely yours,

HENRY C. SCHMIDT, *State Controller.*

March 18, 1935.

The Honorable the Assembly, Thirty-seventh Session, Carson City, Nevada.

GENTLEMEN: Your cooperation is asked in respect to the return of books to the State Library in order to avoid delay in obtaining your last warrants in compensation for services.

It will be necessary that you return all books in your possession, taking the Librarian's receipt for same, and surrendering it to the State Controller when calling for your last warrants.

Sincerely yours,

HENRY C. SCHMIDT, *State Controller.*

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Elections has had Assembly Bill No. 144 under consideration, and begs leave to report the same without recommendation.

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 88 under consideration, and begs leave to report favorably on the same, with the recommendation that the Assembly concur in the Senate amendments.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Military and Indian Affairs has had Senate Bill No. 137 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

S. W. CONWELL, *Chairman.*

Mr. Speaker:

Your Select Committee composed of the Humboldt, Lander, Elko, Eureka, and Pershing County Delegations has had Senate Bill No. 151 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ROY PERSSON, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Newton moved the Assembly concur in the Senate amendments to Assembly Bill No. 88.

Carried.

INTRODUCTION AND FIRST READING

By Humboldt County Delegation:

Assembly Bill No. 275—An Act authorizing the City Council of the city of Winnemucca in the State of Nevada to purchase the water system and electric light and power plant of the Western States Utilities Company at the city of Winnemucca, and to use in making said purchase not to exceed the sum of one hundred and fifty thousand dollars (\$150,000) of the moneys derived from an authorized bond issue of three hundred and six thousand dollars (\$306,000) and other matters relating thereto.

Mr. Persson moved that all rules be suspended, bill declared an emergency measure, considered engrossed, and placed on top of general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 275.

Remarks by Mr. Persson.

Roll call on Assembly Bill No. 275:

YEAS—Auker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Reynolds, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Jamieson and Lattin—2.

Not voting—Mr. Speaker.

Assembly Bill No. 275 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved adoption of preamble.
Carried.

Assembly Bill No. 264.

Mr. Oldham, Speaker pro tempore, in the Chair.

Remarks by Mr. Kennett.

Roll call on Assembly Bill No. 264:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—35.

NAYS—None.

Absent—Hussman, Jameson, Newton, Persson, and Riddell—5.

Assembly Bill No. 264 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 269.

Remarks by Messrs. Noble, Hopkins, Conwell, and Cline.

Roll call on Assembly Bill No. 269:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Sherwood, Stewart, Wines, and Young—34.

NAYS—Parker.

Absent—Jameson, Newton, Riddell, and Shelly—4.

Not voting—Mr. Speaker.

Assembly Bill No. 269 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved Senate Bill No. 98 be rereferred to Committee on Ways and Means.

Motion declared lost.

Division called for by Messrs. Hussman and Persson and Mrs. Wines.

Motion carried by rising vote.

Mr. Cline moved Senate Bill No. 38 be indefinitely postponed.

Carried.

Senate Bill No. 125.

Roll call on Senate Bill No. 125:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Noble, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—29.

NAYS—Cooper.

Absent—Arnold, Henrichs, Jameson, Newton, Oldham, and Young—6.

Not voting—Parker, Perry, Riddell, and Mr. Speaker—4.

Senate Bill No. 125 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Parker moved Senate Bill No. 136 be indefinitely postponed.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Banks and Banking has had Assembly Bill No. 247 under

consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 1 of Assembly Bill No. 247 by striking out after the word "of," line 2, page 2 of the printed bill, the word "two," and insert in lieu thereof the word "one." Strike out after the words "one half," line 2, page 1 of the printed bill, the figure "2" and insert in lieu thereof the figure "1."

Also, Senate Bill No. 105, and reports favorably on the same, with an amendment thereto, with the recommendation that the amendment be adopted and that the bill be passed, as amended. Amend as follows: Amend section 5 of Senate Bill No. 105 by striking out after the period following the figure "5" in line 10, page 4 of the printed bill, all the remainder of lines 10 to 16, inclusive.

Also, Assembly Bill No. 258, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 252, and reports favorably on the same, with recommendation that it do pass, as amended. Amend as follows: Amend section 2 of Assembly Bill No. 252 by striking out after the word "year" in line 7, page 2 of the printed bill, the semicolon and the following: "and in the computation of interest upon any bond, note or other instrument or agreement it shall not be compounded, nor shall the interest thereon be construed to bear interest unless an agreement to that effect is clearly expressed in writing and signed by the party to be charged therewith," and insert in lieu thereof a period.

JOHN W. OLDHAM, *Chairman*.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 119, 271, 272, 273, and 274, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Joint Committee of Ways and Means and Roads and Highways has had Assembly Bill No. 246 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with attached amendments.

Amend section 3 of Assembly Bill No. 246 by inserting after the semicolon following the word "supplies" in line 1, page 5 of the printed bill, the following: "or when one is hauling his own personal property from place to place, or is hauling his own personal property for resale, the fee shall be (\$10) dollars."

Further amend Assembly Bill No. 246 by striking out on page 5 of the printed bill beginning with the word "provided," in line 1, all the remainder of section 3.

Further amend Assembly Bill No. 246 by striking out after the word "of" in line 28, page 10 of the printed bill, the following: "five (\$5)" and insert in lieu thereof the following: "seven dollars and fifty cents (\$7.50)."

PATRICK CLINE.

R. J. NEWTON.

Mr. Speaker:

Your Committee on Labor has had Senate Substitute for Senate Bills Nos. 11 and 12 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

L. R. ARNOLD, *Chairman*.

Mr. Speaker:

Your Committee on Motor Vehicles has had Assembly Bills Nos. 273 and 274 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GEORGE PARKER, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Concurrent Resolution No. 14, which was this day adopted by the Senate.

Also, to present for your consideration Senate Joint Resolution No. 15, which was this day declared an emergency measure under the Constitution, placed on top of the file for third reading and final passage, and passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Concurrent Resolution No. 15, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Sherwood:

Assembly Concurrent Resolution No. 15, requesting the return of Assembly Bill No. 218 from the Governor for further consideration.

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the Governor of the State of Nevada be requested to return Assembly Bill No. 218 to the Assembly for further consideration.

Mr. Sherwood moved the adoption of the resolution.

Carried.

Senate Joint Resolution No. 15.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Joint Select Committee of White Pine and Lincoln County Delegations.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 26.

Remarks by Messrs. Goodwin, Shelly, Phillips, Perry, Sherwood, and Mrs. Grier.

Roll call on Assembly Joint Resolution No. 26:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—34.

NAYS—Arnold.

Absent—Jameson, Newton, Noble, and Stewart—4.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 26 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Shelly moved adoption of preamble.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Concurrent Resolution No. 7.

Assembly Bill No. 187.

Amendment proposed by Mr. Russell: Amend Assembly Bill No. 187 beginning at section 9, page 7 of the printed bill, by striking the figure "9" and inserting in lieu thereof the figure "8," and thereafter numbering each succeeding section in its proper numerical order.

Mr. Russell moved adoption of amendment.

Carried.

Amendment proposed by Mr. Russell: Amend section 18 by striking out in line 25, page 12 of the printed bill, the words: "circuit or superior," and insert in lieu thereof the word "district."

Mr. Russell moved adoption of amendment.

Carried.

Remarks by Mr. Russell.

Roll call on Assembly Bill No. 187:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Lattin, Lauritzen, Murphy, Oldham, Phillips, Renfro, Reynolds, Rochou, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Horgan, Jameson, Newton, Noble, Parker, Persson, and Riddell—7.
Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 187, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

At 3:50 p. m. Mr. Arnold moved Assembly adjourn.

Carried.

Assembly adjourned until 11 a. m. Tuesday, March 18, 1935.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTY-EIGHTH DAY

CARSON CITY (Tuesday), March 19, 1935.

Assembly called to order at 11 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Hopkins moved reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

To the Governor, Lieutenant Governor, Speaker, and the Committee on Railroads, Internal Improvements and Manufactures, State of Nevada, 1935 Legislature.

Senate Committee—Senators Foy, Sawyer, Ryan, Miller, and Burt.

Assembly Committee—Assemblymen Jameson, Russell, Bellinger, Boak, and Mrs. Wines.

In reference to Senate Joint Resolution No. 1, introduced by Senator L. C. Branson, January 23, memorializing the Congress of the United States to *not* repeal the long- and short-haul clause (Interstate Commerce Act).

The resolution was reported by the Senate Committee February 13, was passed by the Senate February 14, was reported by the Assembly Committee February 19, was passed by the Assembly February 20; sent to enrollment February 21; presented to the Governor February 26; signed by the Governor and delivered to the Secretary of State February 27; and was dispatched by the Secretary of State February 28.

The rail carriers operating in the State of Nevada and their employees, represented by the Western Conference Committee of the Standard Railroad Labor Organizations of the State of Nevada, are opposed to this resolution for reasons which they are prepared to present at formal hearing.

We understand the Reno Chamber of Commerce, the Public Service Commission of Nevada, and the Reno Retail Merchants Association were given an informal hearing on this resolution by the Senate Committee. These three organizations constitute the opposition to the fourth section relief movement in Nevada.

Therefore, the undersigned pray the recall of said Senate Joint Resolution No. 1, for the purpose of a formal hearing thereon, and the repeal of the said resolution because of its passage without formal hearing and the questionable quality of the "whereases" thereof; also because the passage by the Congress of the United States of H. R. Bill No. 3262, known as the Fourth Section Relief Bill, or some similar measure, would prove of lasting benefit to the State of Nevada, as well as to the carriers and their employees.

J. F. HOGAN, *Vice President.*

The Western Pacific Railroad Company.

J. T. SAUNDERS, *Vice President.*

The Southern Pacific Railroad Company.

F. W. ROBINSON, *Vice President.*

Los Angeles & Salt Lake Railroad Company.

HARRY SEE, *Chairman.*

Western Conference Committee of the Standard Railroad Labor Organization.

Copy to Hon. Key Pittman,

Hon. P. A. McCarran,

Hon. J. G. Scrugham.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bills Nos. 262, 263, 271, and 272 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Substitute for Senate Joint Resolution No. 11, and reports same without recommendation.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Public Parks has had Senate Substitute for Senate Bill No. 88 and Senate Bill No. 94 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GEO. G. HUSSMAN, *Chairman.*

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 12 with the engrossed copy, finds the same correctly enrolled, and this day delivered the same to the Office of the Secretary of State.

Also, Assembly Enrolled Bills Nos. 178, 182, and 174 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 188, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Speaker:

Your Committee of Elko County Delegation has had Assembly Bill No. 205 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAMES RIDDELL, W. GLASER,
W. R. BELLINGER, JOHN W. OLDHAM.

Mr. Speaker:

Your Select Committee consisting of the Storey County Delegation has had Senate Joint Resolution No. 14 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

CHAS. W. YOUNG, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 220, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 256, which passed: Yeas, 16; nays, none; absent, 1.

Also, to present for your consideration Senate Joint Resolution No. 16, which was this day declared an emergency under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Senate Substitute for Senate Bill No. 56, which passed, as amended: Yeas, 16; nays, 1. Amend as follows: Page 2, line 20, change the figures to read \$34,500. Line 23, page 2, change the figures to read \$7,200. Page 3, line 25, change \$25,100 to \$29,350. Page 3, line 30, change \$4,500 to \$7,200. Page 3, line 32, change \$150 to \$1,500. After line 32 add another line, 33, to read as follows: "Salary for extra typist, \$200.00." Add on page 8, between lines 13 and 14, a new section to be known as section 17½. "Sec. 17½. United States Cooperative Stream Measurement. For the support of the United States Cooperative Stream Measurement in cooperation with the State Engineer,

\$1,500, apportioned as follows: Salaries, \$1,260.00; Traveling expenses, \$200.00; Recording sheets, \$40.00.

Also, Senate Bill No. 89, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 1, line 11, insert a comma and word "townships" immediately following the word "counties." Page 2, line 17, insert a comma and the word "townships" immediately following the word "counties." Page 2, line 20, insert the words "townships or" immediately preceding the word "incorporated." Page 3, line 8, insert the word "townships" after the word "county." Page 3, line 9, strike out the first word "and" and substitute therefor a comma, and insert after the word "county" the words "and township." Page 3, line 30, insert after the word "cities," the words "or townships." Page 4, line 21, after the word "county" insert the words "or township." Page 3, line 23, after the word "county" insert the words "or township." Page 5, line 29, insert after the second word "county" the words "and township." Page 6, line 8, insert after the word "county" the words "and township." Page 6, line 17, insert a comma after the word "State;" strike out the word "and" between the words "State" and "county" and insert the word "township" immediately following the word "county." Page 6, line 21, insert a comma and the word "township" immediately following the word "county." Page 7, line 17, add an "s" to the word "provision."

Also, Senate Bill No. 152, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Amend section 7, page 4, line 10, beginning with the word "or," strike the balance of the section to and including the word "reinvestment" in line 14, and insert in lieu thereof the following: "shall be transferred to the State Emergency Employment Bond Interest and Redemption Fund, and after all outstanding bonds, with accrued interest, shall have been redeemed and paid, any funds remaining in said fund shall be disposed of by transfer to the State General Fund."

Also, Senate Bill No. 119, which passed: Yeas, 15; nays, 1; not voting, 1.

Also, Senate Bill No. 133, which passed: Yeas, 15; nays, 1; absent, 1.

Also, Senate Bill No. 150, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 159, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Joint Resolution No. 13, which passed: Yeas, 16; nays, none; absent, 1.

Also, to return Senate Bill No. 31, which passed, as amended: Yeas, 17; nays, none. Strike out on page 4, lines 13 and 14, section 9, the words "prevailing," and substitute therefor the word "unsuccessful." Page 4, line 14, strike out the word "unsuccessful," and substitute therefor the word "prevailing." Page 6, line 32, strike out the words "of this Act," and substitute therefor the words "of an Act entitled 'An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto,' approved March 17, 1911, as amended, being section 8784 Nevada Compiled Laws 1929, volume 4, approved February 20, 1931." Section 22, page 10, line 16, strike out the word "chapter," and insert in lieu thereof the word "Act." Section 25, page 11, line 18, insert the figures "20" between the figures "19" and the word "and."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolutions Nos. 14 and 15.

Mr. Goodwin moved that Senate Bills Nos. 32, 33, 34, and 36 be taken from the table for consideration by the Assembly.

Motion carried by rising vote.

Mr. Goodwin gave notice that on the next legislative day he would move that Assembly rescind its action on Senate Bill No. 136.

Mr. Hussman moved Assembly Bill No. 247 be rereferred to Committee on Ways and Means.

Carried.

By All Delegations Constituting the Nevada Assembly:

Assembly Joint Resolution No. 27, memorializing the President of the United States to initiate and carry into effect a movement within his discretion to furnish new employment in the mines of the United States.

WHEREAS, The return of seigniorage charges on the current production of silver to the producer thereof, would greatly aid in the restoration of normal employment in the Western States; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That the President of the United States be memorialized, in his discretion, to make such executive order or promulgate through the Treasury Department, or any other Government agency that may be deemed proper to administer the provisions of any such order, to pay to the miners of silver in the United States the profits of the Government received from the production of silver in the form of "seigniorage" charges on their respective current productions of silver until such time as employment in the United States shall have reached a normal level, or until the domestic price of silver shall have reached \$1.29 per ounce; and be it further

Resolved. That it is suggested for the consideration of the President in this respect that restrictions or regulations concerned with the disposal of said seigniorage may be subject to any or all of the following provisions:

(1) That any miner of silver to whom said "seigniorage" charge is returned shall expend the entire amount of same for new employment wages, as follows: (a) The payment of wages to men employed on new underground development work. (b) The payment of wages for renovation and construction of plants and installation of equipment undertaken subsequent to the promulgation of the President's order.

(2) That any producer of silver to whom the "seigniorage" charge is returned (in addition to the amount of the "seigniorage" to be spent for new employment wages as outlined above) shall expend an amount equivalent to at least 50% of the amount of said "seigniorage" for labor, materials, equipment, power and other ordinary expenses required in connection with said new development work, plant renovation and construction, and equipment installations undertaken and carried on subsequent to the effective date of the President's order; and be it further

Resolved. That the President of the United States is urgently requested to give to this resolution his best consideration; and be it further

Resolved. That copies of this resolution, with the request that it be adopted in substance by the other silver-producing States, be sent to the Governors thereof, with the request that in all those States in which the Legislature is now or may soon convene, that the Governor submit these resolutions to such Legislatures for appropriate concurrent action thereon, and in all other cases the Governor is requested to express to the President of the United States such representation regarding the matter as may be proper and within the authority of such Governor; and be it further

Resolved. That properly certified copies of this resolution be sent to each of our Senators in the United States Senate and to our Representative in Congress, with the request that they and each of them use all honorable means to make such representation to the President of the United States as will tend to be in keeping with the desires expressed in this resolution.

Mr. Stewart moved that all rules be suspended, resolution declared an emergency measure, considered engrossed, and placed on top of the file for third reading and final passage.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 201 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with attached amendments. Amend as follows: Amend section 7 of Assembly Bill No. 201 by striking out the period after the word "tax" in line 33, page 5 of the printed bill, and insert a semicolon in lieu thereof and the following: "*provided further*, should the amount of tax imposed by this Act be afterward found to be more than the maximum credit allowed under the Federal Estate Tax Act, such excess shall be refunded, said refund to be made within three months after the payment of the Federal tax."

Also, Senate Bill No. 45, and reports the same with amendments, with the recommendation that the amendments be adopted and that the bill do pass, as amended. Amend as follows: Amend section 1 of Senate Bill No. 45 by striking out after the word "at" where it first occurs in line 9, page 1 of the printed bill, the word "ten," and insert in lieu thereof the words "seven and one half." Strike out after the word "at" in line 6, page 2 of the printed bill, the word "ten," and insert in lieu thereof the words "seven and one half." Strike out after the word "at" in line 19, the word "ten," and insert in lieu thereof the words: "seven and one half."

R. J. NEWTON, *Chairman.*

INTRODUCTION AND FIRST READING

By Washoe County Delegation:

Assembly Bill No. 276—An Act to authorize, empower and direct the Board of County Commissioners of the county of Washoe, State of Nevada, with the approval of the electors of said county, to issue bonds for the purpose of creating a fund to be used for the purpose of altering, improving, repairing and making additions to and furnishing said additions to the Courthouse, Sheriff's Office and Jail of Washoe County, located in Reno, Nevada, and to levy a tax for the payment of interest thereon and the redemption thereof; and other matters relating thereto.

Mr. Goodwin moved that all rules be suspended, bill be declared an emergency measure, considered engrossed, and placed on general file for third reading and final passage.

Carried.

By Committee on Railroads and Corporations:

Assembly Bill No. 277—An Act requiring payment of cost of investigation of books, accounts, practices, activities, and appraisals of the properties of public utilities by the public utility investigated or appraised, and the enforcement or defense of any order of the Commission against such public utility.

Mr. Sherwood moved that all rules be suspended, bill be declared an emergency measure, considered engrossed, and placed on general file for third reading and final passage.

Carried.

By Messrs. Harriman and Persson:

Assembly Bill No. 278—An Act to provide for the cooperation of State officers and agencies, and stockmen's associations with the

Federal Government in relation to grazing lands, and for the disposition of money received from the Federal Government in relation thereto.

Mr. Harriman moved all rules be suspended, bill be declared an emergency measure, considered engrossed, and placed on general file for third reading and final passage.

Carried.

At 12 noon Mr. Persson moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the Chair.

All present.

COMMUNICATIONS FROM STATE OFFICERS

CARSON CITY, March 19, 1935.

To the Honorable the Assembly:

By request, I have the honor to transmit herewith this date to your honorable body, Senate Joint Resolution No. 3 of the State of New Jersey, providing for an unpaid commission on interstate cooperation.

Very truly yours,

W. G. GREATHOUSE,
Secretary of State.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 270 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Substitute for Senate Bill No. 68 and Senate Bills Nos. 60 and 75 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 37, and reports unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 78, and reports the same with an amendment thereto, with the recommendation that the amendment be adopted and the bill passed, as amended. Amend as follows: Amend section 1 of Senate Bill No. 78 by striking out in line 5, page 1 of the printed bill, after the word "the" where it occurs the first time the words "people of the."

Also, Assembly Bill No. 147, and reports the same with amendments thereto, with the recommendation that the amendments be adopted, and that the bill do pass, as amended. Amend as follows: Amend Assembly Bill No. 147 by striking out all of section 4, as the same appears on page 2 of the printed bill, lines 17 to 29, inclusive. Amend title of Assembly Bill No. 147 by inserting after the comma following the word "products," line 1 of the title, the words: "wine or liquor, and." Add a paragraph at the end of line 2, page 2 of the printed bill, which said paragraph shall be designated as "(e)" and which said paragraph shall read as follows: "(e) 'Wine' as defined in this Act means any alcoholic beverage obtained by the fermentation of the natural content of fruits or other agricultural products containing sugar." Add an additional paragraph to follow "(e)" to be known as paragraph "(f)," which said paragraph shall read as follows: "(f) 'Liquor' as defined in this Act means beer, wine, gin, whisky, cordial or rum, and every liquid or solid, patented, or not, containing one half of one percent or more of alcohol by volume and which is used for beverage purposes." Amend section 2 by inserting a comma after the word

"beer" in line 9, page 2 of the printed bill, and the words "wine, or liquor." Amend section 3 by inserting a comma after the word "beer" in line 15, page 2 of the printed bill, and the words "wine, or liquor."

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 265 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved Assembly Bill No. 147 be reprinted, as amended.
Carried.

Mr. Sherwood moved Assembly Bills Nos. 273 and 274 be indefinitely postponed.

Remarks by Messrs. Cline, Parker, Sherwood, Oldham, Noble, Murphy, and Perry.

Mr. Persson moved to amend motion, and bills be tabled.

Amendment lost by rising vote.

Motion carried by rising vote.

Mr. Bellinger moved that when the Assembly adjourns it do so until 10 a. m. tomorrow.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 177, which was this day declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed by the following vote: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 16.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Carried.

Senate Bill No. 31.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 89.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 119.

Mr. Cline moved that rules be suspended, reading so far had

considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Senate Bill No. 133.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 150.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 152.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 159.

Mr. Conwell moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee of Mineral County Delegation.

Carried.

Senate Joint Resolution No. 13.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Substitute for Senate Bill No. 56.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 177.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Assembly Joint Resolution No. 27.

Mr. Boak moved the Chief Clerk be authorized to make correction.

Carried.

Roll call on Assembly Joint Resolution No. 27:

YEAS—Anker, Arnold, Bellingier, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips,

Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Harriman, Hussman, and Renfro—3.

Not voting—Mr. Speaker.

Assembly Joint Resolution No. 27 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 276.

Mr. Persson moved that Assembly Bill No. 276 be referred to Washoe County Delegation.

Carried.

Assembly Bill No. 277.

Mr. Renfro moved bill be ordered printed.

Remarks by Mr. Sherwood.

Carried.

Mr. Russell moved that Assembly Bill No. 277 be referred to Committee on Judiciary.

Carried.

Assembly Bill No. 278.

Remarks by Messrs. Harriman, Persson, Cooper, and Henrichs.

Mr. Cline moved previous question.

Carried.

Roll call on Assembly Bill No. 278:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Newton and Reynolds—2.

Not voting—Mr. Speaker.

Assembly Bill No. 278 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 119.

Mr. Arnold moved the adoption of the Assembly Substitute for Assembly Bill No. 119.

Carried.

Assembly Substitute for Assembly Bill No. 119.

Remarks by Messrs. Rochon, Arnold, Hopkins, Cooper, and Lattin.

Roll call on Assembly Substitute for Assembly Bill No. 119:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—31.

NAYS—Sherwood.

Absent—Newton, Parker, and Persson—3.

Not voting—Harriman, Horgan, Lattin, Perry, and Mr. Speaker—5.

Assembly Substitute for Assembly Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 144.

Mr. Cline moved bill be indefinitely postponed.

Remarks by Mr. Phillips.

Mr. Oldham moved to amend motion, and that bill be laid on the Chief Clerk's desk.

Amendment lost.

Motion carried.

Senate Bill No. 126.

Mr. Hussman moved Senate Bill No. 126 be referred to Joint Committee of Ways and Means and Livestock.

Carried.

Assembly Bill No. 246.

Mr. Hopkins moved that Rule No. 9 be temporarily suspended, and Assembly Bill No. 246 be considered on the floor of the Assembly.

Carried.

Mr. Cline moved adoption of amendment to section 3.

Carried.

Amendment to amendment proposed by Mr. Horgan: Amend amendment to section 3 of Assembly Bill No. 246 after the word "resale" add the words "except by hawkers, venders, and peddlers."

Mr. Horgan moved adoption of amendment to amendment.

Carried.

Mr. Cline moved adoption of further amendment to section 3.

Carried.

Mr. Cline moved adoption of amendment to section 10.

Remarks by Messrs. Murphy, Cline, Perry, and Cooper.

Carried.

Amendment proposed by Messrs. Gray and Shelly: Amend section 10 of Assembly Bill No. 246 by inserting in line 27, page 10 of the printed bill, after the word "towing" the following: "and every motor vehicle otherwise moved or used, constituting a part of any caravan under any motor convoy carrier."

Mr. Shelly moved adoption of amendment.

Carried.

Remarks on Assembly Bill No. 246 by Messrs. Murphy and Cline.

Roll call on Assembly Bill No. 246:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Parker, Perry, Phillips Renfro, Reynolds, Riddell, Russell, Sherwood, Stewart, Wines and Young—31.

NAYS—Oldham and Shelly—2.

Absent—Grier, Newton, Persson, and Rochon—4.

Not voting—Harriman, Murphy, and Mr. Speaker—3.

Assembly Bill No. 246, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 252.

Mr. Shelly moved adoption of amendment to section 2.

Carried.

Amendment proposed by Mr. Phillips: Amend section 3 of Assembly Bill No. 252 by striking out after the figures "\$300" in line 16, page 3 of the printed bill, the following: "or by imprisonment for not more than six months or by both such fine and imprisonment." Strike out all of line 20 and the following in line 21: "not less than six months nor more than one year."

Mr. Phillips moved adoption of amendment.

Remarks by Mr. Lattin.

Motion lost.

Remarks on Assembly Bill No. 252 by Messrs. Gray, Perry, Phillips, Shelly, and Cooper.

Previous question requested by Messrs. Stewart, Fogliani, and Arnold.

Roll call on Assembly Bill No. 252:

YEAS—Anker, Arnold, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Noble, Oldham, Perry, Persson, Phillips, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Parker.

Absent—Murphy, Newton, Renfro, and Rochon—4.

Not voting—Bellinger, Cooper, Jameson, and Mr. Speaker—4.

Assembly Bill No. 252 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 88.

Assembly Bill No. 258.

Remarks by Messrs. Arnold, Oldham, Fogliani, and Perry.

Mr. Stewart moved for the previous question.

Carried.

Roll call on Assembly Bill No. 258:

YEAS—Anker, Clark, Conwell, Goodwin, Gray, Henrichs, Hussman, Jameson, Lattin, Noble, Oldham, Perry, Persson, Phillips, Reynolds, Riddell, Russell, Shelly, Stewart, and Young—20.

NAYS—Arnold, Bellinger, Boak, Cline, Cooper, Glaser, Grier, Harriman, Hopkins, Horgan, Lauritzen, Newton, Parker, Sherwood, Wines, and Mr. Speaker—16.

Absent—Fogliani, Murphy, Renfro, and Rochon—4.

Messrs. Noble, Persson, and Russell requested that members voting "not voting" be compelled to cast vote as "yea" or "nay."

Assembly Bill No. 258 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Hussman gave notice that on the next legislative day he would move that the Assembly reconsider action on Assembly Bill No. 258.

Mr. Persson moved that Assembly now recess until 7:30 p. m.

Motion lost.

Mr. Sherwood moved that Assembly do not adjourn until the general file is cleared.

Motion carried by rising vote.

Mr. Oldham moved all bills on the Chief Clerk's desk be placed on general file.

Motion lost by rising vote.

INTRODUCTION AND FIRST READING

By Messrs. Sherwood, Arnold, and Fogliani:

Assembly Bill No. 279—An Act relating to unemployment compensation, providing penalties and making appropriations.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

Mr. Oldham, Speaker pro tem, in the Chair.

Mr. Cline moved to amend motion, and that bill be referred to Joint Committee of Taxation and Labor.

Motion, as amended, carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 266.

Remarks by Messrs. Murphy, Perry, and Lauritzen.

Roll call on Assembly Bill No. 266:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Persson, Phillips, and Mr. Speaker—3.

Not voting—Oldham.

Assembly Bill No. 266 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 267.

Roll call on Assembly Bill No. 267:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Harriman, Henrichs, Hopkins, Newton, Phillips, and Mr. Speaker—6.

Not voting—Anker.

Assembly Bill No. 267 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 25.

Remarks by Mr. Newton.

Roll call on Assembly Joint Resolution No. 25:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro,

Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Anker, Goodwin, Harriman, Hopkins, and Mr. Speaker—4.

Assembly Joint Resolution No. 25 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Newton moved the adoption of the preamble.

Carried.

Senate Bill No. 51.

Remarks by Mr. Henrichs.

Roll call on Senate Bill No. 51 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Hopkins, Phillips, Riddell, and Mr. Speaker—4.

Not voting—Oldham.

Senate Bill No. 51 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 105.

Mr. Cline moved that Senate Bill No. 105 be indefinitely postponed.

Carried.

Senate Bill No. 137.

Remarks by Messrs. Rochon and Harriman.

Roll call on Senate Bill No. 137 :

YEAS—Anker, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Parker.

Absent—Arnold, Clark, Hussman, Newton, Phillips, and Mr. Speaker—6.

Not voting—Perry.

Senate Bill No. 137 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved that under temporary suspension of Rule No. 9, the Assembly consider Senate Bill No. 151 without resolving itself into Committee of the Whole.

Carried.

Senate Bill No. 151.

Remarks by Messrs. Persson, Parker, Lauritzen, and Jameson.

Roll call on Senate Bill No. 151 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Gray, Newton, and Mr. Speaker—3.

Not voting—Perry.

Senate Bill No. 151 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Lattin moved that Senate Bills Nos. 32, 33, 34, and 36 be indefinitely postponed.

Remarks by Messrs. Goodwin, Lattin, Parker, Stewart, Murphy, Cline, and Cooper.

Motion lost.

Senate Bill No. 32.

Amendment to section 1 proposed by Mr. Hopkins: Amend section 1 of Senate Bill No. 32, line 3, strike the words "so as."

Mr. Hopkins moved the adoption of the amendment.

Carried.

Remarks by Mr. Goodwin.

Roll call on Senate Bill No. 32:

YEAS—Anker, Boak, Clark, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Stewart, and Wines—22.

NAYS—Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Hopkins, Lauritzen, Newton, Sherwood, and Young—12.

Absent—Lattin, Phillips, Rochon, and Mr. Speaker—4.

Not voting—Murphy and Perry—2.

Senate Bill No. 32, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 33.

Remarks by Mr. Cooper.

Roll call on Senate Bill No. 33:

YEAS—Anker, Boak, Clark, Glaser, Goodwin, Gray, Harriman, Henrichs, Horgan, Jameson, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Russell, Shelly, and Wines—19.

NAYS—Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Grier, Hopkins, Lauritzen, Newton, Riddell, Sherwood, and Young—13.

Absent—Hussman, Lattin, Phillips, Rochon, Stewart, and Mr. Speaker—6.

Not voting—Murphy and Perry—2.

Senate Bill No. 33 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Mr. Noble gave notice that on the next legislative day he will ask reconsideration of Senate Bill No. 105.

Mr. Noble moved that under suspension of rules the Assembly adjourn until 10 o'clock tomorrow morning.

Mr. Cline moved to amend, and not adjourn until the general file is cleared.

Carried, as amended.

Messrs. Parker, Noble, and Goodwin asked for a call of the House.

Present: Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—39.

Absent: Lattin.

All members present except Mr. Lattin.

Mr. Goodwin moved that the Assembly proceed with the business, and that Mr. Lattin be excused.

Carried.

Senate Bill No. 34.

Remarks by Messrs. Goodwin, Cline, Stewart, and Cooper.

Roll call on Senate Bill No. 34:

YEAS—Anker, Boak, Clark, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Russell, Shelly, Stewart, and Wines—23.

NAYS—Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Hopkins, Lauritzen, Newton, Riddell, Rochon, Sherwood, and Young—13.

Absent—Lattin and Mr. Speaker—2.

Not voting—Murphy and Newton—2.

Senate Bill No. 34 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 36.

Remarks by Messrs. Goodwin, Cline, Arnold, and Harriman.

Roll call on Senate Bill No. 36:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Murphy, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Russell, Shelly, Stewart, and Wines—27.

NAYS—Cline, Conwell, Grier, Lauritzen, Newton, Riddell, Rochon, Sherwood, and Young—9.

Absent—Lattin and Phillips—2.

Not voting—Perry and Mr. Speaker—2.

Senate Bill No. 36 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Kennett, Speaker, in the Chair.

Mr. Goodwin gave notice that on the next legislative day he proposed to ask for reconsideration of the vote on Senate Bill No. 33.

Senate Substitute for Senate Bills No. 11 and 12.

Remarks by Messrs. Arnold and Sherwood.

Roll call on Senate Substitute for Senate Bills Nos. 11 and 12:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Lattin and Oldham—2.

Not voting—Grier, Parker, and Mr. Speaker—3.

Senate Substitute for Senate Bills Nos. 11 and 12 having received a constitutional majority, Mr. Speaker declared it passed.

At 5:50 p. m. Mr. Persson moved that the Assembly do now adjourn. Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE FIFTY-NINTH DAY

CARSON CITY (Wednesday), March 20, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Jameson moved that reading of the Journal be dispensed with, and Mr. Speaker and the Chief Clerk be authorized to make all necessary corrections.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 133 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee on Trade and Manufactures has had Assembly Bill No. 122 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows:

Amend title of Assembly Bill No. 122 by striking the title thereof and inserting in lieu thereof the following title: "An Act relating to automatic vending machines for the sale of cigarettes, cigars or tobacco; providing a license therefor and making the Sheriff license fee collector; providing for the distribution of such license fee; providing penalties for the violation thereof, and other matters relating thereto.

Amend section 1 of Assembly Bill No. 122 by striking period in line 6, inserting semicolon, and adding the following words: "unless such person, firm, company or corporation shall first secure a license for each said vending machine from the Sheriff of the county in which said machine or machines are to be installed, and pay for each said license the sum of twenty-five (\$25) dollars per calendar month. The license fee provided in this Act shall be paid into the General Fund of the county by the Sheriff thereof in the same manner and at the same time as other license fees are so paid in. The Boards of County Commissioners of the respective counties of the State are hereby directed to furnish the Sheriffs thereof with proper license blanks for the purposes of this Act."

FRED PHILLIPS, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 222 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Public Institutions has had Assembly Bill No. 255 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 260, and reports favorably on the same, with the recommendation that it do pass.

JOE S. COOPER, *Chairman.*

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 188 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Committee of Douglas County Delegation has had Senate Bill No. 79 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. G. HUSSMAN, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 129, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, none; absent, 2. Strike out on page 3, line 13, the word "recorded" and substitute therefor the word "filed."

Also, Assembly Bill No. 62, which passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Assembly Bill No. 177, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 275, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 198, which passed: Yeas, 13; nays, 3; absent, 1.

Also, Assembly Bill No. 130, which passed, as amended: Yeas, 13; nays, none; absent, 4. Amend as follows: Strike out on page 1, line 8, the words "with intent to hinder, delay or defraud the same mortgage."

Also, Assembly Joint Resolution No. 27, which was declared an emergency measure under the Constitution, and passed, as amended: Yeas 16; nays, none; absent, 1. Amend as follows: Page 1, strike out after the first "Resolved" the words "the Senate concurring." After the word "Assembly" after the first "Resolved" insert the words "and Senate."

Also, to present for your consideration Senate Bill No. 110, which passed, as amended: Yeas, 14; nays, 3. Amend as follows:

Amend Senate Bill No. 110 by striking out all of lines 15 to 21, page 7 of the printed bill, and substituting in lieu thereof the following: "Sec. 8. Hereafter no bank or trust company shall be organized with a less capital than fifty thousand dollars, and paid-up surplus of ten thousand dollars, and the full amount of the capital and surplus of any bank or trust company must be paid in cash, exclusive of all organization expenses, except as in this Act otherwise provided, before it shall be authorized to commence the business of banking."

Strike out in line 22, page 16 of the printed bill, the "1" before the digit "5."

Add a new section to be known as section 14½ to read as follows:

Sec. 14½. Section 81 of the above-entitled Act shall be amended to read as follows:

Section 81. Notwithstanding any other provision of law, any banking institutions organized under the laws of this State may, with the approval of the Superintendent of Banks and by vote of shareholders owning a majority of the stock of such institution, upon not less than ten days' notice given by registered mail pursuant to action taken by its Board of Directors, issue preferred stock of one or more classes, in such amount and with such par value as shall be approved by said Superintendent of Banks, and make such amendments to its articles of association as may be necessary for this purpose; but in the case of a newly organized banking institution which has not yet issued common stock, the requirements of notice to and vote of shareholders shall not apply. No issue of preferred stock shall be valid until the par value of all stock so issued shall be paid in. Any preferred stock lawfully issued by a banking institution organized under the laws of this State shall be included in determining whether such banking institution has complied with the minimum capital requirements provided by this Act. Such preferred stock shall in no case be subject to any assessment. The holders of such preferred

stock shall not be held individually responsible as such holders for any debts, contracts, or engagements of such institution, and shall not be held liable for assessments to restore impairments in the capital of such institution. Preferred stock shall have such voting rights and be subject to retirement in such manner and upon such terms and conditions as may be provided in the articles of incorporation of new banks or amendments to the articles of incorporation of existing banks. No dividends shall be declared or paid on common stock until all cumulative dividends on the preferred stock shall have been paid in full; and, if said bank be liquidated, either through voluntary or involuntary proceedings, and if all depositors and creditors be paid in full, then the preferred stockholders shall be paid the full par value of their stock plus all cumulated dividends prior to any distribution to holders of common stock.

Also, Senate Bill No. 106, which passed, as amended: Yeas, 14; nays, 2; absent, 1. Amend as follows: Add a new section after section 3 to read as follows: "Sec. 3½. For every motor truck or trailer of not over 2,000 lbs. capacity a flat registration fee of five dollars shall be paid."

Also, Senate Substitute for Senate Bill No. 100, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 132, which passed: Yeas, 16; nays, 1.

Also, Senate Bill No. 140, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 161, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 163, which passed: Yeas, 17; nays, none.

Also, to return Assembly Bill No. 131, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 133, which passed: Yeas, 13; nays, none; absent, 1; not voting, 3.

Also, Assembly Bill No. 134, which passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Assembly Bill No. 135, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 137, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 138, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 139, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 128, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 162, which passed: Yeas, 10; nays, 7.

Also, Assembly Bill No. 202, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 228, which passed: Yeas, 15; nays, 2.

Also, Assembly Bill No. 233, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 242, which passed: Yeas, 13; nays, 3; not voting, 1.

Also, Assembly Bill No. 268, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Sherwood moved Assembly Bill No. 218 be referred to the White Pine County Delegation.

Carried.

Mr. Henrichs moved Assembly Bill No. 181 be referred to Committee on Printing.

Carried.

Mr. Cooper moved Assembly Bill No. 90 be referred to Committee on Roads and Highways.

Carried.

Mr. Stewart moved Assembly concur in the Senate amendments to Assembly Joint Resolution No. 27.

Carried.

Mr. Noble moved Assembly concur in the Senate amendments to Assembly Bill No. 129.

Carried.

Mr. Noble moved Assembly concur in the Senate amendments to Assembly Bill No. 130.

Carried.

Mr. Oldham moved amendments to Senate Bill No. 110 be printed.

Carried.

Mr. Cooper moved Assembly Bill No. 249 be taken out of committee and placed on general file.

Carried.

Mr. Conwell moved Senate Bill No. 129 be withdrawn from Committee on Ways and Means and referred to Mineral County Delegation.

Motion carried by rising vote.

Mr. Oldham moved Assembly Bill No. 110 be withdrawn from Committee on Livestock and placed on general file.

Carried.

Mr. Oldham moved Assembly Bill No. 255, reported out of committee this morning, be placed on general file.

Carried.

Mr. Bellinger moved Assembly Bill No. 164 be withdrawn from committee and placed on general file.

Carried.

Mr. Stewart moved Assembly Bill No. 247 be withdrawn from Committee on Ways and Means and placed on general file.

Remarks by Messrs. Hussman and Stewart.

Motion lost.

Mr. Parker moved Senate Bill No. 98 be withdrawn from Committee on Ways and Means and placed on general file for the next legislative day.

Roll call on motion requested by Messrs. Parker, Phillips and Lattin:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Grier, Harriman, Henrichs, Hussman, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—28.

NAYS—Boak, Cline, Glaser, Goodwin, Gray, Hopkins, Horgan, Jameson, Newton, Persson, and Rochon—11.

Not voting—Mr. Speaker.

Carried.

Mr. Boak moved Assembly Bill No. 248 be withdrawn from Committee on Corporations and Railroads and placed on general file.

Mr. Shelly moved to amend motion, and that bill be referred to Committee on Labor.

Motion, as amended, carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 110.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Substitute for Senate Bill No. 100.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Oldham moved to amend, and bill be referred to Joint Committee of Ways and Means and Irrigation.

Carried.

Senate Bill No. 106.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Carried.

Senate Bill No. 132.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 140.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 161.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 163.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 157, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Page 1, line 11, change the word "their" to "its."

Also, Senate Bill No. 135, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 2, line 11, include inside of the bracket before the word "and" the following: "a bracket shall be drawn to include all the names of the presidential electors of each party." Page 2, line 13, insert the

word "no" following the word "with," and strike the letter "a" in brackets. Line 19, following the word "mark" insert the word "one."

Also, to inform you that Assembly Bill No. 6 was this day tabled by the Senate.

Also, Assembly Bill No. 136, which was laid on the table.

Also, Assembly Bill No. 235, which lost by the following vote: Yeas, 7; nays, 9; absent, 1.

Also, Assembly Bill No. 215, which was tabled.

Also, Assembly Bill No. 229, which was laid on the table.

Also, to present for your consideration Senate Substitute for Senate Bill No. 103, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Page 1, line 4, strike the word "thereof" and insert in lieu thereof the word "therefor." Amend the title, line 2, by striking the word "thereof" and inserting in lieu thereof the word "therefor."

Also, Senate Bill No. 156, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Strike out after the word "of" where it occurs the first time in line 9, page 2 of the printed bill, the following: "January, April, and October," and insert in lieu thereof the word "July." Strike out after the word "of" where it occurs the first time, in line 24, page 2 of the printed bill, the following: "April, July, and October," and insert in lieu thereof the words "January, April, and October."

Also, Senate Bill No. 74, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Strike out on page 2, line 3, the words "one automobile of a market value not exceeding three hundred (\$300) dollars," and substituting therefor "one automobile not to exceed five hundred (\$500) dollars in value when actually used by the owner in earning his livelihood." Strike out on page 3, lines 20 and 21, the words "one thousand," and substitute therefor the words "five hundred."

Also, Senate Bill No. 146, which passed: Yeas, 13; nays, 3; absent, 1.

Also, Senate Bill No. 167, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 7, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Strike out on page 1, line 12, the word "or," all of line 13, and the words "properties within the State of Nevada from an agent," in line 14. Page 1, line 14, insert the words "through agents." Page 1, line 15, add letter "s" to word "broker." Page 1, line 17, strike out word "three" and substitute therefor the word "one." Page 1, line 17, strike letter "s" from the word "years."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

GENERAL FILE AND THIRD READING

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 220 and 256.

Assembly Bill No. 201.

Mr. Newton moved adoption of amendment to section 7.

Carried.

Amendment proposed by Messrs. Russell and Stewart: Amend section 28 of Assembly Bill No. 201 by striking out after the period following the figures "28" in line 14, page 16 of the printed bill, all the remainder of section 28, and insert in lieu thereof the following: "All taxes levied and collected in pursuance with the provisions of this Act shall be paid to the County Treasurer in the county in which such tax is paid or collected, and shall be by such County Treasurer paid to the State Treasurer and placed in the Permanent State School Fund."

Mr. Russell moved adoption of amendment.

Carried.

Amendment proposed by Mr. Stewart: Amend Assembly Bill No. 201 by correcting the numbering of sections from page 16 to page 19, inclusive.

Mr. Stewart moved adoption of amendment.

Carried.

Remarks by Messrs. Stewart, Perry, and Cline.

Roll call on Assembly Bill No. 201:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Cline, Jameson, Murphy, and Oldham—4.

Absent—Conwell.

Not voting—Mr. Speaker.

Assembly Bill No. 201, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

At 12:03 p. m. Mr. Persson moved Assembly recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2:07 p. m.

Mr. Speaker in the Chair.

All present.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved Senate Bill No. 129 be withdrawn from Select Committee of Mineral County Delegation, and bill be considered in Committee of Whole.

Remarks by Messrs. Lattin, Perry, Hopkins, Conwell, and Cline.

Mr. Persson moved for previous question.

Carried.

Roll call on motion requested by Messrs. Cline, Persson and Conwell:

YEAS—Anker, Boak, Cline, Harriman, Henrichs, Hopkins, Hussman, Lauritzen, and Persson—9.

NAYS—Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Horgan, Jameson, Lattin, Noble, Oldham, Parker, Perry, Phillips, Renfro, Riddell, Russell, Shelly, Stewart, and Wines—23.

Absent—Newton.

Not voting—Arnold, Murphy, Reynolds, Rochon, Sherwood, Young, and Mr. Speaker—7.

Motion lost.

Mr. Arnold moved that no more bills be placed on general file for the remainder of this legislative day.

Carried.

By Mr. Noble:

Assembly Resolution No. 19, asking for reconsideration of motion to indefinitely postpone Senate Bill No. 105.

WHEREAS, On the last legislative day on motion carried in this body Senate Bill No. 105 was indefinitely postponed; and

WHEREAS, The said motion was hastily and inconsiderately made, and by

reason thereof the said bill was indefinitely postponed through inadvertence and mistake; and

WHEREAS, Said measure deserves deliberate consideration upon the merits thereof; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That Senate Bill No. 105 be restored to the files for appropriate consideration.

Mr. Noble moved adoption of resolution.

Remarks by Mr. Perry.

Mr. Parker rose to point of order, stating resolution was out of order.

Point of order overruled.

Remarks by Mr. Noble.

Roll call on motion for adoption of Assembly Resolution No. 19:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Noble, Oldham, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Stewart, Wines, and Young—29.

NAYS—Arnold, Lauritzen, Parker, Perry, Rochon, and Sherwood—6.

Absent—Newton and Persson—2.

Not voting—Conwell, Grier, and Mr. Speaker—3.

Assembly Resolution No. 19 adopted.

Mr. Noble moved Assembly Bill No. 105 be placed on top of general file.

Mr. Arnold rose to point of order due to previous motion relative to general file for the day.

Point of order upheld.

Mr. Perry requested that he be placed on record as protesting the Assembly's action on Assembly Resolution No. 19.

By Mr. Goodwin:

Assembly Resolution No. 20, providing for a rescission of the action of the Assembly in indefinitely postponing Senate Bill No. 136.

WHEREAS, This Assembly did on the last legislative day indefinitely postpone Senate Bill No. 136; and

WHEREAS, Said action was hastily and inconsiderately taken; and

WHEREAS, The provisions of the bill provide for the release of Federal agencies in furnishing bonds in certain cases; and

WHEREAS, These provisions were intended for the benefit of the people receiving Federal consideration; and

WHEREAS, The merits of said bill are such as to justify deliberate consideration thereof; now, therefore, be it

Resolved by the Assembly of the State of Nevada, That the action of this Assembly taken on Senate Bill No. 136 on yesterday, by which the same was indefinitely postponed, be rescinded, and that the said bill be restored to the file for appropriate consideration.

Mr. Goodwin moved adoption of resolution.

Roll call on adoption of Assembly Resolution No. 20:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson.

Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Parker and Perry—2.

Absent—Newton.

Not voting—Mr. Speaker.

Resolution adopted.

Mr. Parker moved that all rules be suspended and Assembly Bills Nos. 273 and 274 be placed on general file for the next legislative day.

Remarks by Messrs. Perry, Fogliani, and Stewart.

Roll call on motion requested by Messrs. Arnold, Stewart, and Russell:

YEAS—Arnold, Bellinger, Cline, Cooper, Fogliani, Glaser, Gray, Grier, Hopkins, Horgan, Lattin, Lauritzen, Noble, Oldham, Parker, Persson, Phillips, Riddell, Rochon, Sherwood, Stewart, and Wines—22.

NAYS—Boak, Clark, Goodwin, Henrichs, Jameson, Murphy, Perry, Renfro, Reynolds, Russell, and Shelly—11.

Absent—Newton.

Not voting—Anker, Conwell, Harriman, Hussman, Young, and Mr. Speaker—6.

Carried.

Mr. Bellinger moved that when the Assembly adjourns it do so until Thursday, March 21, 1935, at 10 a. m.

Carried.

Mr. Persson moved, under suspension of rules, Assembly reconsider action on Assembly Bill No. 144.

Remarks by Messrs. Arnold, Cline, and Oldham.

Roll call on motion to reconsider action on Assembly Bill No. 144:

YEAS—Anker, Bellinger, Glaser, Gray, Harriman, Hussman, Jameson, Lattin, Lauritzen, Oldham, Persson, Phillips, Riddell, Rochon, Sherwood, and Young—16.

NAYS—Arnold, Boak, Clark, Cline, Cooper, Goodwin, Grier, Henrichs, Hopkins, Horgan, Newton, Noble, Parker, Perry, Renfro, Reynolds, Russell, Shelly, and Stewart—19.

Absent—Fogliani.

Not voting—Conwell, Murphy, Wines, and Mr. Speaker—4.

Motion lost.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Agriculture has had Assembly Joint Resolution No. 18 under consideration, and begs leave to report without recommendation.

C. L. NOBLE, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 76 under consideration, and begs leave to report the same with amendments thereto, without recommendation. Amend as follows:

Amend Senate Bill No. 76 by amending the title thereof to read as follows: "An Act to amend sections 13, 17, and 22 of an Act entitled 'An Act defining the rights of husband and wife,' approved March 10, 1883, as amended, and to repeal section 17½ thereof."

Amend section 2 by striking out the letter "s" at the end of the word

"sections" in line 8, page 1 of the printed bill. Strike out after the figure "17" in line 8, page 1 of the printed bill, the following: "and 17½ of the above-entitled Act, the same." Strike out on page 2 of the printed bill all of section 3. Insert after the comma following the word "faith" in line 16, page 2 of the printed bill, the words: "upon her written request." Strike out in line 1, page 2 of the printed bill, the words "husband or." Insert after the word "contracted" in line 6, page 1 of the printed bill, words "by the wife."

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolutions Nos. 14 and 15 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

HAZEL WINES, *Chairman*.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 147, as reprinted with amendments hereto attached, is a correct copy of the triplicate thereof in its possession.

Also, that bound copy of Assembly Bill No. 277, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

The Committee on Ways and Means has had Senate Bill No. 152 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman*.

Mr. Speaker:

Your Committee on Roads and Highways has had Senate Bill No. 119 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

PATRICK CLINE, *Chairman*.

Mr. Speaker:

Your Committee on Counties and County Boundaries has had Assembly Bill No. 243 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARRY GRAY, *Chairman*.

Mr. Speaker:

Your Committee of White Pine Delegation has had Assembly Bill No. 218 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Insert in line 5, page 1, after the comma the words "a conveyance of."

WHITE PINE COUNTY DELEGATION.

Mr. Speaker:

Your Committee of Washoe County Delegation has had Assembly Bill No. 276 under consideration, and begs leave to report the same with an amendment thereto, with the recommendation that the amendment be adopted and that the bill do pass, as amended. Amend as follows: Strike out in lines 25 and 26 the following: "three hundred thousand (\$300,000) dollars," and insert in lieu thereof the following: "two hundred and eighty-five thousand (\$285,000) dollars."

W. HOLMES GOODWIN, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Remarks by Messrs. Phillips, Goodwin, and Conwell on amendments to Assembly Bill No. 276.

Mr. Phillips moved to withdraw the two amendments proposed by himself to Assembly Bill No. 276.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 92, 128, 134, 135, Senate Bills Nos. 63, 125, 67, and Assembly Joint Resolution No. 27.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 280—An Act to amend the title of and to amend an Act entitled "An Act to provide for the organization and governing of local improvement districts for the construction or acquisition of power plants, electrical transmission lines, sewer and water systems for rural communities and unincorporated towns, and for the acquisition and distribution of electrical energy of water or other property in connection therewith, and for the operation and maintenance of such works, and matters properly connected therewith," approved February 4, 1928.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

By Committee on Judiciary:

Assembly Bill No. 281—An Act to amend an Act entitled "An Act prescribing the procedure to be followed in the presentation and adaptation of Acts initiated by the people," approved March 8, 1921.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

By Committee on Education:

Assembly Bill No. 282—An Act to amend sections 8, 9, and 13 of an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, and Acts amendatory thereof or supplemental thereto, said sections being sections 5657, 5658, and 5662 Nevada Compiled Laws 1929.

Mr. Horgan moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Carried.

Senate Bill No. 7.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

Senate Bill No. 74.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Substitute for Senate Bill No. 103.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 135.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Carried.

Senate Bill No. 146.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Mr. Noble moved to amend motion, and that bill be referred to Committee on Judiciary.

Motion, as amended, carried.

Senate Bill No. 156.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 157.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of White Pine County Delegation.

Carried.

Senate Bill No. 167.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Hussman moved to amend motion, and that bill be referred to Joint Committee of Douglas County Delegation and Ways and Means.

Mr. Lattin moved to amend amendment to include Churchill County Delegation.

Motion, as amended, carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 205.

Remarks by Mr. Riddell.

Roll call on Assembly Bill No. 205:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Reynolds, Riddell, Russell, Shelly, Sherwood, Wines, and Young—33.

NAYS—None.

Absent—Boak, Cline, Persson, Renfro, Rochon, and Stewart—6.

Not voting—Mr. Speaker.

Assembly Bill No. 205 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 262.

Mr. Newton moved that Assembly Bill No. 262 be rereferred to Committee on Ways and Means.

Carried.

Assembly Bill No. 263.

Mr. Newton moved that Rule No. 9 be temporarily suspended and bill be considered on the floor of the Assembly.

Remarks by Mr. Newton on Assembly Bill No. 263.

Roll call on Assembly Bill No. 263:

YEAS—Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Phillips, Reynolds, Russell, Sherwood, Stewart, Wines, and Young—29.

NAYS—Gray, Perry, and Shelly—3.

Absent—Anker, Cline, Henrichs, Persson, Renfro, Riddell, and Rochon—7.

Not voting—Mr. Speaker.

Assembly Bill No. 263 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 265.

Remarks by Mr. Shelly.

Roll call on Assembly Bill No. 265:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Cline, Goodwin, Oldham, Renfro, and Rochon—5.

Not voting—Mr. Speaker.

Assembly Bill No. 265 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 270.

Remarks by Messrs. Sherwood, Newton, Perry, Riddell, and Mrs. Grier.

Roll call on Assembly Bill No. 270:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Reynolds, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Harriman.

Absent—Phillips, Renfro, and Rochon—3.

Not voting—Riddell and Mr. Speaker—2.

Assembly Bill No. 270 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Oldham moved that Assembly Bill No. 205 be transmitted to the Senate immediately.

Carried.

Assembly Bill No. 271.

Remarks by Messrs. Persson, Perry, Conwell, and Harriman.

Roll call on Assembly Bill No. 271:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Conwell and Harriman—2.

Absent—Renfro.

Not voting—Grier, Perry, and Mr. Speaker—3.

Assembly Bill No. 271 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 272.

Remarks by Messrs. Perry, Persson, Stewart, and Hopkins.

Roll call on Assembly Bill No. 272:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Oldham.

Not voting—Mr. Speaker.

Assembly Bill No. 272 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 17, which this day passed the Senate by the following vote: Yeas, 15; nays, 1; not voting, 1.

Also, Senate Bill No. 141, which passed: Yeas, 14; nays, none; absent, 2; not voting, 1.

Also, Senate Bill No. 142, which passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Bill No. 165, which passed: Yeas, 16; nays, none; absent, 1.

Also, Senate Bill No. 171, which passed: Yeas, 14; nays, 1; absent, 2.

Also, Senate Bill No. 182, which was this day declared an emergency measure under the constitution, placed on top of the file for third reading and final passage, and passed: Yeas, 17; nays, none.

Also, to return Assembly Bill No. 86, which passed: Yeas, 11; nays, 6.

Also, Assembly Bill No. 278, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 200, which passed: Yeas, 16; nays, 1.

Also, Assembly Joint Resolution No. 14, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike out on page 2, line 12, the words and figures "seventy-five thousand (\$75,000)" and insert in lieu thereof the words and figures "one hundred and fifty thousand (\$150,000)."

Also, Assembly Joint Resolution No. 16, which passed, as amended: Yeas, 13; nays, 4. Amend as follows: Strike on page 1, line 1, the whole line, also strike in line 2 all of the words down to and including the word "Nevada," and substitute in lieu thereof the following: "*Resolved by the Assembly and the Senate of the State of Nevada.*"

Also, Assembly Bill No. 103, which was laid on the table by the following vote: Yeas, 12; nays, 4; absent, 1.

Also, to inform you that the Senate this day concurred in the Assembly amendments to Senate Bill No. 32.

Also, to inform you that Assembly Bill No. 63 was this day tabled.

Also, that Assembly Bill No. 241 was indefinitely postponed.

Also, that Assembly Bill No. 240 was this day laid on the table.

Also, that Assembly Joint Resolution No. 12 was indefinitely postponed.

Also, to present for your consideration Senate Bill No. 149, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 162, which passed: Yeas, 14; nays, 1; absent, 1; not voting, 1.

Also, Senate Bill No. 168, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 160, which passed, as amended: Yeas, 15; nays, none; not voting, 2. Amend as follows: Between the title of the Act and section 1, add the following: "*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*"

Also, to return Assembly Bill No. 254, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 9, line 9, strike the period after the word "Gerlach," insert a semicolon and add the following: "thence by the shortest and most feasible route to a junction with Route 8a near Vya; thence along Route 8a to the Mariette Ranch; thence northeasterly to the Charles Sheldon Game Refuge." Page 9, line 24, beginning with the word "Farrell," strike all of lines 24, 25, 26, and 27, and insert in lieu thereof the following: "to a junction with Route 34 at or near Gerlach."

Also, Assembly Bill No. 114, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 199, which passed: Yeas, 15; nays, 2.

Also, Assembly Bill No. 141, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 244, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 233, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 1, line 3, change the word "have" to "has."

Also, Assembly Bill No. 118, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Include in the bracket after the word "drafter," page 1, line 5, the following: "who must be a member of the State Bar of Nevada." Insert after the word "drafter," page 1, line 13, the word "as." Page 2, line 11, strike the word "and" and insert in lieu thereof the word "as." Page 2, line 13, strike the word "two" and insert the word "four." Page 2, line 14, strike the word "three" and insert the word "five."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Stewart moved that the Assembly concur in the Senate amendments to Assembly Bill No. 223.

Carried.

Mr. Goodwin moved that the Assembly concur in the first Senate amendment to Assembly Bill No. 118.

Remarks by Messrs. Hopkins and Oldham.

Motion lost.

Mr. Shelly moved that the Assembly concur in the remainder of the Senate amendments to Assembly Bill No. 118.

Carried.

Mr. Oldham in the Chair.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 90 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Strike out in the title the word "vehicles" and insert in lieu thereof the words "trucks and

trailers." Strike out in line 1, page 1 of the printed bill, the word "vehicle" and insert in lieu thereof the word "truck." Strike out in line 2, page 1 of the printed bill, the word "green" and insert in lieu thereof the word "blue." Strike out at the end of line 6, page 1 of the printed bill, the word "vehicles" and insert in lieu thereof the word "trucks." Strike out in line 8, page 1 of the printed bill, the word "vehicle" and insert in lieu thereof the word "truck." Strike out in line 9, page 1 of the printed bill, the word "rear" and insert in lieu thereof the word "front." Strike out after the word "effective" in line 11, page 1 of the printed bill, all the remainder of section 2, and insert in lieu thereof the following: "July 1, 1935."

PATRICK CLINE, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Phillips moved that the Assembly concur in the Senate amendments to Assembly Joint Resolution No. 16.

Carried.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 17.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Carried.

Mr. Speaker in the Chair.

Senate Bill No. 182.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 165.

Mr. Stewart moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee of Mineral County Delegation.

Carried.

Senate Bill No. 142.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 141.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

Senate Bill No. 171.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Printing.

Carried.

Senate Bill No. 162.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

Senate Bill No. 168.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 160.

Mr. Hussman moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee of Douglas County Delegation.

Carried.

Senate Bill No. 149.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 230, which this day passed the Senate by the following vote: Yeas, 15; nays, none; absent, 1; not voting, 1.

Also, Assembly Bill No. 250, which passed: Yeas, 17; nays, none.

Also, Assembly Concurrent Resolution No. 11, which was adopted by the Senate.

Also, to present for your consideration Senate Substitute for Senate Bill No. 172, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 13; nays, 1; not voting, 3.

Also, Senate Bill No. 183, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 14; nays, 1; absent, 1.

Also, Senate Bill No. 184, which was declared an emergency measure under the constitution, placed on file for third reading and final passage, and passed: Yeas, 12; absent, 1; not voting, 4.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Substitute for Senate Bill No. 172.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

Senate Bill No. 184.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 183.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 31.

Remarks by Mr. Goodwin.

Roll call on Senate Bill No. 31:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Murphy, Newton, Noble, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Lauritzen.

Absent—Oldham, Parker, Perry, and Reufro—4.

Not voting—Mr. Speaker.

Senate Bill No. 31 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 37.

Mr. Goodwin moved bill be placed on bottom of file.

Carried.

Senate Bill No. 45.

Mr. Persson moved adoption of amendment to section 1.

Carried.

Mr. Henrichs moved adoption of further amendments to section 1.

Carried.

Amendment proposed by Mr. Hopkins: Amend section 1 of Senate Bill No. 45 by striking out the word "six" in line 10, page 1 of the printed bill, and insert in lieu thereof the word "four."

Mr. Hopkins moved adoption of amendment.

Remarks by Messrs. Persson, Hopkins, Phillips, and Stewart.

Roll call on amendment requested by Messrs. Persson, Oldham, and Rochon:

YEAS—Arnold, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Harriman, Hopkins, Lattin, Murphy, Newton, Noble, Perry, Phillips, Riddell, Shelly, Sherwood, Stewart, and Wines—21.

NAYS—Bellinger, Cline, Goodwin, Grier, Henrichs, Horgan, Hussman, Jameson, Lauritzen, Oldham, Parker, Persson, Reufro, Reynolds, Rochon, Russell, and Young—17.

Not voting—Anker and Mr. Speaker—2.

Motion to adopt amendment carried.

Amendments proposed by Mr. Hopkins: Strike out the word "six" in line 7, page 2 of the printed bill, and insert in lieu thereof the word "four."

Strike out the word "two" in line 8, page 2 of the printed bill, and insert in lieu thereof the word "one."

Strike out the figure "2" in line 9, page 2 of the printed bill, and insert in lieu thereof the figure "1."

Strike out the word "six" in line 20, page 2 of the printed bill, and insert in lieu thereof the word "four."

Strike out in line 21, page 2 of the printed bill, the words "two thousand five" and insert in lieu thereof the word "fifteen."

Strike out the word "five" in line 22, page 2 of the printed bill.

Strike out the figure "2" in line 22, page 2 of the printed bill, and insert in lieu thereof the figure "1."

Mr. Hopkins moved adoption of each amendment separately, and each amendment was adopted.

Roll call on Senate Bill No. 45:

YEAS—Arnold, Boak, Clark, Conwell, Cooper, Fogliani, Gray, Henrichs, Horgan, Hussman, Jameson, Newton, Oidham, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—24.

NAYS—Anker, Bellinger, Cline, Glaser, Goodwin, Harriman, Hopkins, Lauritzen, Noble, Parker, Renfro, Russell, and Shelly—13.

Not voting—Grier, Murphy, and Mr. Speaker—3.

Senate Bill No. 45, as amended, having received a constitutional majority, the Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hussman moved Assembly concur in the Senate amendments to Assembly Joint Resolution No. 14.

Mr. Hussman moved Assembly reconsider action on Assembly Bill No. 258.

Motion carried by standing vote.

Mr. Goodwin moved Assembly reconsider action on Senate Bill No. 33.

Motion carried by standing vote.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Roads and Highways has had Assembly Bill No. 90 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Inserting a new section to follow section 1, which section shall read as follows: "Sec. 1½. Every person violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed five hundred (\$500) dollars, or by imprisonment in the county jail not to exceed six (6) months, or by both such fine and imprisonment."

PATRICK CLINE, *Chairman.*

Mr. Speaker:

Your Joint Committee of Ways and Means and Building and Construction has had Assembly Bill No. 234 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON,
C. D. JAMESON.

Mr. Cline moved Assembly concur in the Senate amendments to Assembly Bill No. 254.

Carried.

MESSAGE FROM THE GOVERNOR
STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, March 20, 1935.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Herewith Assembly Substitute for Assembly Bill No. 9, introduced by the Committee on Agriculture February 20, 1935, returned without my approval.

After carefully considering this bill and the many protests received against the same, and also considering the large number of letters and telegrams urging that the same be approved, I feel that I should consider favorably the many protests filed by cattlemen and others, and withhold my approval.

It is also my belief that if any such tax is to be imposed, the suggested one is too high, and will be particularly excessive on a low butter market.

Finally, I am unalterably opposed to any high tax on the "poor man's butter."

Therefore, for the foregoing reasons, this measure is returned without my approval.

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

Mr. Persson moved Governor's message, as well as vetoed bill, be made special order of business for tomorrow, March 21, at 10 a. m.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Resolution No. 4, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, to return Assembly Joint Resolution No. 25, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 77, which was laid on the table.

Also, to present Senate Bill No. 144, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 6, line 19, strike the words, figure and symbol "two percent (2%)" and insert in lieu thereof the words, figure and symbol "not less than one percent (1%)." Page 6, line 30, strike the word, figure and symbol "two (2%)" and insert in lieu thereof the following: "Not less than one (1%)." Page 1, line 11 of the printed bill, strike the word "such" and insert in lieu thereof the word "sums."

Also, Senate Bill No. 130, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Page 2, line 17 of the printed bill, after the word "serve" strike out all the rest of the sentence beginning with the word "or" in line 17, down to and including the word "transferee" in line 17, and insert in lieu thereof the following: "upon, or give to, notice of the meeting."

Also, Senate Substitute for Senate Bill No. 71, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 144.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Substitute for Senate Bill No. 71.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Federal Relations.

Carried.

Senate Bill No. 130.

Mr. Noble moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

GENERAL FILE AND THIRD READING

Senate Substitute for Senate Bill No. 60.

Roll call on Senate Substitute for Senate Bill No. 60:

YEAS—Boak, Clark, Gray, Grier, Harriman, Newton, Noble, Oldham, Persson, Reynolds, Stewart, and Wines—12.

NAYS—Conwell, Fogliani, Glaser, Henrichs, Lauritzen, Parker, Riddell, Shelly, and Sherwood—9.

Absent—Cline, Hopkins, Hussman, and Rochon—4.

Not voting—Anker, Arnold, Bellingier, Cooper, Goodwin, Horgan, Jameson, Lattin, Murphy, Perry, Phillips, Renfro, Russell, Young, and Mr. Speaker—15.

Senate Substitute for Senate Bill No. 60 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

At 5:30 p. m. Mr. Persson moved Assembly do now adjourn.

Carried.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

THE SIXTIETH DAY

CARSON CITY (Thursday), March 21, 1935.

Assembly called to order at 10 a. m.

Mr. Speaker in the Chair.

Roll called.

All present.

Prayer by Chaplain, Rev. J. C. Black.

Mr. Hopkins moved the reading of the Journal be dispensed with, and Mr. Speaker and Chief Clerk be authorized to make all necessary corrections.

Carried.

PRESENTATION OF PETITIONS

Three telegrams were read by the Chief Clerk, all being in favor of Mr. Cline's liquor bill.

Telegram referring to Senate Bill No. 141 from J. D. Yeager, President Nevada State Farm Bureau, was read.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 220, 256, 128, 135, 134, and Assembly Joint Resolution No. 27, with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Assembly Bill No. 168 under consideration, and begs leave to report on the same with an amendment thereto, with the recommendation that the amendment be adopted and that the bill be passed, as amended. Amend as follows: Amend section 1 of Assembly Bill No. 168 by striking out after the word "Reno" in line 3, page 1 of the printed bill, all the remainder of section 1, and insert in lieu thereof the following: "may, by unanimous vote only, provided by ordinance for a pension fund for the payment of pensions to employees of the city of Reno who have been in the employ of said municipal government for a period of twenty-five (25) years, or who have been in the employ of said municipal government for a period of twenty (20) years, if said employee has reached the age of sixty (60) years, and is physically or mentally disabled, and the City Council shall in said ordinance creating said pension fund set aside annually not to exceed three (3%) percent of the taxes collected annually for general purposes in said city for the creation of said pension fund; *provided*, that if the money so set aside for said fund is greater than the amount necessary, and is not disbursed for said purpose, it may be invested in an interest savings account in a bank in the city of Reno; *and provided further*, that the pension granted to any employee by said ordinance shall not exceed fifty (50%) percent of the average amount of the monthly wages or salary which said employee had been paid during the five years next preceding the time said employee is pensioned; *provided*, no pension shall exceed the sum of seventy-five (\$75) dollars per

month; *provided further*, that the amount of each payment of said pension shall be reduced by the amount of any sum of money or its equivalent received by said pensioner or acquired or earned by or through any property, interest in property, or property rights or by or through any gainful occupation, or any other source whatever, between the ages of forty years and sixty years, notwithstanding any physical or mental condition."

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Insurance has had Senate Bill No. 7 under consideration, and begs leave to report favorably on the same, with amendments thereto, with the recommendation that the amendments be adopted, and that the bill do pass as amended. Amend as follows:

Amend section 1 of Senate Bill No. 7 by striking the period following the word "business" at the end of line 19, page 1 of the printed bill, place a semi-colon and the following: "*provided*, that nothing herein contained shall apply to corporations, companies, and unincorporated benefit and relief associations whose policy and certificate holders are confined to the employees of common carriers and their families, or fraternal insurance organizations."

Amend Senate Bill No. 7 by adding a section to follow section 2, which section shall be numbered 3, and which said section shall read as follows: "Sec. 3. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed."

Add a new section thereto, to follow section 1, which said section shall be numbered section 2 and shall read as follows: "Sec. 2. This Act shall be in full force and effect from and after its passage and approval."

Also, Senate Bill No. 29, and recommends that the amendments be adopted, and that the bill do pass, as amended. Amend as follows: Strike out after the comma following the word "option" in line 3, page 1 of the printed bill, the words "cancel or." Strike out after the word "printed" at the end of line 6, page 1 of the printed bill, all the remainder of section 1, and insert in lieu thereof the following: "or stamped near the top of the first page in not less than 12-point full-face type, the following words: "Term insurance. Renewable only at the option of the company according to the terms hereof."

O. M. RENNRO, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Jameson moved Assembly Bill No. 222 be tabled.

Motion carried by a rising vote.

Mr. Goodwin moved Assembly Bill No. 276 be placed on top of the general file.

Remarks by Mr. Sherwood.

Motion lost by rising vote.

Mr. Oldham moved Assembly Bill No. 273 be indefinitely postponed.

Remarks by Mr. Phillips.

Carried.

Mr. Cline moved Assembly Bill No. 274 be indefinitely postponed.

Carried.

By Committee on Contingent Expenses and Accounts:

Assembly Resolution No. 15:

Resolved by the Assembly of the State of Nevada, That the State Controller be, and he is hereby, authorized to draw his warrants on the Legislative Fund

in favor of the various firms or persons named below for the amounts set opposite their names, as per statement herein, and the State Treasurer is hereby directed to pay the same:

Bell Telephone Company.....	\$11.75
Armanko Office Supply Company.....	18.76
Blake, Moffitt and Towne.....	4.82
Underwood, Elliott-Fisher Company.....	28.00
A. Carlisle and Company.....	3.14
Total	\$66.47

Mr. Clark moved adoption of resolution.

Carried.

SPECIAL ORDER

At 10:30 a. m.

Assembly Bill No. 9.

Bill read, together with Governor's veto message.

Remarks by Messrs. Bellinger and Cooper.

Roll call on question: "Shall the bill pass notwithstanding the Governor's veto?"

YEAS—Anker, Henrichs, Lattin, Noble, Parker, and Young—6.

NAYS—Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Wines—31.

Absent—Cline.

Not voting—Perry and Mr. Speaker—2.

The Governor's veto on Assembly Bill No. 9 was sustained.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 4.

Mr. Sherwood moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 258.

Remarks by Messrs. Hussman, Jameson, Sherwood, and Cooper.

Roll call on Assembly Bill No. 258:

YEAS—Anker, Boak, Clark, Cline, Goodwin, Henrichs, Horgan, Hussman, Jameson, Lattin, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Stewart, and Wines—21.

NAYS—Arnold, Bellinger, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Hopkins, Lauritzen, Murphy, Parker, Riddell, Sherwood, and Young—15.

Absent—Harriman and Newton—2.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 258 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 255.

Amendments proposed by Mr. Oldham: Amend section 1 of Assembly Bill No. 255 by striking out the words "two typists," line 8, page

1 of the printed bill, and insert in lieu thereof the words "one typist."

Mr. Oldham moved adoption of the amendment.

Carried.

Line 8, page 1 of the printed bill, add after the comma following the word "law" the following: "and with the approval of the State Board of Irrigation."

Mr. Oldham moved adoption of amendment.

Remarks by Messrs. Oldham and Jameson.

Carried.

Remarks on Assembly Bill No. 255 by Messrs. Horgan, Perry, Cooper, and Fogliani.

Roll call on Assembly Bill No. 255:

YEAS—Arnold, Bellinger, Boak, Clark, Cline, Conwell, Glaser, Gray, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Renfro, Riddell, Shelly, and Wines—21.

NAYS—Cooper, Fogliani, Goodwin, Grier, Henrichs, Horgan, Parker, Perry, Reynolds, Russell, Sherwood, Stewart, and Young—13.

Absent—Anker, Harriman, Newton, Phillips, and Rochon—5.

Not voting—Mr. Speaker.

Assembly Bill No. 255, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 129, 137, 177, 130, 162, 202, and 228.

Senate Bill No. 33.

Remarks by Messrs. Goodwin and Phillips.

Roll call on Senate Bill No. 33:

YEAS—Anker, Boak, Clark, Conwell, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Murphy, Noble, Perry, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Wines, and Young—23.

NAYS—Arnold, Bellinger, Cline, Cooper, Fogliani, Glaser, Grier, Lauritzen, Newton, Parker, Sherwood, and Stewart—12.

Absent—Hopkins, Oldham, and Rochon—3.

Not voting—Persson and Mr. Speaker—2.

Senate Bill No. 33 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 37.

Remarks by Messrs. Goodwin, Lattin, and Fogliani.

Roll call on Senate Bill No. 37:

YEAS—Clark, Goodwin, Gray, Harriman, Henrichs, Horgan, Jameson, Renfro, Reynolds, Shelly, and Wines—11.

NAYS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Grier, Hopkins, Lattin, Lauritzen, Murphy, Noble, Parker, Persson, Phillips, Riddell, Rochon, Russell, Sherwood, Stewart, and Young—24.

Absent Newton and Oldham—2.

Not voting—Hussman, Perry, and Mr. Speaker—3.

Senate Bill No. 37 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Substitute for Senate Bill No. 68.

Remarks by Messrs. Young, Hopkins, and Perry.

Roll call on Senate Substitute for Senate Bill No. 68:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Lattin, Lauritzen, Murphy, Noble, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—30.

NAYS—Arnold and Cline—2.

Absent—Hussman, Jameson, Oldham, and Stewart—4.

Not voting—Horgan, Newton, Phillips, and Mr. Speaker—4.

Senate Substitute for Senate Bill No. 68 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 75.

Amendment proposed by Mr. Fogliani: Amend section 1 of Senate Bill No. 75 by striking out after the word "of" in lines 5 and 6 of the printed bill the words and figure "three dollars, \$3," and inserting in lieu thereof the words and figures "twenty-five, \$25."

Mr. Fogliani moved adoption of amendment.

Carried.

Amendment proposed by Mr. Cline: Amend section 1 of Senate Bill No. 75 by striking the figures "10" in line 8, page 1 of the printed bill, and inserting in lieu thereof the figures "75."

Mr. Cline moved adoption of amendment.

Carried.

Amendment proposed by Mr. Parker: Amend section 1 of Senate Bill No. 75 by striking the period after the word "fees," page 1, line 12 of the printed bill, and insert in lieu thereof the following: "and shall not be allowed to practice thereafter."

Mr. Parker moved adoption of amendment.

Carried.

Roll call on Senate Bill No. 75:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Grier, Harriman, Hopkins, Lattin, Lauritzen, Parker, Phillips, Rochon, Sherwood, and Young—19.

NAYS—Goodwin, Gray, Horgan, Hussman, Jameson, Murphy, Newton, Noble, Renfro, Reynolds, Riddell, Shelly, and Wines—14.

Absent—Oldham and Stewart—2.

Not voting—Boak, Perry, Persson, Russell, and Mr. Speaker—5.

Senate Bill No. 75, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Bill No. 78.

Mr. Goodwin moved adoption of amendment to section 1.

Carried.

Roll call on Senate Bill No. 78:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—33.

NAYS—Cline.

Absent—Harriman, Horgan, Murphy, Oldham, and Stewart—5.

Not voting—Mr. Speaker.

Senate Bill No. 78, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

INTRODUCTION AND FIRST READING

By Mr. Jameson:

Assembly Bill No. 283—An Act to amend the title of and to amend “An Act defining and relating to narcotic drugs, and to make uniform the law with reference thereto,” approved March 10, 1933.

Mr. Jameson moved rules be suspended, bill declared an emergency measure, considered engrossed, and placed on general file for third reading and final passage.

Mr. Bellinger moved to amend motion, and bill be ordered printed. Amendment lost.

Motion carried.

GENERAL FILE AND THIRD READING

Senate Substitute for Senate Bill No. 88.

Remarks by Mr. Fogliani.

Roll call on Senate Substitute for Senate Bill No. 88:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Wines, and Young—33.

NAYS—None.

Absent—Cowell, Murphy, Newton, Rochon, and Stewart—5.

Not voting—Perry and Mr. Speaker—2.

Senate Substitute for Senate Bill No. 88 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 94.

Mr. Hopkins moved that rule No. 9 be temporarily suspended, and bill be considered on the floor of the Assembly.

Carried.

At 11:55 a. m. Mr. Persson moved Assembly recess until 2 p. m. this day.

Carried.

HOUSE IN SESSION

At 2:06 p. m.

Mr. Speaker in the Chair.

All present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 146 under consideration, and begs leave to report same without recommendation.

Also, Senate Joint Resolution No. 13, and reports favorably on the same, with the recommendation that it be adopted.

Also, Assembly Bill No. 277, and reports the same without recommendation.

Also, Assembly Bill No. 140 and Senate Bill No. 89, and reports favorably on the same, with the recommendation that they do pass.

Also, Senate Substitute for Senate Bill No. 103, and reports favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

Mr. Speaker:

Your Committee on Livestock has had Senate Bill No. 238 under consideration, and begs leave to report without recommendation.

W. R. BELLINGER, *Chairman*.

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 145 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

R. J. NEWTON, *Chairman*.

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 279, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman*.

Mr. Speaker:

Your Committee on Federal Relations has had Senate Substitute for Senate Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman*.

Mr. Speaker:

Your Committee on Banks and Banking has had Senate Bills Nos. 110 and 144 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

JOHN W. OLDHAM, *Chairman*.

Mr. Speaker:

Your Committee on Agriculture has had Senate Bills Nos. 21, 141, and 162 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

C. L. NOBLE, *Chairman*.

Mr. Speaker:

Your Select Committee of Douglas County Delegation has had Senate Bill No. 160 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 1 of Senate Bill No. 160 by striking out in line 14, page 2 of the printed bill, the figures "\$125," and inserting in lieu thereof the figures "\$100." Strike out in line 6, page 3 of the printed bill, the words and figures "six hundred and twenty-five dollars (\$625)" and insert in lieu thereof "seven hundred and forty-five dollars (\$745)."

GEO. G. HUSSMAN, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate this day receded from its amendment on page 1, line 5, to Assembly Bill No. 118.

Also, Assembly Bill No. 19, which was laid on the table.

Also, to present for your consideration Senate Bill No. 185, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed by the following vote: Yeas, 17; nays, none.

Also, Senate Concurrent Resolution No. 9, which was adopted by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Arnold moved that at 5 p. m. this day Assembly be at ease subject to the call of the Chair.

Carried.

Mr. Goodwin moved Senate Bill No. 133 be rereferred to Committee on Insurance.

Carried.

Mr. Oldham moved all bills reported back from committees be placed on general file.

Carried.

Mr. Persson moved Senate Bill No. 145 be placed on top of the general file.

Carried.

There being no objections the Speaker and Chief Clerk signed Senate Bills Nos. 32, 51, 151, 11, 34, 36, and 137.

INTRODUCTION AND FIRST READING

By Mr. Rochon :

Assembly Bill No. 284—An Act providing for an appropriation for the relief of certain persons for services rendered during the Thirty-seventh Session of the Nevada Legislature.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means, and be not printed.

Carried.

By Mr. Rochon :

Assembly Bill No. 285—An Act providing for an appropriation for the compensation of certain persons for services rendered to the Thirty-seventh Session of the Nevada Legislature.

Mr. Rochon moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means, and be not printed.

Carried.

Senate Bill No. 185.

Mr. Hussman moved rules be suspended, bill declared an emergency measure, considered engrossed, and placed on general file.

Carried.

Senate Concurrent Resolution No. 9.

Mr. Persson moved adoption of the resolution.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Parker moved Senate Bill No. 145 be indefinitely postponed.

Carried.

Mr. Persson moved that the Chief Clerk place all bills carrying appropriations on top of general file.

Carried.

Mr. Persson moved that for the remainder of this legislative day Rule No. 9 be temporarily suspended, and bills carrying appropriations be considered on the floor of the Assembly.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 152.

Remarks by Messrs. Newton, Perry, and Noble.

Roll call on Senate Bill No. 152:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Horgan, Hussman, Hopkins, Jameson, Lauritzen, Newton, Noble, Oldham, Parker, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Harriman, Lattin, and Perry—3.

Absent—Murphy and Renfro—2.

Not voting—Mr. Speaker.

Senate Bill No. 152 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 94.

Amendment proposed by Mr. Parker: Amend section 4 of Senate Bill No. 94 by striking out in line 13, page 2 of section 4 of the printed bill, after the word "to," the balance of line 13, all of line 14, and down to the word "and" in line 15.

Mr. Parker moved adoption of amendment.

Carried.

Amendment proposed by Mr. Phillips: Amend section 6 of Senate Bill No. 94 by striking out the comma after the word "dollars" in line 29, page 2 of the printed bill, and insert in lieu thereof a period; then strike out all the remainder of section 6.

Mr. Phillips moved adoption of amendment.

Remarks by Messrs. Stewart and Phillips.

Amendment lost.

Remarks on Senate Bill No. 94 by Messrs. Newton, Lattin, Stewart, Bellinger, Phillips, Perry, Arnold, Goodwin, and Harriman.

Previous question requested by Messrs. Lattin, Noble, and Harriman.

Roll call on Senate Bill No. 94:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—Lattin, Newton, Perry, Phillips, and Russell—5.

Absent—Murphy.

Not voting—Mr. Speaker.

Senate Bill No. 94, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 133, 138, 233, and 242.

Senate Substitute for Senate Joint Resolution No. 11.

Remarks by Messrs. Perry, Bellinger, Hopkins, and Jameson.

Roll call on Senate Substitute for Senate Joint Resolution No. 11:

YEAS—Arnold, Clark, Cline, Cooper, Glaser, Harriman, Hopkins, Hussman, Lattin, Lauritzen, Parker, Perry, Phillips, Rochon, and Russell—15.

NAYS—Anker, Bellinger, Boak, Conwell, Fogliani, Goodwin, Gray, Grier, Henrichs, Horgan, Jameson, Newton, Noble, Oldham, Persson, Renfro, Riddell, Shelly, Sherwood, Stewart, Wines, and Young—22.

Absent—Murphy and Reynolds—2.

Not voting—Mr. Speaker.

Senate Substitute for Senate Joint Resolution No. 11 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Senate Joint Resolution No. 14.

Remarks by Messrs. Young and Perry.

Roll call on Senate Joint Resolution No. 14:

YEAS—Anker, Arnold, Bellinger, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—31.

NAYS—None.

Absent—Boak, Clark, Cline, Horgan, Newton, Noble, Phillips, and Stewart—8.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 14 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 90.

Mr. Cooper moved adoption of amendments to section 1.

Carried.

Mr. Cooper moved adoption of amendment inserting new section.

Carried.

Remarks on Assembly Bill No. 90 by Messrs. Cooper, Jameson, Harriman, Hopkins, Horgan, and Phillips.

Roll call on Assembly Bill No. 90:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—39.

NAYS—Noble.

Assembly Bill No. 90, as amended, having received a constitutional majority, the Speaker declared it passed.

Mr. Cooper moved amendment to title of Assembly Bill No. 90 be adopted.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Federal Relations has had Senate Joint Resolution No. 4

under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman*.

Mr. Speaker:

Your Committee on Engrossment hereby certifies that bound copies of Assembly Bills Nos. 280 and 282, hereto attached, are correct copies of the triplicates thereof in its possession.

A. R. HOPKINS, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 22, which this day passed the Senate, as amended, by the following vote: Yeas, 15; nays, 2. Amend as follows: Page 3, line 9, strike the words "twelve thousand five hundred" and figures "(\$12,500)" and insert the words "ten thousand" and figures "(\$10,000.00)."

Also, Senate Bill No. 35, which passed, as amended: Yeas, 17, nays, none. Amend the title as follows: Strike in the last line of the title after the figure 1919, the rest of the line down to the period after the figure 1929, and insert in lieu thereof the words: "as amended."

Also, Senate Bill No. 166, which passed: Yeas, 15; nays, 2.

Also, Senate Bill No. 70, which passed: Yeas, 17; nays, none.

Also, Senate Bill No. 62, which passed: Yeas, 11; nays, 6.

Also, Senate Joint Resolution No. 18, which passed: Yeas, 15; nays, 2.

Also, to return Assembly Bill No. 155, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend the title by striking the word "fifty" on the last line of the title and insert in lieu thereof the word "ten."

Also, Assembly Bill No. 143, which passed, as amended: Yeas, 14; nays, 1; absent, 2. Amend as follows: Page 1, line 10, strike out the word "once" and insert in lieu thereof the word "twice."

Also, to present for your consideration Senate Joint Resolution No. 12, which passed: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Bill No. 101, which passed: Yeas, 13; nays, 3; not voting, 1.

Also, Assembly Bill No. 264, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 187, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Bill No. 240, which was this day taken from the table.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Goodwin moved Assembly concur in Senate amendment to Assembly Bill No. 143.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Russell moved Assembly concur in the Senate amendment to Assembly Bill No. 155.

Mr. Oldham moved that for the remainder of the session all messages to be transmitted to the Senate be transmitted as soon as possible.

Carried.

Mr. Perry moved that Rule No. 40 be suspended for the remainder of the session.

Motion lost.

INTRODUCTION AND FIRST READING

Senate Bill No. 22.

Mr. Murphy moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Joint Committee of Ways and Means and Mines and Mining.

Carried.

Senate Joint Resolution No. 12.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Banks and Banking.

Carried.

Senate Bill No. 70.

Mr. Lattin moved that rules be suspended, bill declared an emergency measure, considered engrossed, and placed on general file.

Carried.

Senate Bill No. 35.

Mr. Goodwin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 62.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

Carried.

Senate Bill No. 166.

Mr. Renfro moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Insurance.

Carried.

Senate Joint Resolution No. 18.

Mrs. Wines moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Education.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 110.

Amendment proposed by Mr. Oldham: Amend section 1 of Assembly Bill No. 110 by striking out in line 8, page 1 of the printed bill, the words: "ditch or ditches."

Mr. Oldham moved the adoption of the amendment.

Carried.

Remarks by Messrs. Oldham, Arnold, Bellinger, Cooper, Henrichs, and Harriman.

Roll call on Assembly Bill No. 110:

YEAS—Anker, Clark, Cline, Conwell, Fogliani, Glaser, Harriman, Hopkins, Murphy, Oldham, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Shelly, Sherwood, Stewart, and Wines—20.

NAYS—Arnold, Bellinger, Boak, Cooper, Goodwin, Gray, Heinrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Parker, Russell, Young, and Mr. Speaker—18.

Absent—Grier and Renfro—2.

Assembly Bill No. 110, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 122.

Mr. Rochon moved adoption of amendment to section 1.

Carried.

Remarks by Messrs. Rochon, Stewart, and Phillips.

Roll call on Assembly Bill No. 122:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Phillips, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Horgan and Renfro—2.

Absent—Heinrichs and Persson—2.

Not voting—Goodwin, Hussman, Perry, Reynolds, and Mr. Speaker—5.

Assembly Bill No. 122, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Phillips moved adoption of amendment to title of Assembly Bill No. 122.

Carried.

Assembly Bill No. 164.

Amendment proposed by Mr. Bellinger: Amend the title of Assembly Bill No. 164 to read as follows: "An Act directing the State Controller to purchase devices for perforating the skins of bountied animals, to have certain printing done at the State Printing Office, and providing for payment therefor, and making appropriation therefor." Insert an additional section to follow section 1, which said section shall be known as section 1½, and said section shall read as follows: "SEC. 1½. For the purpose of carrying out the provisions of this Act there is hereby appropriated out of the General Fund of the State of Nevada the sum of nine hundred (\$900) dollars, and all orders and warrants drawn pursuant to the carrying out of the provisions of this Act shall be audited and paid from said fund in the same manner as other orders are paid."

Mr. Bellinger moved adoption of amendments.

Carried.

Remarks by Messrs. Perry, Oldham, Bellinger, Harriman, Lattin, Hussman, Fogliani, and Phillips.

Roll call on Assembly Bill No. 164:

YEAS—Anker, Arnold, Bellinger, Clark, Conwell, Cooper, Fogliani, Harriman, Heinrichs, Hopkins, Lattin, Lauritzen, Noble, Oldham, Parker, Perry, Persson,

Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—27.

YAYS—Boak, Cline, Glaser, Goodwin, Gray, Horgan, Hussman, Jameson, Newton, and Renfro—10.

Absent—Grier.

Not voting—Murphy and Mr. Speaker—2.

Assembly Bill No. 164, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Bellinger moved adoption of amendment to title of Assembly Bill No. 164.

Carried.

Assembly Bill No. 188.

Amendment proposed by Mr. Clark: Amend section 2 of Assembly Bill No. 188 by striking out after the period following the figure "2" all the remainder of section 2, and insert in lieu thereof the following: "All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed." Add a new section to be known as section 3, which said section shall read as follows: "Sec. 3. This Act shall be in effect from and after its passage and approval."

Mr. Clark moved adoption of amendments.

Carried.

Remarks by Mr. Clark.

Roll call on Assembly Bill No. 188:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Shelly, Sherwood, Stewart, and Young—31.

NAYS—None.

Absent—Gray, Hussman, Noble, Oldham, Phillips, Rochon, Russell, and Wines—8.

Not voting—Mr. Speaker.

Assembly Bill No. 188, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 218.

Report of White Pine County Delegation recommending approval of Assembly Bill No. 218 was read.

Amendment proposed by White Pine County Delegation: Amend section 1 of Assembly Bill No. 218 by inserting in line 5, page 1, after the comma, the following words: "a conveyance of."

Mr. Sherwood moved adoption of amendment.

Carried.

Roll call on Assembly Bill No. 218:

YEAS—Anker, Arnold, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Bellinger, Harriman, Oldham, Phillips, and Rochon—5.

Not voting—Mr. Speaker.

Assembly Bill No. 218, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 234.

Remarks by Mr. Jameson.

Roll call on Assembly Bill No. 234:

YEAS—Anker, Arnold, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—33.

NAYS—Bellinger and Murphy—2.

Absent—Fogliani, Harriman, Oldham, Phillips, and Rochon—5.

Assembly Bill No. 234 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 243.

Remarks by Messrs. Conwell and Lattin.

Mr. Lattin moved Assembly Bill No. 243 be tabled.

Roll call on motion asked for by Messrs. Henrichs, Stewart, and Persson:

YEAS—Arnold, Conwell, Cooper, Lattin, Murphy, Perry, Shelly, Sherwood, and Stewart—9.

NAYS—Anker, Boak, Clark, Cline, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Noble, Parker, Persson, Renfro, Riddell, Russell, and Young—20.

Absent—Fogliani, Harriman, Oldham, and Phillips—4.

Not voting—Bellinger, Grier, Newton, Reynolds, Rochon, Wines, and Mr. Speaker—7.

Motion lost.

Remarks by Messrs. Conwell, Parker, Lattin, and Henrichs.

At 5 p. m. House at ease subject to call of the Chair.

HOUSE IN SESSION

Mr. Speaker in the Chair.

Quorum present.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Education has had Senate Joint Resolution No. 18 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 183 and Senate Joint Resolution No. 17 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman.*

Mr. Speaker:

Your Joint Committee on Labor and Taxation has had Assembly Bill No. 279 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amend as follows: Amend section 11 of Assembly Bill No. 279 by striking out the entire section and correctly renumber all following sections. Amend section 20 by striking out

after the word "when" in line 17, page 25 of the printed bill, the following: "that certain Act of Congress known as H. B. 96 entitled 'An Act establishing an unemployment reserve fund and creating an unemployment reserve fund department under the supervision of the Industrial Commission of Nevada,'" and insert in lieu thereof the following: "An Act of Congress creating an unemployment reserve fund."

CLAIR STEWART,
L. R. ARNOLD.

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 129, 130, 137, 162, 177, 202, 228, 133, 242, 138, and 233 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman*.

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 284 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows: Amend section 2 of Assembly Bill No. 284 by inserting after the semicolon following the words "to wit" at the end of line 5, on page 1 of the typewritten bill, the following: "Fred S. Alward, Lieutenant Governor and President of the Senate, one hundred and fifty dollars (\$150)."

Also, Assembly Bill No. 280, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Substitute for Senate Bill No. 172, and reports favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows: Amend section 1 of Senate Substitute for Senate Bill No. 172 by striking out the period after the word "mines" on page 1, line 15 of the printed bill, and insert the following: "not more than two of the Commission shall be members of the same political party at the date of any appointment."

Also, Senate Bill No. 149, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 285, and reports favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 168, and reports favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 82, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 68, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 148, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 205, which passed: Yeas, 13; nays, none; absent, 3; not voting, 1.

Also, Assembly Bill No. 269, which passed, as amended: Yeas, 14; nays, none; absent, 2; not voting, 1. Amend as follows: After the enacting clause insert the following: SECTION 1. Section 1 of the above-entitled Act, being section 2870 N. C. L. 1929, is hereby amended to read as follows:"

Also, Assembly Joint Resolution No. 26, which passed, as amended: Yeas, 14; nays, none; absent, 1; not voting, 2. Amend as follows: Page 2, line 29, strike the words "undersigned citizens" and insert in lieu thereof the following: "Assembly and Senate."

Also, the Senate this day concurred in Assembly amendments to Senate Bill No. 94.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Shelly moved the Assembly concur in the Senate amendments to Assembly Joint Resolution No. 26.

Carried.

Mr. Noble moved the Assembly concur in the Senate amendments to Assembly Bill No. 269.

Carried.

INTRODUCTION AND FIRST READING

By Messrs. Oldham and Glaser :

Assembly Bill No. 286—An Act to prohibit any person or persons, firm or firms, company or corporation to allow any fence or fences, or any part of such fence, to become dangerous or a public menace, defining a dangerous fence, so as to endanger the lives of human beings, or allow damage and destruction to another's property, providing penalties for the violation thereof, and other matters pertaining thereto.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Carried.

GENERAL FILE AND THIRD READING

Mr. Persson moved that all revenue bills be given preference on the file.

Carried.

Senate Bill No. 144.

Amendment to section 9 proposed by Mr. Newton: Amend section 9 of Senate Bill No. 144 by striking out on pages 6 and 7 of the printed bill all of section 9 appearing thereon.

Mr. Newton moved adoption of amendment.

Carried.

Amendment proposed by Mr. Persson: Amend Senate Bill No. 144 by renumbering the sections following section 9.

Mr. Persson moved adoption of amendment.

Carried.

Mr. Oldham moved that the Assembly rescind its action on amendment to section 9.

Remarks by Messrs. Hussman, Oldham, Harriman, Perry, and Persson.

Carried.

Remarks on bill as a whole by Messrs. Conwell, Sherwood, Hussman, Jameson, Persson, Newton, and Perry.

Roll call on Assembly Bill No. 144 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—Perry.

Not voting—Mr. Speaker.

Assembly Bill No. 144 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGE FROM THE GOVERNOR
STATE OF NEVADA
EXECUTIVE CHAMBER

CARSON CITY, March 21, 1935.

To the Honorable the Assembly, Carson City, Nevada.

GENTLEMEN: Assembly Bill No. 78, introduced by Washoe County Delegation February 14, 1935, and received in this office March 16, 1935, is herewith returned without my approval.

This Act, in my opinion, is too radical a departure from the common law liability for such damages.

This Act imposes liability on the owner of a dog, though the owner has no knowledge of, or reason to suspect, the viciousness of the animal, and even though the injured party has himself provoked the attack made by the animal.

Further, the Act deprives the owner of property of a proper and customary means of protecting his property by defining one lawfully on private property so as to include any person thereon by the "implied" invitation of the owner.

For the foregoing reasons, therefore, this bill is returned to your honorable body without my approval. I am

Very truly yours,

RICHARD KIRMAN, Sr.,
Governor.

Assembly Bill No. 78 read by the Chief Clerk.

Remarks by Mr. Phillips.

Roll call on question: "Shall the bill pass notwithstanding the Governor's veto?":

YEAS—Anker, Conwell, Henrichs, Lattin, Phillips, Renfro, and Reynolds—7.
NAYS—Arnold, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

Absent—Noble.

Not voting—Mr. Speaker.

The Governor's veto of Assembly Bill No. 78 was sustained.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that Assembly Bill No. 49 was this day tabled by the Senate.

Also, that Assembly Bill No. 50, was this day tabled by the Senate.

Also, Assembly Bill 251, which was tabled by the Senate.

Also, to return to you Assembly Bill No. 270, which passed: Yeas, 13; nays, 3; absent, 1.

Also, Assembly Bill No. 267, which passed: Yeas, 16; nays, none; absent, 1.

Also, that the Senate this day concurred in Assembly amendments to Senate Bill No. 78.

Also to return Assembly Bill No. 265, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 102, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Strike all of section 1, on page 3, line 5, strike out the figure "2" and substitute therefor the figure "1." On page 5, line 12, strike out the figure "3" and substitute therefor the figure "2." On page 5, line 21, strike out the figure "4" and substitute therefor the figure "3."

On page 5, line 23, strike out the figure "5" and substitute therefor the figure "4."

Also, Assembly Bill No. 266, which passed: Yeas, 15; nays, none; absent, 2.

Also, Assembly Bill No. 258, which passed: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Bill No. 246, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Page 5, after the word "supplies" strike all of the typewritten Assembly amendment and insert in lieu thereof the following: "nor to any person engaged in transporting his own personal property in his own motor vehicle of an unladen weight of not to exceed 5,000 pounds; *provided*, any such person shall not transport his own goods, wares and merchandise, other than livestock or farm produce, for the purposes of sale or resale without first securing the license in this Act provided and paying a license fee therefor of \$25, which said fee shall be the only license fee required of such person notwithstanding any other provision of this Act to the contrary; *provided further*, only one such motor vehicle shall be permitted to be used by such person under the terms of this particular exemption; *and provided further*, nothing in this particular clause shall be construed as applying to tractor-trucks, trailer, or semitrailers, but shall be deemed to apply to motor trucks."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

REPORTS OF COMMITTEES

Mr. Speaker:

The Committee on Engrossment hereby certifies that bound copy of Assembly Bill No. 281, hereto attached, is a correct copy of the triplicate thereof in its possession.

A. R. HOPKINS, *Chairman.*

Mr. Lattin moved Assembly concur in the Senate amendment to Assembly Bill No. 246.

Remarks by Messrs. Perry and Murphy.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Oldham moved that under suspension of rules the Assembly reconsider its action on Assembly Bill No. 110.

Roll call asked for by Messrs. Cline, Oldham, and Fogliani:

YEAS—Boak, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Hopkins, Horgan, Jameson, Murphy, Oldham, Renfro, Riddell, Rochon, Shelly, Stewart, and Wines—19.

NAYS—Arnold, Bellinger, Clark, Cooper, Henrichs, Hussman, Lattin, Lauritzen, Reynolds, Russell, Sherwood, and Young—12.

Absent—Harriman, Newton, Noble, Parker, and Persson—5.

Not voting—Anker, Perry, Phillips, and Mr. Speaker—4.

Motion lost.

Mr. Murphy moved that Senate Joint Resolution No. 4 and Senate Substitute for Senate Bill No. 71 be placed on top of the general file.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 4.

Remarks by Mr. Murphy.

Roll call on Senate Joint Resolution No. 4:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry,

Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Hussman.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 4 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Substitute for Senate Bill No. 71.

Remarks by Mr. Murphy.

Roll call on Senate Substitute for Senate Bill No. 71:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Cline and Renfro—2.

Not voting—Horgan and Mr. Speaker—2.

Senate Substitute for Senate Bill No. 71 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Phillips moved that Senate Bill No. 98 be placed on top of the general file for third reading and final passage.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Concurrent Resolution No. 11 and Assembly Bills Nos. 62, 198, and 223.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mines and Mining and Ways and Means has had Senate Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY,
R. J. NEWTON.

Mr. Speaker:

Your Committee on Public Printing has had Senate Bill No. 171 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. R. HOPKINS, *Chairman*.

GENERAL FILE AND THIRD READING

Senate Bill No. 98.

Amendment proposed by Mr. Cline: Amend section 4 of Senate Bill No. 98 by striking out the comma after the word "thereof" in line 18, page 3 of the printed bill, insert in lieu thereof a period, and then strike out the remainder of section 4.

Mr. Cline moved adoption of amendment.

Remarks by Messrs. Parker, Lattin, Cline, Phillips, and Perry.

Motion carried by standing vote.

Amendment proposed by Mr. Cline: Amend Senate Bill No. 98 by inserting on page 9, line 23 of the printed bill, after the words

"United States" the following: "*and further provided*, that in the event that an old-age pension plan is adopted by the Federal Government, whereby the persons entitled under this Act receive compensation from the Federal Government, no deduction shall be made."

Mr. Cline moved adoption of amendment.

Motion lost by standing vote.

Amendment proposed by Mr. Boak: Amend section 30 of Senate Bill No. 98 by placing a period after the word "misdemeanor" in line 2, page 15, and striking the remainder of the section.

Mr. Boak moved adoption of amendment.

Carried.

Amendment proposed by Mr. Cline: Amend Senate Bill No. 98 by inserting between sections 39 and 40 of the printed bill a new section to be known as section 39½, which said section shall read as follows: Sec. 39½. There is hereby appropriated out of any money not otherwise appropriated out of the General Fund, the sum of twenty-five thousand (\$25,000) dollars, to be used by the State Tax Collector for the purpose of enforcing the rules and regulations for the administration of this Act. All such rules and regulations shall be compiled by the State Tax Collector and sent to the seventeen counties of this State, addressed to the County Commissioners, for the purpose of uniform administration of this Act and to defray any expenses incidental to the passage of this Act."

Mr. Cline moved adoption of amendment.

Remarks on amendment by Messrs. Sherwood, Conwell, Parker, and Cline.

Roll call on amendment requested by Messrs. Conwell and Phillips:

YEAS—Cline, Glaser, Goodwin, Riddell, Rochou, and Wines—6.

NAYS—Bellinger, Clark, Conwell, Cooper, Fogliani, Gray, Grier, Harriman, Hopkins, Lattin, Lauritzen, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Russell, Shelly, Sherwood, Stewart, and Young—22.

Absent—Murphy and Oldham—2.

Not voting—Anker, Arnold, Boak, Henrichs, Horgan, Hussman, Jameson, Newton, Perry, and Mr. Speaker—10.

Motion lost.

Mr. Cline moved all members be compelled to vote.

Mr. Persson rose to point of order, stating Mr. Cline's request was against rules.

Point of order upheld.

Remarks on Senate Bill No. 98 by Messrs. Stewart, Conwell, and Lattin.

Mr. Persson rose to point of order, and requested Mr. Lattin be compelled to direct his remarks to the bill.

Point of order upheld.

Remarks by Mr. Horgan.

Mr. Sherwood moved that Assembly rescind action taken on amendment to section 4.

Remarks on amendment by Messrs. Perry and Sherwood.

Roll call on motion requested by Messrs. Young, Lattin, and Parker:

YEAS—Anker, Arnold, Boak, Clark, Conwell, Cooper, Fogliani, Gray, Harriman, Hopkins, Lattin, Lauritzen, Noble, Parker, Phillips, Renfro, Reynolds, Russell, Sherwood, Stewart, and Young—21.

NAYS—Bellinger, Cline, Glaser, Goodwin, Horgan, Hussman, Jameson, Oldham, Perry, Persson, Riddell, Rochon, Shelly, and Wines—14.

Absent—Grier and Murphy—2.

Not voting—Henrichs, Newton and Mr. Speaker—3.

Carried.

Mr. Lattin moved for the previous question.

Mr. Cline rose to point of order, stating he believed rescinding of amendment out of order.

The Chair overruled point of order.

Motion on previous question carried.

Roll call on Senate Bill No. 98 :

YEAS—Anker, Arnold, Clark, Conwell, Cooper, Fogliani, Gray, Harriman, Henrichs, Hopkins, Hussman, Lattin, Lauritzen, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Russell, Sherwood, Stewart, and Young—23.

NAYS—Glaser, Goodwin, Horgan, Jameson, Newton, Oldham, and Shelly—7.

Absent—Grier and Murphy—2.

Not voting—Bellinger, Boak, Cline, Perry, Riddell, Rochon, Wines, and Mr. Speaker—8.

Senate Bill No. 98, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 119.

Mr. Newton moved that Senate Bill No. 119 be rereferred to Committee on Ways and Means, inasmuch as it carries an appropriation of \$30,000.

Motion carried by standing vote.

Senate Bill No. 185.

Remarks by Messrs. Arnold, Hussman, Cooper, and Henrichs.

Roll call on Senate Bill No. 185 :

YEAS—Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Renfro, Reynolds, Riddell, Sherwood, Stewart, and Young—22.

NAYS—Lattin, Noble, Persson, and Shelly—4.

Absent—Anker, Boak, Grier, Murphy, Newton, Parker, Phillips, Rochon, and Russell—9.

Not voting—Gray, Oldham, Perry, Wines, and Mr. Speaker—5.

Senate Bill No. 185 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate this day tabled the amendment to Assembly Bill No. 90, thereby tabling the bill.

Also, that the President of the Senate this day appointed a conference committee consisting of Senators Foy, Friedhoff, and Burt to meet with a like committee from the Assembly to consider the Assembly amendments to Senate Bill No. 45, which the Senate this day refused to concur in.

Also, to present for your consideration Senate Bill No. 16, which passed, as amended: Yeas, 13; nays, 2; absent, 1; not voting, 1. Amend as follows: Page 2, line 12 of the printed bill, strike all of section 2, being lines 12 to 19.

inclusive, page 2 of the printed bill. Page 2, line 20, strike figure "3" and insert figure "2." Page 2, line 22, strike figure "4" and insert figure "3." Page 2, after the word "course," line 11, insert a semicolon and the following: "*provided, however,* that the expense of said installation of fish screen shall be borne by the Fish Commission and in no event shall these fish screens be placed to interfere with the flow of water through the canal."

Also, to return Assembly Bill No. 170, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike the Senate amendment as previously adopted, being section 1½.

Also, Assembly Bill No. 132, which passed, as amended: Yeas, 12; nays, none; absent, 2; not voting, 3. Amend as follows: Page 1, line 4, after the words "is hereby" insert the words "amended to read as follows:"

Also, Assembly Bill No. 218, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 171, which passed: Yeas, 16; nays, none; absent, 1.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Noble moved Assembly concur in the Senate amendments to Assembly Bill No. 132.

Carried.

Mr. Persson moved the Speaker be authorized to appoint a conference committee to confer with a like committee from the Senate on Senate Bill No. 45.

Carried.

By Committee on Contingent Expenses and Accounts:

Assembly Resolution No. 22:

Resolved by the Assembly of the State of Nevada, That the State Controller be, and he is hereby, authorized to draw his warrants on the Legislative Fund in favor of the various firms or persons named below for the amounts set opposite their names, as per statement herein, and the State Treasurer is hereby directed to pay the same:

Armanko Office Supply Company	\$69.21
Underwood Elliott-Fisher Company	8.00
Total	<u>\$77.21</u>

Mr. Clark moved adoption of resolution.

Carried.

By Mr. Oldham:

Assembly Resolution No. 23:

WHEREAS, There is now an excess of work in the enrollment of bills, and the necessity for speed on account of the approaching conclusion of the Legislature is urgent; now therefore, be it

Resolved by the Assembly of the State of Nevada, That the Chief Clerk of the Assembly be and he is hereby authorized to employ such other additional and competent help to expedite the enrolling of bills as may be necessary therefor; *provided,* that the compensation therefor shall be fixed by the Speaker of the Assembly.

Mr. Oldham moved adoption of resolution.

Carried.

Mr. Renfro moved Assembly concur in the Senate amendments to Senate Bill No. 102.

Carried.

INTRODUCTION AND FIRST READING

Senate Bill No. 164.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 149.

Remarks by Messrs. Oldham, Arnold, Phillips, Riddell, and Persson.
Roll call on Senate Bill No. 149:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Newton.

Not voting—Lattin, Perry, and Mr. Speaker—3.

Senate Bill No. 149 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 22.

Remarks by Messrs. Lauritzen, Murphy, Stewart, Jameson, and Hopkins.

Roll call on Senate Bill No. 22:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lauritzen, Jameson, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—Newton.

Absent—Lattin.

Not voting—Hussman and Mr. Speaker—2.

Senate Bill No. 22 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 68, 101, and 278.

The Speaker appointed the following members of the Assembly as Conference Committee on Senate Bill No. 45: Messrs. Hopkins, Horgan, and Noble.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 107 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows: Amend section 1 of Senate Bill No. 107 by striking out after the word "the" where it occurs the second time in line 24, page 2 of the printed bill, the words "Board of County Commissioners," and insert in lieu thereof the words "State Board of Finance."

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bills Nos. 35, 156, and 142

under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. HOLMES GOODWIN, *Chairman*.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 234, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 263, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 271, which passed: Yeas, 16; nays, none; absent, 1.

Also, to present Senate Bill No. 176, which passed, as amended: Yeas, 15; nays, none; absent, 2. Amend as follows: Amend section 14 by striking out on page 7, line 28, the word "covered," and inserting in lieu thereof the words "actually compensated."

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Mr. Noble:

Assembly Bill No. 287—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, as amended.

Mr. Noble moved that rules be suspended, bill declared an emergency measure, considered engrossed, not printed, and referred to Committee on Education.

Carried.

Senate Bill No. 176.

Mr. Henrichs moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 276.

Remarks by Messrs. Goodwin, Shelly, Hopkins, and Jameson.

Roll call on Assembly Bill No. 276:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—39.

NAYS—None.

Not voting—Mr. Speaker.

Assembly Bill No. 276 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Shelly moved adoption of preamble to Assembly Bill No. 276.

Carried.

Mr. Persson moved Senate Bill No. 110 be placed on top of general file for third reading and final passage.

Carried.

Mr. Noble moved that Senate Bill No. 105 be placed next to top of general file.

Carried.

Mr. Goodwin asked to withdraw report on Senate Bill No. 35.
Request granted.

Senate Bill No. 110.

Remarks by Mr. Oldham.

Roll call on Senate Bill No. 110:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Newton, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—Cooper.

Not voting—Perry and Mr. Speaker.

Senate Bill No. 110 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 105.

Mr. Oldham moved adoption of amendment to section 5.

Carried.

Remarks on Senate Bill No. 105 by Mr. Oldham.

Roll call on Senate Bill No. 105:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Glaser, Goodwin, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—33.

NAYS—Cooper, Fogliani, Gray, Perry, and Shelly—5.

Not voting—Harriman and Mr. Speaker—2.

Senate Bill No. 105, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Hopkins moved that when the Assembly does adjourn, Mr. Speaker and the Chief Clerk are hereby authorized to remain in Carson City the necessary time to correct the Assembly Journal and take care of any unfinished business they have authority to complete.

Mr. Shelly moved that Senate Bill No. 46 be taken from the table and placed on general file for third reading and final passage.

Motion lost by standing vote.

GENERAL FILE AND THIRD READING

Assembly Bill No. 283.

Remarks by Mr. Jameson.

Roll call on Assembly Bill No. 283:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Phillips,

Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Hussman, Noble, Persson, and Reynolds—4.

Not voting—Mr. Speaker.

Assembly Bill No. 283 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 79.

Remarks by Mr. Hussman.

Roll call on Senate Bill No. 79:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Phillips, Riddell, Renfro, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Henrichs, Lattin, Newton, Persson, and Reynolds—5.

Not voting—Mr. Speaker.

Senate Bill No. 79 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 160.

Mr. Hussman moved adoption of amendments to section 1.

Carried.

Amendment proposed by Mr. Hussman: Amend section 1 of Senate Bill No. 160 by inserting after the word "year" at the end of line 12, page 2 of the printed bill, the following: "the period of employment to be fixed by the Board of County Commissioners."

Mr. Hussman moved adoption of amendment.

Carried.

Roll call on Senate Bill No. 160:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Oldham.

Not voting—Goodwin, Reynolds, and Mr. Speaker—3.

Senate Bill No. 160, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 21.

Mr. Oldham moved Senate Bill No. 21 be laid on the table.

Motion lost by standing vote.

Remarks on Senate Bill No. 21 by Messrs. Arnold, Lattin, Oldham, Perry, Stewart, Henrichs, Noble, and Cooper.

Roll call on Senate Bill No. 21:

YEAS—Anker, Clark, Conwell, Fogliani, Goodwin, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Parker, Renfro, Stewart, Persson, and Young—18.

NAYS—Arnold, Bellinger, Boak, Cline, Cooper, Glaser, Gray, Hopkins, New-

ton, Noble, Oldham, Perry, Phillips, Riddell, Rochon, Shelly, Sherwood, and Wines—18.

Absent—Grier and Reynolds—2.

Not voting—Russell and Mr. Speaker—2.

Senate Bill No. 21, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 243.

Amendment proposed by Mr. Conwell: Amend section 1 of Assembly Bill No. 243 by striking out in line 10, section 1, the words "good and sufficient," and insert in lieu thereof the words "quit-claim."

Mr. Conwell moved adoption of amendment.

Carried.

Remarks by Messrs. Conwell, Henrichs, Parker, and Perry.

Roll call on Assembly Bill No. 243:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Parker.

Absent—Goodwin.

Not voting—Perry, Riddell, and Mr. Speaker—3.

Assembly Bill No. 243, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved adoption of preamble to Assembly Bill No. 243.

Carried.

Assembly Bill No. 249.

Remarks by Messrs. Cooper, Lattin, Perry, Hopkins, and Phillips.

Mr. Cooper moved previous question.

Carried.

Roll call on Assembly Bill No. 249:

YEAS—Conwell, Cooper, Glaser, Parker, Persson, Reynolds, and Riddell—7.

NAYS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Fogliani, Goodwin, Gray, Grier, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Phillips, Russell, Shelly, and Young—26.

Absent—Renfro, Rochon, and Sherwood—3.

Not voting—Harriman, Stewart, Wines, and Mr. Speaker—4.

Assembly Bill No. 249 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 260.

Remarks by Messrs. Cline, Goodwin, and Phillips.

Roll call on Assembly Bill No. 260:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Sherwood.

Not voting—Mr. Speaker.

Assembly Bill No. 260 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Joint Resolution No. 18.

Remarks by Messrs. Lattin, Cooper, Perry, and Henrichs.

Roll call on Assembly Joint Resolution No. 18:

YEAS—Clark, Conwell, Glaser, Goodwin, Gray, Harriman, Jameson, Lattin, Lauritzen, Noble, Parker, Perry, Persson, Phillips, Shelly, Sherwood, Stewart, and Young—18.

NAYS—Arnold, Bellinger, Boak, Cline, Cooper, Grier, Henrichs, Hopkins, Horgan, Hussman, Newton, Oldham, Renfro, Reynolds, Riddell, Russell, and Wines—17.

Absent—Anker, Fogliani, and Rochon—3.

Not voting—Murphy and Mr. Speaker—2.

Assembly Joint Resolution No. 18 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Assembly Bill No. 238.

Mr. Hussman moved that Assembly Bill No. 238 be laid on the table. Carried.

Assembly Bill No. 277.

Mr. Goodwin moved that Assembly Bill No. 277 be tabled. Carried.

Assembly Bill No. 168.

Mr. Jameson moved adoption of amendment to section 1. Carried.

Amendment to amendment proposed by Mr. Clark: Amend section 1 of Assembly Bill No. 168 by striking out after the word "Reno" in line 3, page 1 of the printed bill, all the remainder of section 1, and inserting in lieu thereof the following: "may, by unanimous vote only, provide by ordinance for a pension fund for the payment of pensions to employees of the city of Reno who have been in the employ of said municipal government for a period of twenty-five (25) years, or who have been in the employ of said municipal government for a period of twenty (20) years, if said employee has reached the age of sixty (60) years, and is physically or mentally disabled, and the City Council shall in said ordinance creating said pension fund set aside annually not to exceed three (3%) percent of the taxes collected annually for general purposes in said city for the creation of said pension fund; *provided*, that if the money so set aside for said fund is greater than the amount necessary, and is not disbursed for said purpose, it may be invested in an interest savings account in a bank in the city of Reno; *and provided further*, that the pension granted to any employee by said ordinance shall not exceed fifty (50%) percent of the average amount of the monthly wages or salary which said employee has been paid during the five years next preceding the time said employee is pensioned; *provided*, no pension shall exceed the sum of seventy-five (\$75) dollars per month."

Mr. Clark moved adoption of amendment.

Carried.

Remarks by Mr. Jameson.

Roll call on Assembly Bill No. 168:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Grier and Newton—2.

Not voting—Mr. Speaker.

Assembly Bill No. 168, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 11 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Secretary of State.

Also, has carefully compared Assembly Enrolled Bills Nos. 131, 139, 200, 244, 62, 198, and 223 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Education has had Assembly Bill No. 287 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. E. HORGAN, *Chairman.*

GENERAL FILE AND THIRD READING

Assembly Bill No. 279.

Mr. Renfro moved Assembly Bill No. 279 be tabled.

Roll call requested by Messrs. Sherwood, Arnold, and Fogliani.

Call of the House requested by Messrs. Sherwood, Arnold, and Fogliani.

Sergeant-at-Arms requested to find absent members.

All members present.

Roll call on motion to table Assembly Bill No. 279:

YEAS—Bellinger, Boak, Cline, Glaser, Goodwin, Henrichs, Horgan, Hussman, Jameson, Newton, and Renfro—11.

NAYS—Arnold, Clark, Conwell, Cooper, Fogliani, Gray, Grier, Hopkins, Lattin, Lauritzen, Murphy, Noble, Oldham, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—26.

Not voting—Anker, Harriman, and Mr. Speaker—3.

Motion lost.

Mr. Sherwood moved adoption of amendment to section 11.

Remarks by Mr. Sherwood.

Carried.

Mr. Sherwood moved adoption of amendment to section 19.

Remarks by Mr. Sherwood.

Carried.

Remarks by Mr. Sherwood.

Roll call on Assembly Bill No. 279:

YEAS—Anker, Arnold, Clark, Conwell, Cooper, Fogliani, Gray, Grier, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—24.

NAYS—Glaser, Heinrichs, and Renfro—3.

Absent—Oldham and Riddell—2.

Not voting—Bellinger, Boak, Cline, Goodwin, Harriman, Horgan, Hussman, Jameson, Reynolds, Russell, and Mr. Speaker—11.

Assembly Bill No. 279, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 68, 78, 88, 31, 94, and Senate Concurrent Resolution No. 9.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 174, which this day passed the Senate, as amended, by the following vote: Yeas, 17; nays, none. Amend as follows: Strike out in line 13, page 2 of the printed bill, the words "arrives at the place of," and insert in lieu thereof the word "begins."

Also, Senate Bill No. 186, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 14; nays, none; absent, 3.

Also, Senate Bill No. 187, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Substitute for Senate Bill No. 154, which was declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed: Yeas, 17; nays, none.

Also, to return Assembly Bill No. 191, which passed, as amended: Yeas, 17; nays, none. Amend as follows: Change the figure "1½" after the word "Sec.," page 2, line 31, and change the figure "2" to "3" on page 2, line 32.

Also, Assembly Bill No. 195, which passed: Yeas, 16; nays, none; absent, 1.

Also, Assembly Joint Resolution No. 15, which passed: Yeas, 16; nays, 1.

Also, Assembly Joint Resolution No. 23, which was this day tabled by the Senate.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Shelly moved Assembly concur in Senate amendment to Assembly Bill No. 191.

Carried.

Mr. Lattin moved that Senate Bill No. 48 be withdrawn from Committee on Insurance and placed on general file.

Carried.

Mr. Oldham, Speaker pro tem, in the Chair.

Mr. Hopkins moved Senate Joint Resolution No. 13 be placed on top of general file.

Carried.

Mr. Sherwood moved that Assembly Bill No. 238 be lifted from the table.

Remarks by Messrs. Russell, Lauritzen, and Fogliani.

Roll call on motion, requested by Messrs. Fogliani, Conwell, and Stewart:

YEAS—Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Hopkins, Murphy, Oldham, Persson, Riddell, Rochon, Shelly, Sherwood, and Stewart—20.

NAYS—Anker, Cline, Goodwin, Henrichs, Horgan, Hussman, Jameson, Latin, Lauritzen, Newton, Noble, Parker, Perry, Renfro, Reynolds, Russell, Wines, and Young—18.

Absent—Mr. Speaker.

Not voting—Phillips.

Motion lost.

INTRODUCTION AND FIRST READING

Senate Bill No. 174.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

Carried.

By Mr. Arnold (by request):

Assembly Bill No. 288—An Act authorizing an additional stationery allowance for the members of the Thirty-seventh Session of the Nevada Legislature.

Mr. Arnold moved that rules be suspended, bill declared an emergency measure, considered engrossed, and placed on top of general file for third reading and final passage.

Carried.

Senate Substitute for Senate Bill No. 154.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

There being no objections, Mr. Speaker and Chief Clerk signed Senate Bills Nos. 33 and 152, and Senate Joint Resolution No. 14.

Senate Bill No. 187.

Mr. Russell moved that rules be suspended, bill declared an emergency measure, considered engrossed, placed on top of general file, and not printed.

Carried.

Senate Bill No. 186.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 286 under

consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. L. NOBLE, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Assembly Bill No. 121 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows: Amend section 1 of Assembly Bill No. 121 by striking out in line 7, page 1 of the printed bill, the following: "five thousand (\$5,000) dollars paid annually," and insert in lieu thereof the following: "two thousand five hundred (\$2,500) dollars for the biennium of 1935 and 1936." Strike out in line 6, page 2 of the printed bill, the word "any," and insert in lieu thereof the word "either." Strike out in lines 9 and 10 of the printed bill the following: "one thousand (\$1,000) dollars," and insert in lieu thereof the following: "two hundred and fifty (\$250) dollars."

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Insurance has had Senate Bill No. 166 under consideration, and begs leave to report the same without recommendation.

O. M. RENFRO, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Bill No. 187.

Roll call on Senate Bill No. 187:

YEAS—Anker, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—None.

Absent—Lattin and Oldham—2.

Not voting—Arnold, Cline, Murphy, and Mr. Speaker—4.

Senate Bill No. 187 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 288.

Roll call on Assembly Bill No. 288:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lauritzen, Murphy, Noble, Parker, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, Wines, and Young—29.

NAYS—Henrichs, Hussman, Perry, Persson, Phillips, Russell, and Shelly—7.

Absent—Lattin, Newton, and Oldham—3.

Not voting—Mr. Speaker.

Assembly Bill No. 288 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Joint Committee of Ways and Means and Douglas County Delegation has had Assembly Bill No. 259 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON,
GEO. G. HUSSMAN.

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 119 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 13.

Remarks by Messrs. Goodwin, Hopkins, and Parker.

Roll call on Senate Joint Resolution No. 13:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lauritzen, Noble, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Wines, and Young—31.

NAYS—None.

Absent—Hussman, Lattin, Murphy, Newton, Oldham, Persson, Rochon, and Stewart—8.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 13 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 284.

Roll call on Assembly Bill No. 284:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Parker, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Wines, and Young—32.

NAYS—None.

Absent—Lattin, Murphy, Oldham, Reynolds, Sherwood, and Stewart—6.

Not voting—Perry and Mr. Speaker—2.

Assembly Bill No. 284 having received a constitutional majority, Mr. Speaker declared it passed.

Assembly Bill No. 285.

Roll call on Assembly Bill No. 285:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Parker, Perry, Persson, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—34.

NAYS—None.

Absent—Lattin, Murphy, Oldham, Renfro, and Stewart—5.

Not voting—Mr. Speaker.

Assembly Bill No. 285 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Rochon moved adoption of preamble to Assembly Bill No. 285.
Carried.

Assembly Bill No. 280.

Mr. Conwell moved rules be suspended, and Assembly Bill No. 280 be withdrawn from general file and referred to the Mineral County Delegation.

Remarks by Messrs. Noble, Conwell, Cline, and Hopkins.
Motion lost.

Remarks by Messrs. Noble and Conwell.

Roll call on Assembly Bill No. 280:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Fogliani, Glaser, Grier, Heinrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Parker, Persson, Renfro, Reynolds, Riddell, Shelly, Sherwood, Wines, and Young—26.

NAYS—Conwell, Cooper, Phillips, and Russell—4.

Absent—Arnold, Gray, Hussman, Murphy, Rochon, and Stewart—6.

Not voting—Goodwin, Harriman, Perry, and Mr. Speaker—4.

Assembly Bill No. 280 having received a constitutional majority, Mr. Speaker declared it passed.

Without objections, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 265, 143, 267, 171, 264, Assembly Joint Resolution No. 25, Senate Bills Nos. 71 and 185, and Senate Joint Resolution No. 4.

Assembly Bill No. 147.

Mr. Clark moved Assembly Bill No. 147 be tabled.

Carried.

Assembly Bill No. 287.

Remarks by Messrs. Noble and Fogliani.

Roll call on Assembly Bill No. 287:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Heinrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—37.

YEAS—None.

Absent—Murphy and Stewart—2.

Not voting—Mr. Speaker.

Assembly Bill No. 287 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Rochon moved Assembly Bill No. 121 be rereferred to Joint Committee of Ormsby County Delegation and Ways and Means.

Mr. Persson moved to amend motion, and that bill be referred to Joint Committee on Ways and Means and Ormsby County Delegation.
Motion, as amended, carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 18.

Remarks by Messrs. Horgan and Persson.

Mr. Persson moved resolution be rereferred to Committee on Ways and Means.

Mr. Rochon moved to amend motion, and resolution be rereferred to Joint Committee of Ways and Means and Education.

Motion, as amended, carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 188, which was this day declared an emergency measure under the Constitution, placed on file for third reading and final passage, and passed by the following vote: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Bill No. 276, which passed: Yeas, 16; nays, none; not voting, 1.

Also, Assembly Bill No. 283, which passed: Yeas, 17; nays, none.

Also, Assembly Bill No. 164, which passed: Yeas, 10; nays, 5; not voting, 2.

Also, to return Assembly Concurrent Resolution No. 13, which was adopted by the Senate, as amended. Amend as follows: Page 2, line 5, strike out that portion of the first paragraph on page 2, beginning with the word "and" in line 5, to and including the word "route" in line 9.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 188.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Jameson moved Assembly Bill No. 187 be withdrawn from Enrollment Committee and rereferred to Committee on Internal Improvements for correction.

GENERAL FILE AND THIRD READING

Assembly Bill No. 286.

Remarks by Messrs. Phillips, Oldham, Bellinger, Riddell, and Harriman.

Roll call on Assembly Bill No. 286.

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Fogliani, Glaser, Gray, Grier, Harriman, Heinrichs, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Persson, Phillips, Reynolds, Russell, Shelly, Stewart, Wines, and Young—28.

NAYS—Perry.

Absent—Conwell, Cooper, Hopkins, Horgan, Noble, Rochon, and Sherwood—8.

Not voting—Renfro, Riddell, and Mr. Speaker—3.

Assembly Bill No. 286 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 76.

Mr. Oldham moved adoption of amendment to section 1.

Carried.

Mr. Cline moved Senate Bill No. 76 be indefinitely postponed.

Remarks by Messrs. Goodwin, Fogliani, Murphy, and Perry.

Roll call on motion requested by Messrs. Clark, Persson, and Lattin:

YEAS—Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser,

Grier, Harriman, Lattin, Lauritzen, Parker, Perry, Renfro, Reynolds, Shelly, Sherwood, and Stewart—19.

YEAS—Anker, Clark, Goodwin, Gray, Henrichs, Jameson, Hussman, Murphy, Newton, Oldham, Person, Phillips, Shelly, Wines, and Young—15.

Absent—Hopkins, Horgan, Noble, Riddell, and Rochon—5.

Not voting—Mr. Speaker.

Carried.

Assembly Bill No. 259.

Remarks by Mr. Hussman.

Roll call on Assembly Bill No. 259 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Stewart, Wines, and Young—33.

NAYS—None.

Absent—Fogliani, Hopkins, Horgan, Noble, Rochon, and Sherwood—6.

Not voting—Mr. Speaker.

Assembly Bill No. 259 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 136.

Remarks by Messrs. Goodwin, Perry, and Henrichs.

Roll call on Senate Bill No. 136 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Henrichs, Hussman, Jameson, Lattin, Murphy, Oldham, Persson, Phillips, Renfro, Russell, Shelly, Sherwood, Stewart, Wines, and Young—26.

NAYS—Parker and Perry—2.

Absent—Cline, Conwell, Harriman, Hopkins, Horgan, Newton, Noble, Riddell, and Rochon—9.

Not voting—Lauritzen, Reynolds, and Mr. Speaker—3.

Senate Bill No. 136 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 260, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, to inform you that the Senate has concurred in the Assembly amendments to Senate Bills Nos. 98, 105, and 160.

Also, to present for your consideration Senate Bill No. 189, which was declared an emergency measure under the Constitution, and passed: Yeas, 13; nays, none; absent, 4.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 189.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Federal Relations.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 146.

Mr. Stewart moved that Senate Bill No. 146 be tabled.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 86 and 254.

Senate Bill No. 70.

Amendment proposed by Mr. Lattin: Amend section 1 of Assembly Bill No. 70 by striking out the period after the word "county" in line 5, page 2 of the printed bill, insert a comma and the following: "such sale shall be in full satisfaction of the judgment," and strike out the remainder of section 1.

Mr. Lattin moved adoption of amendment.

Remarks by Messrs. Lattin, Cline, Hopkins, Fogliani, and Harriman on amendment.

Carried.

Roll call on Senate Bill No. 70:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Grier, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—36.

NAYS—None.

Absent—Arnold, Lattin, and Stewart—3.

Not voting—Mr. Speaker.

Senate Bill No. 70, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Without objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 82, 114, 118, 148, 199, 218, 234, 250, and 258.

Senate Bill No. 7.

Mr. Renfro moved adoption of amendment to section 1.

Carried.

Mr. Renfro moved adoption of amendment to bill as a whole.

Carried.

Roll call on Senate Bill No. 7:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Arnold, Fogliani, and Persson—3.

Not voting—Parker and Mr. Speaker—2.

Senate Bill No. 7, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 141.

Remarks by Messrs. Henrichs, Phillips, Noble, Stewart, Conwell, Cooper, Harriman, Lattin, and Oldham.

Roll call on Senate Bill No. 141:

YEAS—Anker, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Parker, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Bellinger and Oldham—2.

Absent—Arnold and Grier—2.

Not voting—Conwell, Horgan, Newton, Perry, and Mr. Speaker—5.

Senate Bill No. 141 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 29.

Mr. Shelly moved adoption of amendment to section 1.

Remarks on amendment by Messrs. Stewart, Shelly, and Renfro.

Motion lost by standing vote.

Mr. Shelly moved adoption of further amendment to section 1.

Motion lost.

Remarks on Senate Bill No. 29 by Messrs. Perry, Renfro, and Phillips.

Roll call on Senate Bill No. 29:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Persson and Renfro—2.

Absent—Arnold and Conwell—2.

Not voting—Mr. Speaker.

Senate Bill No. 29 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 278, 101, 68, 267, 171, 143, 264, and Assembly Joint Resolution No. 25 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 188 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 161 under consideration, and begs leave to report the same with amendments thereto, with the recommendation that the amendments be adopted and that the bill do pass, as amended. Amend as follows: Amend section 1 of Senate Bill No. 161 by striking out the period at the end of line 15, page 5 of the printed bill, inserting in lieu thereof a semicolon and the following: "*provided*, that nothing in this Act shall be construed to authorize the board herein created to have charge of, administer, or otherwise direct any activities, other than relief of the indigent poor or distressed by reason of disease, infirmity, unemployment, or other unavoidable cause, under PWA regulations. Strike out the period after the

word "all" at the end of line 10, page 1 of the printed bill, insert in lieu thereof a semicolon and the following: "*provided*, that each of the members appointed by the Governor under the provisions of this Act shall be required before entering upon the duties of their offices, to execute a good and sufficient bond to the State of Nevada in the penal sum of five thousand (\$5,000) dollars, conditioned for the faithful performance of the duties required of them, and each of them, under the provisions of this Act, said bond to be paid for by the State of Nevada, and they shall also be required to take the official oath of office. The Governor shall have the right, at any time, to remove any or all of the members of said board, whenever in his opinion the successful administration of the provisions of this Act may justify him in so doing."

W. HOLMES GOODWIN, *Chairman*.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Goodwin moved Senate Bill No. 161 be placed on general file.
Carried.

Mr. Hopkins moved Senate Bill No. 166 be rereferred to Committee on Public Printing.
Carried.

Mr. Fogliani moved Senate Bill No. 161 be raised to top of general file for immediate consideration.
Carried.

Mr. Noble moved Senate Bill No. 59 be taken off the table and placed on general file.
Motion lost by standing vote.

Mr. Jameson gave notice that correction has been made on Assembly Bill No. 187 and is now being enrolled.

Mr. Sherwood moved Assembly Bill No. 277 be raised from the table.
Roll call on motion requested by Messrs. Sherwood, Fogliani, and Stewart:

YEAS—Anker, Clark, Cooper, Fogliani, Gray, Harriman, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Persson, Phillips, Shelly, Sherwood, Stewart, and Young—18.

NAYS—Bellinger, Boak, Glaser, Goodwin, Grier, Henrichs, Horgan, Hussman, Jameson, Oldham, Perry, Renfro, Reynolds, Riddell, Rochon, Russell, and Wines—17.

Absent—Arnold, Cline, and Conwell—3.

Not voting—Parker and Mr. Speaker—2.

Motion lost.

Mr. Cooper moved that Committee on Acoustics be discharged with a vote of thanks, and also that the Chief Clerk write a note of thanks to the manager of the Majestic Theater for the use of the curtains.

Carried.

Mr. Fogliani moved Senate Bill No. 35 be taken from the table.
Carried.

Mr. Renfro moved Senate Bill No. 48 be rereferred to Committee on Insurance for correction and amendment to the title.

Motion carried by standing vote.

GENERAL FILE AND THIRD READING

Assembly Bill No. 161.

Mr. Goodwin moved adoption of amendment to section 1.

Carried.

Mr. Stewart moved adoption of amendment to section 8.

Carried.

Remarks by Mr. Goodwin.

Roll call on Assembly Bill No. 161:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Cooper and Parker—2.

Absent—Arnold, Hussman, and Newton—3.

Not voting—Henrichs, Perry, and Mr. Speaker—3.

Assembly Bill No. 161, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 140.

Roll call on Senate Bill No. 140:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—33.

NAYS—Cooper, Parker, and Perry—3.

Absent—Arnold and Oldham—2.

Not voting—Newton and Mr. Speaker—2.

Senate Bill No. 140 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 89.

Mr. Parker moved Senate Bill No. 89 be rereferred to Committee on Judiciary for further study.

Carried.

Senate Substitute for Senate Bill No. 103.

Roll call on Senate Substitute for Senate Bill No. 103:

YEAS—Anker, Bellinger, Boak, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—32.

NAYS—Clark, Cline, Parker, and Perry—4.

Absent—Arnold, Hussman, and Reynolds—3.

Not voting—Mr. Speaker.

Senate Substitute for Senate Bill No. 103 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Federal Relations has had Senate Bill No. 189 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

Mr. Speaker:

Your Joint Committee of Ways and Means and Education has had Senate

Joint Resolution No. 18 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON,
J. E. HORGAN.

GENERAL FILE AND THIRD READING

Senate Bill No. 162.

Roll call on Senate Bill No. 162:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Rochon, Shelly, Sherwood, Stewart, Wines, and Young—31.

NAYS—Cooper and Parker—2.

Absent—Arnold, Hopkins, Hussman, Reynolds, and Russell—5.

Not voting—Perry and Mr. Speaker—2.

Senate Bill No. 162 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Murphy moved Senate Bill No. 189 be placed on top of general file.

Carried.

Without objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 263 and 271.

Senate Bill No. 189.

Amendment proposed by Mr. Oldham: Amend title of Senate Bill No. 189 by crossing out the words "Hawthorne Ammunitions Plant" and inserting therefor "United States Naval Ammunitions Depot."

Mr. Oldham moved the adoption of the amendment.

Carried.

Remarks by Mr. Conwell.

Roll call on Senate Bill No. 189:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Henrichs, Jameson, Lattin, Lauritzen, Newton, Noble, Perry, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—30.

NAYS—Parker.

Absent—Arnold, Murphy, Oldham, Persson, Phillips, Renfro, Reynolds, and Riddell—8.

Not voting—Mr. Speaker.

Senate Bill No. 189, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 183.

Remarks by Messrs. Goodwin, Sherwood, Russell, Cooper, Hopkins, Conwell, Henrichs, Harriman, Phillips, Stewart, and Mrs. Grier.

Roll call on Senate Bill No. 183:

YEAS—Anker, Boak, Clark, Cline, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Rochon, Russell, Shelly, Stewart, Wines, and Young—31.

NAYS—Bellinger, Conwell, Parker, Riddell, and Sherwood—5.

Absent—Arnold, Newton, and Reynolds—3.

Not voting—Mr. Speaker.

Senate Bill No. 183 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Substitute for Senate Bill No. 172.

Mr. Sherwood moved Senate Substitute for Senate Bill No. 172 be referred to Committee on Labor.

Motion lost by standing vote.

Mr. Stewart moved Senate Substitute for Senate Bill No. 172 be tabled.

Roll call on motion requested by Mr. Oldham, Mrs. Wines, and Mrs. Grier:

YEAS—Clark, Cooper, Fogliani, Hopkins, Lattin, Lauritzen, Newton, Parker, Renfro, Rochon, Sherwood, Stewart, and Young—13.

NAYS—Anker, Bellinger, Boak, Cline, Glaser, Goodwin, Gray, Grier, Harri- man, Henrichs, Horgan, Hussman, Jameson, Murphy, Noble, Oldham, Perry, Persson, Reynolds, Riddell, Shelly, and Wines—22.

Absent—Arnold.

Not voting—Conwell, Phillips, Russell, and Mr. Speaker—4.

Motion lost.

Mr. Newton moved adoption of amendment by Committee on Ways and Means.

Carried.

Amendment proposed by Mr. Cline: Amend section 1 of Senate Substitute for Senate Bill No. 172 by substituting in line 6, page 1 of said bill, as printed, the word "all" in lieu of the word "two"; and by substituting in line 10, page 1 of said bill, as printed, the words "another of said appointees" in lieu of the words "the second appointee, other than the chairman"; and by eliminating from said bill, as printed, the following sentence in lines 12, 13, 14, and 15, page 1 of said bill: "the third Commissioner shall be appointed by an Industrial Commission Board which is hereby created, said board to consist of the Governor, Attorney-General, and Inspector of Mines"; and by substituting the word "Governor" in line 6, page 2 of said bill, as printed, in lieu of the words "Industrial Commission Board."

Mr. Persson moved that all amendments be rejected.

Carried.

Mr. Persson moved previous question.

Motion carried by standing vote.

Roll call on Senate Substitute for Senate Bill No. 172:

YEAS—Anker, Bellinger, Boak, Cline, Glaser, Goodwin, Gray, Grier, Harri- man, Henrichs, Hopkins, Horgan, Hussman, Jameson, Noble, Oldham, Persson, Renfro, Reynolds, Riddell, Russell, Shelly, and Wines—23.

NAYS—Fogliani, Cooper, Lattin, Newton, Parker, Rochon, Sherwood, Stew- art, and Young—9.

Absent—Arnold and Conwell—2.

Not voting—Clark, Lauritzen, Murphy, Perry, Phillips, and Mr. Speaker—6.

Senate Substitute for Senate Bill No. 172, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 168.

Remarks by Messrs. Rochon, Bellinger, and Parker.

Roll call on Senate Bill No. 168 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—36.

NAYS—None.

Absent—Arnold, Goodwin, and Reynolds—3.

Not voting—Mr. Speaker.

Senate Bill No. 168 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 156.

Roll call on Senate Bill No. 156 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, and Young—32.

NAYS—Cooper and Parker—2.

Absent—Arnold, Grier, Henrichs, Murphy, and Wines—5.

Not voting—Mr. Speaker.

Senate Bill No. 156 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 142.

Mr. Oldham, Speaker pro tem, in the Chair.

Remarks by Messrs. Murphy, Fogliani, Shelly, Lattin, Cooper, and Parker.

Mr. Kennett, Speaker, in the Chair.

Roll call on Senate Bill No. 142 :

YEAS—Anker, Boak, Clark, Cline, Conwell, Fogliani, Goodwin, Gray, Grier, Henrichs, Horgan, Lattin, Noble, Oldham, Renfro, and Russell—16.

NAYS—Bellinger, Cooper, Glaser, Hussman, Jameson, Lauritzen, Parker, Reynolds, Shelly, and Sherwood—10.

Absent—Arnold and Hopkins—2.

Not voting—Harriman, Murphy, Newton, Perry, Persson, Phillips, Riddell, Rochon, Stewart, Wines, Young, and Mr. Speaker—12.

Senate Bill No. 142 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

Without objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 155 and 187.

MOTIONS, RESOLUTIONS AND NOTICES

Assembly Resolution No. 24.

Resolved by the Assembly of the State of Nevada. That the State Controller be, and he is hereby, authorized to draw his warrant on the Legislative Fund in favor of the undersigned, to wit :

Underwood Elliott-Fisher Co.....	\$5.00
Western Union Telegraph Co.....	2.65

as per statements attached hereto, and the State Treasurer is hereby directed to pay the same.

Mr. Clark moved adoption of resolution.

Carried.

Mr. Jameson moved Assembly rescind action on Senate Bill No. 44.
Remarks by Messrs. Murphy and Lattin.
Motion carried by two-thirds standing vote.

GENERAL FILE AND THIRD READING

Senate Bill No. 171.
Remarks by Messrs. Hopkins, Perry, Murphy, Phillips, Lattin, and Harriman.

Mr. Oldham, Speaker pro tem, in the Chair.

Further remarks on Senate Bill No. 171 by Messrs. Kennett, Murphy, Renfro, Hopkins, Conwell, and Lattin.

Mr. Kennett moved Senate Bill No. 171 be tabled.
Motion carried by two-thirds standing vote.

Senate Bill No. 119.

Mr. Cline moved Senate Bill No. 119 be placed on bottom of file, to be considered at such time as all members will be present.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Judiciary has had Senate Bill No. 89, which was rereferred to the Judiciary Committee, under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. HOLMES GOODWIN, *Chairman*.

Mr. Goodwin moved Senate Bill No. 89 be placed on top of general file.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 89.

Remarks by Messrs. Parker, Goodwin, and Jameson.

Roll call on Senate Bill No. 89:

YEAS—Anker, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Murphy, Noble, Parker, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Wines, and Young—29.

NAYS—None.

Absent—Arnold, Oldham, Perry, Phillips, and Stewart—5.

Not voting—Bellinger, Hussman, Newton, Persson, Riddell, and Mr. Speaker—6.

Senate Bill No. 89 having received a constitutional majority, Mr. Speaker declared it passed.

Without objection, Mr. Speaker and Chief Clerk signed Assembly Bill No. 266.

Senate Bill No. 107.

Mr. Young moved adoption of amendment to section 1.

Carried.

Remarks by Messrs. Young and Perry.

Previous question requested by Messrs. Phillips, Cline, and Clark.

Roll call on Senate Bill No. 107:

YEAS—Anker, Bellinger, Clark, Cline, Conwell, Cooper, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Noble, Parker, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Wines, and Young—27.

NAYS—Boak, Grier, and Perry—3.

Absent—Arnold, Oldham, and Stewart—3.

Not voting—Fogliani, Hussman, Murphy, Newton, Persson, Riddell, and Mr. Speaker—7.

Senate Bill No. 107, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 188.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 188:

YEAS—Anker, Bellinger, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—29.

NAYS—Cooper, Grier, Lattin, Parker, and Sherwood—5.

Absent—Arnold, Oldham, and Stewart—3.

Not voting—Boak, Perry, and Mr. Speaker—3.

Senate Bill No. 188 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 91 under consideration, and begs leave to report on the same without recommendation.

R. J. NEWTON, *Chairman.*

Mr. Speaker:

Your Joint Committee of Ways and Means and Ormsby County Delegation has had Assembly Bill No. 121 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments. Amend as follows: Strike out after the word "of" in line 7, page 1 of the printed bill, the following: "five thousand (\$5,000) dollars paid annually" and insert in lieu thereof the following: "seven thousand five hundred (\$7,500) dollars for the biennium of 1936-1937."

R. J. NEWTON,
JOE ROCHON, JR.

Mr. Speaker:

Your Committee on Public Printing has had Senate Bill No. 166 under consideration, and begs leave to introduce a substitute therefor, with the recommendation that it do pass.

A. R. HOPKINS, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Lauritzen moved Assembly Bill No. 236 be withdrawn from Committee on Ways and Means and placed on general file.

Motion lost.

Mr. Boak moved Assembly rescind its action on Assembly Bill No. 142.

Remarks by Messrs. Boak, Murphy, Perry, Shelly, Fogliani, and Stewart.

Motion lost.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 70 for correction.

Also, to return Assembly Bill No. 259, which passed: Yeas, 17; nays, none.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Committee on Public Printing:

Assembly Substitute for Senate Bill No. 166—An Act concerning foreign insurance companies, requiring them to file with the State Controller a synopsis of their annual business; providing penalty for the violation thereof.

Mr. Hopkins moved that Assembly Substitute for Senate Bill No. 166 be considered an emergency measure and placed on top of general file.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 44.

Remarks by Messrs. Jameson and Parker.

Roll call on Senate Bill No. 44:

YEAS—Boak, Clark, Conwell, Goodwin, Gray, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Perry, Persson, Phillips, Renfro, Reynolds, Russell, Shelly, and Stewart—22.

NAYS—Bellinger, Cline, Cooper, Fogliani, Glaser, Grier, Hopkins, Oldham, Parker, Riddell, and Rochon—11.

Absent—Arnold and Newton—2.

Not voting—Anker, Sherwood, Wines, Young, and Mr. Speaker—5.

Senate Bill No. 44 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Parker moved the title to Senate Bill No. 44 be stricken out.

Motion lost.

There being no further objections, Mr. Speaker declared the title passed.

Assembly Substitute for Senate Bill No. 166.

Mr. Hopkins moved adoption of the substitute.

Carried.

Remarks by Messrs. Horgan, Hopkins, Phillips, and Renfro.

Roll call on Assembly Substitute for Senate Bill No. 166:

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Riddell, Rochon, Russell, Sherwood, Stewart, Wines, and Young—31.

NAYS—None.

Absent—Arnold, Newton, and Parker—3.

Not voting—Goodwin, Gray, Renfro, Reynolds, Shelly, and Mr. Speaker—6.

Assembly Substitute for Senate Bill No. 166 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Joint Resolution No. 17.

Remarks by Messrs. Stewart and Perry.

Roll call on Senate Joint Resolution No. 17 :

YEAS—Anker, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Lauritzen, Oldham, Russell, Shelly, and Wines—18.

NAYS—Lattin, Noble, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Sherwood, Stewart, and Young—12.

Absent—Arnold, Murphy, and Parker—3.

Not voting—Bellinger, Grier, Morgan, Hussman, Jameson, Newton, and Mr. Speaker—7.

Senate Joint Resolution No. 17 having failed to receive a constitutional majority, Mr. Speaker declared it lost.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Cline moved Senate Bill No. 59 be taken from the table and placed on general file for third reading and final passage.

Remarks by Messrs. Persson, Cline, Noble, Stewart, and Harriman.

Carried.

Mr. Persson moved Senate Bill No. 59 be rereferred to Committee on Ways and Means.

Remarks by Messrs. Stewart and Sherwood.

Motion lost.

Mr. Boak moved Senate Bill No. 59 be considered in Committee of the Whole.

Motion lost.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 18.

Remarks by Messrs. Horgan, Stewart, Parker, Harriman, Perry, and Murphy.

Roll call on Senate Joint Resolution No. 18 :

YEAS—Anker, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Perry, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Stewart, and Young—28.

NAYS—Bellinger, Glaser, Parker, Persson, Riddell, and Sherwood—6.

Absent—Arnold, Hopkins, Noble, and Wines—4.

Not voting—Oldham and Mr. Speaker—2.

Senate Joint Resolution No. 18 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 164, 260, and 275.

Senate Bill No. 119.

Remarks by Messrs. Cline and Russell.

Roll call on Senate Bill No. 119 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Horgan, Hussman, Jameson, Lauritzen, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—34.

NAYS—Lattin and Persson—2.

Absent—Arnold, Hopkins, and Murphy—3.

Not voting—Mr. Speaker.

Senate Bill No. 119 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Renfro moved adoption of preamble.

Carried.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 287, which this day passed the Senate by the following vote: Yeas, 17; nays, none.

Also, Assembly Bill No. 285, which passed: Yeas, 16; nays, 1.

Also, Assembly Bill No. 168, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 243, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Section 1, page 2, line 15, place a period after the word "County" and strike out balance of line 15 and all of lines 16, 17, and 18.

Also, to present Senate Joint Resolution No. 19, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, to return Assembly Bill No. 40, which this day passed the Senate, as amended: Yeas, 12; nays, 5. Amend as follows: Strike out after the enacting clause all of sections 1 to 28, inclusive, of the printed bill, and insert in lieu thereof the following, being sections 1 to 22, inclusive, of Senate Bill No. 145, as printed, and as amended on page 4, line 22, and as further amended on page 8, by the insertion of a new section 15, as a substitute for section 15 of Senate Bill No. 145, as printed:

SECTION 1. The following words, terms, and phrases when used in this Act have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(a) "Beer" means any alcoholic beverage obtained by the fermentation of any infusion or decoction of barley, malt, hops, or any other similar product, or any combination thereof in water, and shall include ale, porter, brown, stout, lager beer, small beer, and strong beer.

(b) "Vinous liquor" means the product obtained by the fermentation of grapes or other agricultural products containing natural sugar or any such alcoholic beverage fortified with grape brandy and containing not more than twenty-four percent of alcohol by volume.

(c) "Person" includes any individual, firm, copartnership, association, corporation, receiver, syndicate or any other group or combination acting as a unit, and the plural as well as the singular number.

(d) "Manufacturer" means every person who, within the State of Nevada, brews, ferments, distills, or otherwise produces or manufactures alcoholic beverages.

(e) "Rectifier" means every person who cuts, blends or rectifies distilled spirits.

(f) "Importer" means every person who, with relation to alcoholic beverages brought into this State from outside this State, is the first in possession thereof within this State after the act of importation is completed.

(g) "Wholesale liquor importer" means and includes a person licensed to sell spirituous and vinous liquors to retail liquor dealers, but not to sell to the consumer or general public.

(h) "Wholesale beer importer" means and includes a person licensed to sell beer or retail liquor and beer dealers and subjobbers, but not to sell to the consumer or the general public.

(i) "Retail liquor dealer" means an establishment where beers, wines and liquors in quantities of not more than four and nine-tenths ($4\frac{9}{10}$) gallons at one time are sold.

(j) "Retail beer dealer" means and includes any person engaged in the sale of beer, as herein defined, only.

(k) "Subjobber of beer" means a person authorized to sell beer only to

retail dealers, and not to consumers or the general public, as the agent or representative of a beer importer or manufacturer duly licensed under this Act.

(1) "Sell" or "sale" and the phrase "to sell" means and includes any of the following: to exchange, barter, traffic in; to solicit or receive an order for; to keep or expose for sale; to serve for a consideration with or without meals; to traffic in or deliver for value or in any way other than gratuitously; to peddle; to possess with intent to sell.

SEC. 2. Every person manufacturing, importing or selling, either at retail or wholesale, any spiritous, malt, or vinous liquors, shall, in addition to other licenses provided by law, take out a State liquor license as hereinafter provided, which license shall not be transferable by sale, assignment or otherwise.

SEC. 3. The State Controller is hereby authorized and required to have printed blank licenses in sufficient quantities to supply all of the counties of this State, duly numbered and bound together in convenient form. The State Controller shall deliver the said blank licenses, with his signature affixed, to the Auditor of each county, who, in turn, shall deliver the same to the Sheriff of his county, with his signature affixed, and take the Sheriff's receipt therefor; said licenses to generally conform in words and blank lines to the following form, to wit:

§..... STATE OF NEVADA No.....
 LIQUOR LICENSE
County, Nevada.
, 193.....

This certifies that.....has paid..... (\$.....) dollars State Liquor License, which entitles....., upon the payment of other licenses provided by law, to carry on the business of.....in.....
 (insert type of license)

in the county of....., State of Nevada, as provided in that certain Revenue Act approved on the.....day of March, 1935, for the year ending December 31, 193....., unless this or any other licenses provided by law be revoked by authority of law for cause.

.....
 Sheriff of.....County, Nevada.
 State Controller.
,County Auditor.

The State Controller is further authorized and required to have printed in blank forms in sufficient quantities, to be supplied to the Sheriffs of the various counties, upon which the Sheriff shall make his monthly statement to the County Treasurer containing the data required, as specified in section 8 hereof, and likewise application forms for license.

SEC. 4. The Sheriffs of the respective counties, as ex officio Collectors of Licenses, shall issue and collect all State liquor licenses. The following are the types of licenses to be issued under this Act, and the annual charges to be charged therefor:

- (1) Manufacturer's license, authorizing the manufacture and sale of such manufacturer's product, \$1,500 per year.
- (2) Rectifier's license, \$750 per year.
- (3) Wholesale liquor importer's license, \$500 per year.
- (4) Wholesale beer importer's license, authorizing importation and sale of one brand, \$300 per year; for each additional brand, \$150 per year.
- (5) Retail liquor dealer's license, \$150 per year.
- (6) Subjobber's beer license, \$100 per year.
- (7) Retail beer dealer's license, \$50 per year.
- (8) Train license, per train, upon which liquors and beer are sold, \$15 per year.

SEC. 5. All agents, representatives or solicitors of manufacturers, rectifiers, or importers of liquor or beer, whose place of business is located outside of the State of Nevada, and who have not otherwise complied with the provisions of

this Act, shall be deemed to be importers of liquor or beer, within the meaning of this Act, and must, before soliciting orders from any person in the State of Nevada, obtain a wholesale liquor importer's license, or a beer importer's license, as the case may be, as herein provided.

SEC. 6. Nothing herein contained shall permit the holder of a wholesale liquor importer's license to import or sell beer, unless and until such person desiring so to do shall first have taken out a beer importer's license.

SEC. 7. By the maintenance of a branch in any other county by any wholesale liquor or beer importer, other than that wherein the principal place of business is maintained and directly under the same supervision and management, such wholesale liquor or beer importer shall be required to take out an additional wholesale liquor or beer importer's license, as the case may be, in such county where such branch is maintained.

SEC. 8. Nothing herein shall be construed to prevent any person from importing any beverage of alcoholic content for his own personal consumption.

SEC. 9. On the first Monday in each month the Sheriff shall pay over to the County Treasurer all moneys received by him for State liquor licenses, and take the Treasurer's duplicate receipt therefor; the duplicate receipt shall immediately on the same day be delivered to the Auditor with all licenses not issued or disposed of by the Sheriff, and the County Auditor shall credit the Sheriff with the unused licenses so returned, and open up a new account with the Sheriff for the next month. The County Auditor shall charge the Treasurer with the amount as shown by said duplicate receipt; and it is hereby made the duty of each Sheriff in his county to demand that all persons required to procure licenses in accordance with this Act take out and pay for the same, and he shall be held liable on his official bond for all moneys due on such licenses remaining uncollected by reason of his negligence. At the time of paying over to the County Treasurer all moneys received by the Sheriff, he shall furnish and deliver to the County Treasurer his monthly statement or settlement, signed in triplicate, which statement or settlement shall show the number of each license, the type thereof, to whom and date issued, period covered, amount of each license, and total amount received. The County Treasurer shall, between the first and second Mondays in each month, forward to the State Controller the triplicate copy of said statement or settlement delivered to him by the Sheriff, with his certification of such statement of all moneys paid to the County Treasurer by the Sheriff, in accordance with this section.

SEC. 10. The County Treasurer at the time when he forwards to the State Controller the statement provided for in section 9 hereof, shall remit to the State Treasurer all moneys received by him from the Sheriff on account of State liquor licenses for the preceding month, in accordance with the provisions of this Act, and shall, at the same time, forward to the State Treasurer the duplicate signed monthly statement or settlement of the Sheriff to the Treasurer with his certification thereof.

SEC. 11. The County Auditors of the several counties shall, between the first and fifteenth days of December of each year, return to the State Controller, either in person, by registered mail, or express, all unused State liquor license blanks and the properly executed stubs of all used State liquor licenses. The State Controller shall immediately check the same with the remittances made by the County Treasurers to the State Treasurer and reports of County Treasurers as required by section 9 of this Act. If found correct, the State Controller shall issue a clearance to the County Auditor and the Sheriff. The County Treasurer shall be held responsible on his official bond for a proper accounting with the State Treasurer under the provisions of this Act.

SEC. 12. Any person applying for a State liquor license under this Act shall only be required to pay a license fee for the remainder of the current calendar year when such application shall be made, apportioned at the annual rate. For the purpose of such apportionment each calendar year shall be divided into quarters, beginning on the first days of January, April, July, and October, and in making the apportionment no period less than a quarter shall be considered. Persons applying for licenses at any time during a given quarter, however short

the unexpired portion of such quarter may be, shall pay for the whole quarter; and nothing herein shall be construed to entitle the person who has paid for such license to have any part of the same refunded in the event such person shall discontinue to operate under the license theretofore granted until the end of the calendar year in which the license is issued, nor shall a license be issued which shall expire otherwise than with the calendar year in which issued.

SEC. 13. Application for a license, as herein provided for, shall be made by the applicant to the Sheriff of the county where the principal place of business of the applicant may be located. Applications for a license by nonresidents of the State shall be made to the Sheriff of the county of Ormsby.

SEC. 14. The fees of the Sheriff for collecting the licenses as herein provided for shall be one percent (1%) of the gross amount collected by him, and shall be deducted by the Sheriff from the amount or amounts which he may from time to time turn over or pay to the County Treasurer in making his monthly statement or settlement, as herein provided for.

SEC. 15. From the license fees derived from this Act the sum of twenty-four thousand (\$24,000) dollars shall be apportioned annually for the two-year period ending December 31, 1936, to the Contingent University Fund, and the sums so apportioned are hereby appropriated for the purposes covered by said Contingent University Fund; and the further sum of one hundred thousand (\$100,000) dollars shall be apportioned annually for the same period to the State Distributive School Fund, and the sums so apportioned are hereby appropriated for the purposes covered by said State Distributive School Fund; and the balance of the license fees derived from this Act shall be apportioned to the State Emergency Employment Bond Interest and Redemption Fund, and is hereby appropriated to be used for the redemption of the bonds authorized by that certain Act of the Legislature of 1935 entitled "An Act authorizing and directing the Board of Examiners to issue and sell bonds in the name of the State of Nevada to provide money for the establishment of a 'State Emergency Employment Fund,' for employment relief in cooperation with the Government of the United States of America, providing for the expenditure and the manner thereof, providing for the distribution and disposition of the funds derived from the sale of such bonds, providing for the redemption of such bonds, and all other matters relating thereto," approved March.....1935.

SEC. 16. Any person, as herein defined, violating any of the provisions of this Act relating to State liquor licenses shall be guilty of a misdemeanor; and any Sheriff of this State failing, refusing, or neglecting to collect any State liquor license, as herein provided, shall likewise be guilty of a misdemeanor.

SEC. 17. It shall be the duty of the District Attorney of each county to enforce the provisions of this Act and to bring appropriate proceedings in the name of the State of Nevada for any violations of the provisions hereof.

SEC. 18. The holder of any license issued under the provisions of this Act shall post the same in a conspicuous place in the place of business where the spirituous, malt, or vinous liquors are sold or kept for sale. Holders of a license by any persons who are nonresidents of the State, and holders of a train license, shall cause the license to be posted in the office of the Sheriff of Ormsby County.

SEC. 19. Where the holder of a beer importer's license causes a consignment of beer in excess of 100 half-barrels to be made direct from the place of manufacture thereof without the State to a subjobber holding a subjobber's beer license, such holder of subjobber's beer license shall be deemed to be an importer within the meaning of this Act, and shall be required to take out and procure a beer importer's license.

SEC. 20. If any section, clause, phrase, paragraph or sentence of this Act is for any reason held to be void or unconstitutional, such decision shall not affect the validity of the remainder of this Act; and it is hereby declared that this Act, and each of the sections, sentences, clauses, paragraphs, or phrases thereof, would have been passed irrespective of the fact that any one or more of such sections, paragraphs, sentences, clauses or phrases may hereafter be declared to be void or unconstitutional.

SEC. 21. Sections 6, 7, 8, 9, 10, 11, 12, 13, and 14 of an Act entitled "An Act

to provide revenue for the support of the government of the State of Nevada and to repeal all Acts and parts of Acts in conflict herewith," approved March 22, 1915, together with all other Acts in conflict herewith, are hereby repealed.

SEC. 22. This Act shall be in full force and effect from and after its passage and approval.

Amend title of Assembly Bill No. 40 by striking all of the title of the printed bill and insert in lieu thereof, the following: "An Act to provide revenue for the support of the government of the State of Nevada; to provide for a state license for the manufacturing, rectifying, importation and sale of liquor and beer, designating the type of licenses to be issued, the fee for such licenses, the persons to pay the same, the manner of collection thereof, and prescribing the duties to be performed by State and county officials in connection therewith; the disposition and apportionment of the funds derived therefrom; and all other matters relating thereto; to provide penalties for the violation thereof; and to repeal all Acts or parts of Acts in conflict herewith."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Persson moved Assembly do not concur in the Senate amendments to Assembly Bill No. 40, and the Speaker be authorized to appoint a conference committee to confer with a like committee from the Senate.

Mr. Parker moved to amend motion, and bill rereferred to Committee on Ways and Means.

Remarks by Messrs. Stewart, Parker, and Noble.

Amendment lost.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Lattin moved the Chief Clerk be authorized to make necessary corrections in Assembly Bill No. 70, as per the following amendment: Amend section 1 of Assembly Bill No. 70 by striking out the period after the word "County" in line 5, page 2 of the printed bill, and all the remainder of section 1, and insert in lieu thereof a comma and the following: "such sale shall be in full satisfaction of the judgment."

Carried.

Mr. Henrichs moved Assembly concur in the Senate amendment to Assembly Bill No. 243.

Carried.

REPORTS OF COMMITTEES

MAJORITY REPORT

Mr. Speaker:

A majority of your Select Committee consisting of Douglas County Delegation, Ways and Means Standing Committee, and Churchill County Delegation having had under consideration Senate Bill No. 167, beg leave to report the same favorably, with the recommendation that it do pass.

GEO. G. HUSSMAN, JAMES RIDDELL,
GEORGE PARKER, J. E. HORGAN.

MINORITY REPORT

Mr. Speaker:

A minority of Your Select Committee consisting of Douglas County Delegation, Ways and Means Standing Committee, and Churchill County Delegation

having had under consideration Senate Bill No. 167, beg leave to report the same unfavorably, with the recommendation that it do not pass.

RALPH LATTIN,
C. L. NOBLE.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 246.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved that Senate Bill No. 59 be referred to a Select Committee consisting of Mr. Goodwin, as Chairman of the Judiciary Committee, and Messrs. Noble and Hussman for study, and be reported back in two hours.

Carried.

INTRODUCTION AND FIRST READING

Senate Joint Resolution No. 19.

Mr. Newton moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 91.

Mr. Goodwin moved that Senate Bill No. 91 be indefinitely postponed.

Carried.

Assembly Bill No. 121.

Mr. Newton moved adoption of the amendment to section 1.

Carried.

Remarks by Messrs. Rochon and Conwell.

Roll call on Assembly Bill No. 121:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Newton, Noble, Oldham, Parker, Perry, Phillips, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—33.

NAYS—None.

Absent—Grier, Harriman, Murphy, Persson, Renfro, and Stewart—6.

Not voting—Mr. Speaker.

Assembly Bill No. 121, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 167.

Amendment to sections 6 and 7 of Senate Bill No. 167 proposed by Mr. Hussman: Amend section 6 of Senate Bill No. 167 by striking out in line 16, page 6 of the printed bill, the word "covered" and inserting in lieu thereof the word "converted." Amend section 7 of Senate Bill No. 167 by striking out in line 10, page 7 of the printed bill, the word "covered" and inserting in lieu thereof the word "converted."

Mr. Hussman moved adoption of the amendments.

Carried.

Remarks by Messrs. Hussman, Lattin, Noble, Conwell, Stewart, Henrichs, Goodwin, Murphy, and Bellinger.

Previous question requested by Messrs. Noble, Lattin, and Phillips.

Roll call on Senate Bill No. 167:

YEAS—Anker, Boak, Cline, Cooper, Glaser, Goodwin, Harriman, Henrichs, Horgan, Hussman, Jameson, Lauritzen, Parker, Persson, Reynolds, Rochon, Shelly, Wines, and Young—19.

NAYS—Arnold, Bellinger, Clark, Conwell, Gray, Grier, Hopkins, Lattin, Noble, Perry, Russell, and Sherwood—12.

Absent—Oldham and Renfro—2.

Not voting—Fogliani, Murphy, Newton, Phillips, Riddell, Stewart, and Mr. Speaker—7.

Senate Bill No. 167, as amended, having failed to receive a constitutional majority, Mr. Speaker declared it lost.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 105, 160, 149, 29, 7, 22, 98, Assembly Bills Nos. 102, 205, 230, 268, 270, and Assembly Joint Resolutions Nos. 15, 16, and 26.

Mr. Hussman gave notice that he would move that Assembly reconsider its action on Senate Bill No. 167.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Fish and Game has had Senate Bill No. 163 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with attached amendments. Amend as follows:

Amend Senate Bill No. 163 by striking out the period at the end of line 13, inserting a semicolon and the following: "*provided further*, that every applicant must make and file with the County Clerk, at the time of making such application, a statement under oath to the effect that he is a citizen of the State of Nevada, above the age of sixty years, and such other information as may be required by the Clerk as to the truth of the statement of such applicant."

Further amend Senate Bill No. 163 by inserting at the end of section 1 an additional section to be numbered section 1½, which said section shall read as follows: "Sec. 1½. Every person violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than twenty-five (\$25) dollars nor more than one hundred (\$100) dollars; for any false statement made in such affidavit the applicant shall be subject to prosecution under the laws of the State of Nevada for perjury."

Also, Senate Bill No. 164, and reports favorably on the same, with the recommendation that it do pass, with attached amendment. Amend as follows:

Amend Senate Bill No. 164 by inserting a section to follow section 1, which section shall be numbered 1½ and which shall read as follows: "Sec. 1½. It shall be unlawful for any person to fish in or from the waters of Pyramid Lake, District No. 1, and Topaz Lake, District No. 11, between the dates of the first day of October of each year and the first day of March of the following year; *provided*, that if delivered by private conveyance, Indian wards of the United States who are residents of this State shall, under regulations prescribed by the State Fish and Game Commissioners, have the privilege of selling, direct to consumers, fish they may legally take from the waters of Walker Lake, between April 30 and December 15, both dates included, and any Indian over sixteen years of age may be allowed to have twenty-five pounds or twenty-five fish in the same manner and for the same purpose as provided in section 31 of this Act; *provided further*, that game fish and carp may be taken at any time during the years 1935 and 1936 from the waters of Walker Lake in District No. 12."

JACK FOGLIANI, *Chairman.*

Mr. Speaker:

Your Committee on Labor has had Senate Bill No. 176 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

L. R. ARNOLD, *Chairman.*

Mr. Speaker:

Your Committee of Mineral County Delegation has had Senate Bill No. 165 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

S. W. CONWELL, *Chairman.*

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the President of the Senate has this day appointed Senators Marsh, Keenan, and Getchell as a conference committee from the Senate to confer with a like committee from the Assembly to consider Assembly Bill No. 40, as amended.

Also, that the Senate this day concurred in Assembly amendments to Senate Bills Nos. 7, 189, 70, 107, and Senate Substitute for Senate Bill No. 172.

Also, to return Assembly Bill No. 31, which passed, as amended: Yeas, 16; nays, none; absent, 1. Amend as follows: Strike the word "thirty" in line 5, page 1 of the printed bill, and insert in lieu thereof the word "forty-five." Strike figures "24." on page 2, line 26 of the printed bill, and insert in lieu thereof the figures "36."

EDWARD A. DUCKER, JR.,
Secretary of the Senate.

Mr. Speaker appointed Messrs. Noble, Lauritzen, and Young as a conference committee to meet with a like committee from the Senate for consideration of Assembly Bill No. 40.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 82, 114, 118, 148, 199, 218, 263, 271, 265, 254, 86, 187, 141, and 266 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

There being no objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 250, 155, 234, and 258.

Mr. Goodwin asked for further time for committee to consider Senate Bill No. 59.

Request granted.

GENERAL FILE AND THIRD READING

Senate Bill No. 163.

Mr. Fogliani moved adoption of amendments to section 1.

Carried.

Remarks on Senate Bill No. 163 by Messrs. Stewart, Cooper, Hopkins, Sherwood, and Harriman.

Previous question requested by Messrs. Cline, Phillips, and Arnold.

Roll call on Senate Bill No. 163:

YEAS—Arnold, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Gray,

Harriman, Henrichs, Hopkins, Jameson, Lattin, Newton, Oldham, Perry, Phillips, Renfro, Riddell, Rochon, Shelly, and Sherwood—23.

NAYS—Bellinger, Horgan, Hussman, Parker, Reynolds, Russell, and Stewart—7.

Absent—Goodwin, Grier, Lauritzen, Murphy, Noble, and Young—6.

Not voting—Anker, Persson, Wines, and Mr. Speaker—4.

Senate Bill No. 163, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 164.

Mr. Persson moved adoption of amendment to section 1.

Carried.

Remarks by Messrs. Persson, Perry, and Cooper.

Roll call on Senate Bill No. 164:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Harriman, Hopkins, Horgan, Jameson, Lattin, Lauritzen, Murphy, Noble, Perry, Persson, Renfro, Riddell, Rochon, Russell, Sherwood, Wines, and Young—29.

NAYS—Henrichs, Parker, and Shelly—3.

Absent—Grier, Newton, Oldham, and Stewart—4.

Not voting—Hussman, Phillips, Reynolds, and Mr. Speaker—4.

Senate Bill No. 164, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Horgan moved Senate Bill No. 174 be taken from the Committee on Labor and placed on general file.

Remarks by Messrs. Arnold and Sherwood.

Roll call requested by Messrs. Fogliani, Persson, and Arnold:

YEAS—Cline, Goodwin, Henrichs, Horgan, Hussman, Jameson, Noble, Oldham, Renfro, and Rochon—10.

NAYS—Anker, Arnold, Bellinger, Boak, Clark, Conwell, Cooper, Fogliani, Glaser, Gray, Hopkins, Lauritzen, Persson, Phillips, Reynolds, Russell, Shelly, Sherwood, Wines, and Young—20.

Absent—Lattin, Newton, and Stewart—3.

Not voting—Grier, Harriman, Murphy, Parker, Perry, Riddell, and Mr. Speaker—7.

Motion lost.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Conference Committee has had Assembly Bill No. 40, as amended, under consideration, and begs leave to report that the committee cannot agree.

C. L. NOBLE,	W. H. KEENAN,
W. A. MARSH,	ED. LAURITZEN,
N. H. GETCHELL,	CHAS. W. YOUNG.

Mr. Noble moved that Mr. Speaker be authorized to appoint a Free Conference Committee to confer with a like committee from the Senate for further consideration of Senate Bill No. 40.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 165.

Remarks by Mr. Conwell.

Roll call on Senate Bill No. 165 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—32.

NAYS—None.

Absent—Grier, Harriman, Newton, Parker, Phillips, and Stewart—6.

Not voting—Perry and Mr. Speaker—2.

Senate Bill No. 165 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objections, Mr. Speaker and Chief Clerk signed Senate Bills Nos. 187, 136, 79, 110, 141, and Senate Joint Resolution No. 13.

Senate Bill No. 176.

Remarks by Mr. Henrichs.

Roll call on Senate Bill No. 176 :

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Wines, and Young—32.

NAYS—None.

Absent—Grier, Newton, Parker, Perry, Rochon, Sherwood, and Stewart—7.

Not voting—Mr. Speaker.

Senate Bill No. 176 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Substitute for Assembly Bill No. 119, which this day passed the Senate by the following vote: Yeas, 14; nays, none; not voting, 3.

Also, to inform you that the Senate this day concurred in the Assembly amendments to Senate Bill No. 161.

Also, that the President has this day appointed a free conference committee consisting of Senators Foy, Sawyer, and Tobin to meet with a like committee from the Assembly to consider Assembly Bill No. 40, as amended.

Also, to present Senate Bill No. 190, which was declared an emergency measure under the Constitution, placed on top of the file for third reading and final passage, and passed: Yeas, 10; nays, 3; not voting, 4.

Also, Senate Bill No. 191, as amended, which was declared an emergency measure, placed on top of the file for third reading, and passed: Yeas, 15; nays, 2. Amend as follows: Add a new section to be known as section 3 to read as follows: "Sec. 3. This Act shall be in effect after its passage and approval."

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

By Committee on Labor (by request) :

Assembly Bill No. 289—An Act to create an additional Legislative Fund, providing the method for the payment of the same, and other matters properly relating thereto.

Mr. Arnold moved rules be suspended, bill declared an emergency

measure, considered engrossed, and placed on top of general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING,

Assembly Bill No. 289.

Roll call on Assembly Bill No. 289:

YEAS—Anker, Arnold, Bellinger, Clark, Cline, Conwell, Cooper, Fogliani, Goodwin, Gray, Grier, Hopkins, Horgan, Lattin, Lauritzen, Murphy, Oldham, Parker, Renfro, Reynolds, Sherwood, Stewart, Wines, and Young—24.

NAYS—Henrichs, Noble, and Russell—3.

Absent—Boak, Glaser, Harriman, Newton, Perry, Persson, Riddell, and Rochon—8.

Not voting—Hussman, Jameson, Phillips, Shelly, and Mr. Speaker—5.

Assembly Bill No. 289 having received a constitutional majority, Mr. Speaker declared it passed.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Select Committee having had under consideration Senate Bill No. 59, after due deliberation and investigation, wishes to make the following report, setting out our findings in considering said bill. We feel that under the decision of the Supreme Court of the State of Louisiana in the case of Williams v. Standard Oil Company, and Williams v. Texas Company, that the Legislature is without constitutional power to fix prices at which commodities may be sold, services rendered, or property used, unless the business or property involved is affected with a public interest. Further, that the public use which will justify the regulation of a business does not mean that it is affected with the public interest merely because it is large, or because the public is warranted in having a feeling of concern in respect to its maintenance.

Further, under that decision it was said "the business of dealing in gasoline is not affected with a public interest which will enable the State to fix prices for its sale."

We further feel that it is unconstitutional in that the enforcement of this Act would be an act in restraint of trade, which is specifically prohibited under the Constitution.

For the foregoing reasons we recommend that Senate Bill No. 59 do not pass.

W. HOLMES GOODWIN,
C. L. NOBLE,
GEO. G. HUSSMAN.

Mr. Hussman moved Senate Bill No. 59 be placed on the table.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Oldham:

Assembly Joint Resolution No. 28, memorializing the President and Congress of the United States to refrain from entering into any trade agreement with any other nation or country which would adversely affect the interests of the mining industry in the United States.

WHEREAS, The Western States, comprising Idaho, Montana, Utah, Arizona, Colorado, New Mexico, California, and Nevada, constitute a mineral empire with undeveloped wealth greater than any other of the American Continent; and

WHEREAS, On account of the long-drawn-out depression, the mining industry has suffered more acutely than any other industry or enterprise; and

WHEREAS, The recovery of the present depression and the guarantee against future depressions of similar nature can be largely guarded against by the development of this great industry, and the production of mines and metals

necessary to be added to our monetary system, and for the commerce of the world; and

WHEREAS, Any agreement with any competitive nation or country that would lessen the small protection now enjoyed by this industry would have the effect of almost completely demoralizing the mining industry and destroying, incidentally, investments of great magnitude; and

WHEREAS, Such a calamity would materially add to the unemployment in the United States, which at the present time is the most serious of all our problems; and

WHEREAS, The States interested in the Boulder Dam and its great future value to the country are largely dependent upon the conversion of the products of said dam to the development of the industries of those States, most important of which is mining; and

WHEREAS, In the State of Nevada there is lying waiting for development great mineral deposits distributed over the entire State consisting of copper, lead, manganese, tungsten, zinc, and many other metals and minerals of great potential value, waiting for a fair opportunity for production to the benefit of the State of Nevada, to her neighboring States, and ultimately to the entire Nation; now, therefore, be it

Resolved by the Assembly and the Senate of the State of Nevada, That we, as the representatives of the people of the State of Nevada, as well as the interests of our neighboring States, do urge the President of the United States and the Congress in entering into any trade agreement with any foreign countries to closely guard the desires herein referred to when negotiating with any of those countries or nations which might become competitors with the people of the United States; and be it further

Resolved, That properly certified copies of this resolution be promptly transmitted to the President of the United States, to the Secretary of State of the United States, to each of our two Senators and to our Representative in Congress.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Mines and Mining, and not printed.

Carried.

Mr. Stewart moved Assembly concur in the Senate amendments to Assembly Bill No. 31.

Carried.

Without objection, Mr. Speaker and Chief Clerk signed Assembly Bills Nos. 170, 269, 195, and Assembly Joint Resolution No. 14.

INTRODUCTION AND FIRST READING

Senator Bill No. 190.

Mr. Lattin moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Carried.

Senate Bill No. 191.

Mr. Oldham moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

Carried.

Mr. Lattin moved Assembly do now adjourn *sine die*.

Remarks by Messrs. Stewart, Perry, Renfro, Hussman, Phillips, Conwell, and Lattin.

Mr. Boak rose to point of order, stating motion to adjourn entirely out of order.

Point of order upheld by Mr. Speaker.

Assembly at ease.

HOUSE IN SESSION

Mr. Speaker in the Chair.

Quorum present.

Mr. Speaker appointed a free conference committee consisting of Messrs. Sherwood, Parker, and Lattin to meet with a like committee from the Senate to consider Assembly Bill No. 40.

Mr. Oldham, Speaker pro tem, in the Chair.

Mr. Speaker:

REPORTS OF COMMITTEES

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 164, 155, 260, 275, 102, 205, 230, 268, 270, 246, and Assembly Joint Resolutions Nos. 15, 16, and 26 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

Mr. Speaker:

HAZEL WINES, *Chairman.*

Your Committee on State Institutions begs leave to submit the following report upon our official visitation of March 21 to the Nevada Orphans' Home. We inspected all departments within the Home and also the farm buildings and yard. We met Mr. and Mrs. William G. Ducker, Superintendent and Matron, and their assistants.

We saw the ninety-five children of the Home at lunch. We inspected the kitchen during working hours and the laundry and basement, and had an opportunity to observe the fire escapes and the dormitories.

We found the Home to be neat and clean, and the methods of keeping perishable foods to be sanitary. It appeared to us that relations between the Superintendent and their assistants and between employees and children to be friendly and harmonious. It is our opinion that certain repairs are needed for buildings and equipment, but none of an extensive or costly character. We suggest the advisability of using horses for the farmwork, both as a means of giving training to boys for farmwork and as a means of utilizing land for the raising of hay and grain, rather than the expense of operating tractor machinery. We were accompanied on our inspection by Chauncey W. Smith, Chairman of the Orphans' Home Board, and we approve of plans which he and his fellow board members, Messrs. Dan Franks and Ray Staley, have in mind in cooperation with Superintendent Ducker for the maintenance of good health conditions at the Home and for practical use of the land resources of the Home.

We consider maintenance of the Orphans' Home one of the finest undertakings of the State of Nevada. The State's duty towards its homeless and neglected children is being well carried out. Money appropriated for this institution is returning dividends in the welfare and comfort of these boys and girls. Nevada has been proud of its Orphans' Home through most of the years of its existence. Your committee favors continuance of the State's policy of financial support and moral encouragement in making this more a home than an institution. In conclusion we report that we were favorably impressed as a result of our visit to the Home.

Respectfully submitted,

PETER HENRICHS,	JOHN W. OLDHAM,
C. E. JAMESON,	JOE S. COOPER,
ED. LAURITZEN	

Mr. Speaker:

Your Committee on Ways and Means has had Senate Substitute for Senate Bill No. 154 and Senate Bill No. 186 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Joint Resolution No. 19 and reports favorably on the same, with the recommendation that it be adopted.

R. J. NEWTON, *Chairman.*

MAJORITY REPORT

Mr. Speaker:

The majority of your Committee on Mines and Mining has had Assembly Joint Resolution No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

AMBROSE M. MURPHY, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Horgan moved Senate Bill No. 191 be placed on general file.
Carried.

By Mr. Hussman :

Assembly Concurrent Resolution No. 16, proposing the appointment of a legislative committee for the purpose of ironing out the controversy between the two branches of the Nevada Legislature.

WHEREAS, A considerable portion of the important business of the Legislature of the Thirty-seventh Session remains unfinished; and

WHEREAS, The time for adjournment has in fact expired; and

WHEREAS, The remaining matters to be considered should be subject to calm deliberation; and

WHEREAS, It is the belief of the members of both Houses that a committee of both Houses may have the foresight to bring about the desired result; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring. That a committee of three (3) from the Assembly, and three (3) from the Senate, to be composed as follows: The Speaker of the Assembly and the President of the Senate, with two (2) members from each House to be appointed by the Speaker and the President of the Senate, respectively, be appointed as a joint committee to use their best efforts in behalf of the interest of the people of the State of Nevada in bringing to a hasty conclusion the consideration of the remaining legislative matters, in order that the Thirty-seventh Session of the Nevada Legislature may be adjourned without further delay.

Mr. Fogliani moved that rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Mr. Hussman moved to amend motion, and resolution be adopted.

Mr. Hopkins rose to point of order, requesting resolution be read in its entirety.

Mr. Fogliani rose to point of order, stating there is a motion before the house.

Roll call requested by Messrs. Hussman, Henrichs, and Young.

Mr. Noble requested roll call be suspended until resolution has been read.

Mr. Hussman withdrew his amendment to motion.

Mr. Fogliani withdrew motion, and moved resolution be tabled.

Motion carried by standing vote.

Mr. Horgan moved Senate Bill No. 191 be referred to Committee on Judiciary.

Remarks by Messrs. Stewart and Goodwin.

Motion lost.

Mr. Perry moved Senate Bill No. 191 be placed on top of general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 191.

Mr. Stewart moved adoption of amendment to section 1.

Remarks by Messrs. Shelly, Stewart, and Goodwin.

Mr. Sherwood moved Senate Bill No. 191 be referred to Committee on Judiciary.

Carried.

Assembly Joint Resolution No. 28.

Mr. Cline moved resolution be placed on the bottom of the general file.

Carried.

Senate Joint Resolution No. 19.

Remarks by Messrs. Newton and Hopkins.

Roll call on Senate Joint Resolution No. 19 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Cooper, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Jameson, Newton, Noble, Oldham, Persson, Phillips, Renfro, Riddell, Russell, Shelly, Stewart, and Wines—25.

NAYS—Arnold and Conwell—2.

Absent—Grier, Hussman, Lattin, Murphy, Parker, Rochon, Sherwood, and Mr. Speaker—8.

Not voting—Fogliani, Lauritzen, Perry, Reynolds, and Young—5.

Senate Joint Resolution No. 19 having received a constitutional majority, Mr. Speaker declared it passed.

Senate Bill No. 154.

Remarks by Messrs. Newton, Phillips, Hopkins, and Perry.

Roll call on Senate Bill No. 154 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Newton, Noble, Oldham, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—30.

NAYS—None.

Absent—Grier, Lattin, Parker, Sherwood, Stewart, and Mr. Speaker—6.

Not voting—Arnold, Lauritzen, Murphy, and Phillips—4.

Senate Bill No. 154 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Shelly moved adoption of preamble to Senate Bill No. 154.

Carried.

Senate Bill No. 186.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 186 :

YEAS—Anker, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Hopkins, Horgan, Hussman, Jameson,

Newton, Noble, Oldham, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—30.

NAYS—None.

Absent—Henrichs, Lattin, Parker, Sherwood, Stewart, and Mr. Speaker—6.
Not voting—Arnold, Lauritzen, Murphy, and Phillips—4.

Senate Bill No. 186 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Persson moved adoption of the preamble to Senate Bill No. 186.
Carried.

Assembly Joint Resolution No. 28.

Roll call on Assembly Joint Resolution No. 28:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Noble, Oldham, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Wines, and Young—33.

NAYS—None.

Absent—Lattin, Parker, Sherwood, Stewart, and Mr. Speaker—5.

Not voting—Cooper and Newton—2.

Assembly Joint Resolution No. 28 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 276, 132, 283, 259, 285, 243, 287, 168, and Assembly Concurrent Resolution No. 13.

INTRODUCTION AND FIRST READING

By Mr. Stewart:

Assembly Bill No. 290—An Act to amend an Act entitled “An Act providing for the sanitation of food-producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled; providing for the inspection of such places, persons and things; requiring certificates of health for employees therein, defining the duties of certain persons in relation hereto, providing penalties for the violation hereof, and other matters properly relating thereto,” approved March 21 1935.

Mr. Stewart moved that rules be suspended, bill be declared an emergency measure, considered engrossed, and placed on top of the general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 290.

Remarks by Mr. Phillips.

Mr. Phillips: Lobbying here for the last sixty-five days is an absolute disgrace—a disgrace to democracy and to justice. There have been lobbyists here of every shape and form, and I hope that some of these days that this Legislature will be so that a lobbyist will not be permitted on this floor, and furthermore not a lobbyist allowed

in this building. We legislators have been elected to legislate just laws, and the Lord knows we can't and we don't know where we are at and that is the reason that I would not accept this bill. I don't know whether I am going home alone or with the buttons on my coat.

Roll call on Assembly Bill No. 290:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—37.

NAYS—None.

Absent—Persson and Sherwood—2.

Not voting—Mr. Speaker.

Assembly Bill No. 290 having received a constitutional majority, Mr. Speaker declared it passed.

MOTIONS, RESOLUTIONS AND NOTICES

By Mr. Noble:

Assembly Concurrent Resolution No. 17, directing the Secretary of State to procure materials for the Legislature.

WHEREAS, The numerous stamps used for indicating the action of the respective Houses of the Legislature on bills and resolutions have become worn, defaced, and in some cases obsolete; now, therefore, be it

Resolved by the Assembly of the State of Nevada, the Senate concurring, That the Secretary of State of the State of Nevada be and is hereby authorized and directed, previous to the convening of the next regular session of the Legislature of this State, to have repaired, replaced or to purchase any stamps in order to facilitate and make legal the endorsement of legislative bills and resolutions.

Mr. Noble moved adoption of the resolution.

Carried.

INTRODUCTION AND FIRST READING

By Committee on Enrollment:

Assembly Bill No. 291—An Act to amend an Act entitled "An Act to amend section 5 of an Act entitled 'An Act to amend section 5 of an Act entitled "An Act providing for the printing and enrolling of legislative bills and resolutions and other matters relating thereto," approved January 27, 1915, as amended, and adding thereto additional supplementary sections to be known as sections 5a, 5b, 5c, 5d, 5e, 5f, and 5g,' approved February 24, 1931, and to amend section 5e thereof," approved March....., 1935.

Mrs. Wines moved rules be suspended, bill declared an emergency measure, considered engrossed, and placed on general file for third reading and final passage.

Carried.

GENERAL FILE AND THIRD READING

Assembly Bill No. 291.

Remarks by Mrs. Wines and Mr. Hopkins.

Roll call on Assembly Bill No. 291:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan,

Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—35.

NAYS—None.

Absent—Lattin, Oldham, Parker, and Sherwood—4.

Not voting—Mr. Speaker.

Assembly Bill No. 291 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, the Speaker and Chief Clerk signed Senate Bills Nos. 161, 44, 119, 183, 89, 107, 172, 162, 188, 156, 140, 168, 70, 189, 193, and Senate Joint Resolution No. 13.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 114, which this day passed the Senate, as amended, by the following vote: Yeas, 14; nays, none; absent, 3. Amend as follows: Page 1, line 8, strike the word "collector" and insert in lieu thereof the word "receiver."

Also, Senate Concurrent Resolution No. 11, which was this day adopted.

Also, to return Assembly Bill No. 50, which passed: Yeas, 14; nays, none; absent, 3.

Also, Assembly Bill No. 290, which was declared an emergency measure under the Constitution, and passed: Yeas, 13; nays, 1; absent, 3.

Also, Assembly Substitute for Senate Bill No. 166, which passed, as amended: Yeas, 10; nays, 5; absent, 2. Amend as follows: Add the following new sentences in line 7 of section 1, after the sentence ending with the word "Nevada" in said line 7: "Each such foreign insurance company may designate to the State Controller, at the time of filing its synopsis with said State Controller, the newspaper in the State of Nevada in which it desires the publication of synopsis to be made. In each instance where the foreign insurance company so designates the newspaper, the State Controller shall publish the synopsis in such newspaper."

Also, Senate Concurrent Resolution No. 17, which was this day adopted.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

Mr. Hopkins moved Assembly Substitute for Senate Bill No. 166 be referred to Committee on Public Printing.

Carried.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved that no bills with the exception of Assembly Bill No. 40, Senate Substitute for Senate Bill No. 56, the tax bill, and Senate Bill No. 132 be considered for the balance of the session without unanimous consent.

Remarks by Messrs. Hussman, Perry, Hopkins, Oldham, and Parker.

Roll call on motion of Mr. Persson:

YEAS—Anker, Arnold, Bellinger, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Hopkins, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Phillips, Renfro, Riddell, Rochon, Sherwood, Stewart, and Wines—27.

NAYS—Boak, Clark, Goodwin, Harriman, Henrichs, Horgau, Hussman, Jameson, Reynolds, Russell, Shelly, and Young—12.

Not voting—Mr. Speaker.

Carried.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bills Nos. 31 and 191.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 132 under consideration, and begs leave to report favorably on the same, without recommendation.

R. J. NEWTON, *Chairman.*

INTRODUCTION AND FIRST READING

Senate Concurrent Resolution No. 11.

Mr. Oldham moved resolution be adopted.

Carried.

Senate Bill No. 114.

Mr. Persson moved that rules be suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Select Committee on Taxation.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 132.

Roll call on Senate Bill No. 132:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Jameson, Lauritzen, Murphy, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, and Young—32.

NAYS—Horgan and Hussman—2.

Absent—Lattin, Newton, Parker, and Sherwood—4.

Not voting—Perry and Mr. Speaker—2.

Senate Bill No. 132 having received a constitutional majority, Mr. Speaker declared it passed.

There being no objection, Mr. Speaker and the Chief Clerk signed Senate Bills Nos. 186, 176, 165, Senate Substitute for Senate Bill No. 154, and Senate Joint Resolution No. 19.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Ways and Means has had Senate Bill No. 177 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. J. NEWTON, *Chairman.*

Mr. Persson requested unanimous consent to place Senate Bill No. 177 on general file.

Request granted.

GENERAL FILE AND THIRD READING

Senate Bill No. 177.

Roll call on Senate Bill No. 177:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham,

Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Russell, Shelly, Sherwood, Wines, and Mr. Speaker—37.

NAYS—None.

Absent—Rochon, Stewart, and Young—3.

Senate Bill No. 177 having received a constitutional majority, Mr. Speaker declared it passed.

Without objection, Mr. Speaker and Chief Clerk signed Senate Bills Nos. 164, 119, 163, 132, 144, Senate Concurrent Resolution No. 11, Assembly Bills Nos. 29, 50, and Assembly Concurrent Resolution No. 17.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 121, which this day passed the Senate by the following vote: Yeas, 16; nays, none; absent, 1.

Also, Assembly Substitute for Senate Bill No. 166, with the information that the Senate has this day receded from the Senate amendments to same.

Also, to present for your consideration Senate Joint Resolution No. 20, which was declared an emergency measure under the Constitution, and passed: Yeas, 15; nays, none; absent, 2.

Also, Senate Resolution No. 13, which was this day adopted.

FLORENCE BUCKINGHAM.

Assistant Secretary of the Senate.

Mr. Persson moved rules be suspended and Senate Joint Resolution No. 20 be placed on general file.

Carried.

GENERAL FILE AND THIRD READING

Senate Joint Resolution No. 20.

Remarks by Mr. Perry.

Roll call on Senate Joint Resolution No. 20:

YEAS—Anker, Arnold, Bellinger, Boak, Cline, Conwell, Cooper, Fogliani, Glaser, Gray, Grier, Harriman, Henrichs, Hussman, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Parker, Perry, Persson, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Wines, and Young—32.

NAYS—None.

Absent—Clark, Goodwin, Hopkins, Horgan, Jameson, Phillips, and Stewart—7.

Not voting—Mr. Speaker.

Senate Joint Resolution No. 20 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Free Conference Substitute for Assembly Bill No. 40 and Conference Committee Report, which was this day adopted by the Senate.

FLORENCE BUCKINGHAM.

Assistant Secretary of the Senate.

SUPPLEMENTAL REPORT OF FREE CONFERENCE COMMITTEE ON ASSEMBLY BILL NO. 40.

Your Free Conference Committee on Assembly Bill No. 40 begs leave to further report and recommend as follows:

That the report handed herewith be accepted and adopted by the Senate and the Assembly:

Your Free Conference Committee on Assembly Bill No. 40 begs leave to report and recommend as follows:

That the substitute bill handed herewith, prepared by the Free Conference Committee, be accepted and adopted by the Senate and the Assembly.

The substitute offered herewith is practically the same as the original Assembly Bill No. 40, as amended and passed by the Assembly, plus additional amendment heretofore agreed upon by a joint meeting of the Ways and Means Committees of both the Senate and the Assembly, plus further amendments instituting provisions for the initial administration of the Act and providing for the appropriation to be made therefor, and further providing for the return of this appropriation to the General Fund.

JOHN BERNARD FOY,	JOHN M. SHERWOOD,
PHIL M. TOBIN,	RALPH LATTIN,
H. W. SAWYER,	GEORGE PARKER.

Mr. Sherwood moved adoption of report of Free Conference Committee on Assembly Bill No. 40.

Substitute bill for Assembly Bill No. 40, prepared by the Free Conference Committee, was read by the Chief Clerk.

Remarks by Messrs. Hussman, Sherwood, and Phillips.

Mr. Persson amended motion to include adoption of substitute bill.

Roll call on motion to accept report and adopt substitute bill:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lattin, Lauritzen, Murphy, Newton, Oldham, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—38.

NAYS—None.

Absent—Riddell.

Not voting—Mr. Speaker.

Motion, as amended, carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 13 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

Also, has carefully compared Assembly Enrolled Bills Nos. 132, 168, 170, 195, 243, 259, 287, 269, 276, 283, 285, and Assembly Joint Resolution No. 14 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman*.

Mr. Speaker:

Your Committee on Ways and Means has had Senate Substitute for Senate Bill No. 56 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with attached amendments.

R. J. NEWTON, *Chairman*.

There being no objection, Mr. Speaker and Chief Clerk signed Assembly Bill No. 121.

GENERAL FILE AND THIRD READING

Senate Substitute for Senate Bill No. 56.

Amendments to Senate Substitute for Senate Bill No. 56 proposed

by Committee on Ways and Means: Insert a section at the end of section 5 to be numbered section 5½ which said section shall read as follows: "SEC. 5½. For costs and expenses of prosecuting or defending pending and threatened railroad public utilities tax suits, to be expended only in the event it should become necessary to prosecute or defend such suits to use said money for that purpose, no part of which shall be paid or expended for attorney's fees, \$20,000.00."

Mr. Newton moved adoption of amendment.

Carried.

Amend section 10 of Senate Substitute for Senate Bill No. 56 by striking out in line 11, page 4 of the printed bill, the figures "\$57,950.00" and insert in lieu thereof the figures "\$58,250.00."

Mr. Newton moved adoption of amendment.

Carried.

Further amend section 10 by striking out in line 29, page 5 of the printed bill, the figures "\$1,000.00" and insert in lieu thereof the figures "\$1,300.00."

Mr. Newton moved adoption of amendment.

Carried.

Amend section 11 by striking out in line 11, page 6 of the printed bill, the figures "\$7,800.00" and insert in lieu thereof the figures "\$21,335.00." Strike out in line 16, page 6 of the printed bill, the figures "\$750.00" and insert in lieu thereof the figures "\$4,285.00."

Add three new sections to be known as sections 11a, 11b, 11c, following line 19 on page 6, viz:

SEC. 11A. For the purpose of assisting in providing for National Defense purposes, whenever the United States War Department shall grant authority to the Governor as Commander in Chief of the State military forces to organize not to exceed five additional units of the Nevada National Guard, to be located at such points as may be directed by the Governor, there is hereby appropriated from the General Fund such sum as may be necessary to effectuate such purposes, not exceeding ten thousand (\$10,000) dollars.

SEC. 11B. The State Controller, upon receiving proper claims from the Adjutant General, duly audited by the Board of Military Auditors, and approved by the Board of Examiners, covering the expenses incident to the organization and institution of such units, shall draw his warrants in favor of said claimants, and the State Treasurer shall pay the same; *provided*, the total of all such claims shall not exceed ten thousand (\$10,000) dollars; *and provided further*, no payments under this section shall be made after the commencement of the next legislative session, and the Governor and Adjutant General shall make full report thereto of all action taken and expenditures incurred hereunder.

SEC. 11C. It is hereby declared to be the purpose of the Legislature to authorize such appropriation as an emergency measure only; that the exact amount thereof cannot be foreseen or estimated, and if no expense be incurred, no funds shall be paid out under the terms of the three preceding sections.

Mr. Newton moved adoption of amendments.

Carried.

Amend section 16 by striking out in line 29, page 7 of the printed bill, the figures "\$45,700.00," and insert in lieu thereof the figures "\$46,450.00."

Mr. Newton moved adoption of amendment.

Carried.

Further amend section 16 by inserting after line 5, page 8 of the printed bill, the following: "For securing data, making large scale maps, seventeen (17) counties, for the Government, showing patented lands, stockwater permits, range boundaries, and general topography, materials, and prints, etc., to be completed prior to June 30, 1935, seven hundred and fifty (\$750) dollars."

Mr. Newton moved adoption of amendment.

Carried.

Amend section 19 by striking out after the period following the figures "19" in line 22, page 8 of the printed bill, the word "The," and insert in lieu thereof the word "Nevada." Strike out in line 22, page 8 of the printed bill, the word "Free."

Mr. Newton moved adoption of amendments.

Carried.

Amend section 24 by striking out in line 15, page 10 of the printed bill, the figures "\$71,260.00," and insert in lieu thereof the figures "\$73,760.00." Strike out in line 25, page 10 of the printed bill, the figures "\$5,000.00" and insert in lieu thereof the figures "\$7,500.00."

Mr. Newton moved adoption of amendments.

Carried.

Amend section 29 by striking out in line 21, page 11 of the printed bill, the figures "\$37,039.00" and insert in lieu thereof the figures "\$34,735.00." Strike out in line 27, page 11 of the printed bill, the figures "\$17,304.00" and insert in lieu thereof the figures "\$15,000.00."

Mr. Newton moved adoption of amendments.

Carried.

Amend section 30 by striking out in line 1, page 12 of the printed bill, the figures "\$18,500.00" and insert in lieu thereof the figures "\$17,250.00." Strike out in line 6, page 12 of the printed bill, the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,800.00." Strike out in line 7, page 12 of the printed bill, the figures "\$4,700.00" and insert in lieu thereof the figures "\$4,450.00." Strike out in line 8, page 12 of the printed bill, the figures "\$1,000.00" and insert in lieu thereof the figures "\$200.00."

Mr. Newton moved adoption of amendments.

Carried.

Amend section 34 by striking out in line 10, page 13 of the printed bill, the figures "\$16,000.00" and insert in lieu thereof the figures "\$13,000.00." Strike out in line 12, page 13 of the printed bill, the figures "\$15,650.00" and insert in lieu thereof the figures "\$12,650.00."

Mr. Newton moved adoption of amendments.

Carried.

Amend section 35 by striking out in line 17, page 13 of the printed bill, the figures "\$3,000.00" and insert in lieu thereof the figures "\$1,000.00."

Mr. Newton moved adoption of amendment.

Carried.

Amend section 47 by striking out in line 12, page 15 of the printed bill, the figures "\$13,500.00" and insert in lieu thereof the figures "\$12,500.00." Strike out in line 16, page 15 of the printed bill, the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00." Strike out in line 17, page 15 of the printed bill, the figures "\$2,050.00" and insert in lieu thereof the figures "\$1,550.00."

Mr. Newton moved adoption of amendments to section 47.

Carried.

Remarks on bill as a whole.

Mr. Persson moved the previous question.

Carried.

Roll call on Senate Substitute for Senate Bill No. 56:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Jameson, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, and Young—35.

NAYS—Parker.

Absent—Riddell.

Not voting—Lattin, Perry, and Mr. Speaker—3.

Senate Substitute for Senate Bill No. 56, as amended, having received a constitutional majority, Mr. Speaker declared it passed.

Assembly at ease.

HOUSE IN SESSION

Mr. Speaker in the Chair.

Quorum present.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 192, which was this day declared an emergency measure under the Constitution, placed on third reading and final passage, and passed by the following vote: Yeas, 15; nays, none; absent, 2.

Also, to inform you that the Senate this day concurred in all the Assembly amendments to Senate Substitute for Senate Bill No. 56.

Also, to present Senate Substitute for Assembly Bill No. 284, which passed: Yeas, 15; nays, 1; absent, 1.

FLORENCE BUCKINGHAM,

Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING

Senate Bill No. 192.

Mr. Persson moved that Senate Bill No. 192 be considered an emergency measure and placed on general file and considered at this time.

Carried.

GENERAL FILE AND THIRD READING

Senate Bill No. 192.

Remarks by Mr. Newton.

Roll call on Senate Bill No. 192:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Hussman, Lattin, Lauritzen, Murphy, Newton, Noble, Oldham, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Stewart, Wines, Young, and Mr. Speaker—36.

NAYS—Parker.

Absent—Jameson and Sherwood—2.

Not voting—Perry.

Senate Bill No. 192 having received a constitutional majority, Mr. Speaker declared it passed.

Mr. Henrichs asked for unanimous consent to reconsider action on Senate Bill No. 167.

Objections by Messrs. Lattin, Noble, Hopkins, and Perry.

The objections were based upon a motion by Mr. Persson, this day made and carried, that the Assembly should consider only the appropriation bill, tax bill, liquor bill, and Senate Bill No. 132, and that the consideration of other bills would be only by unanimous consent.

Mr. Speaker ruled Mr. Henrichs out of order on the following grounds:

1. That Mr. Henrichs did not vote with the prevailing side. (See Assembly Rule No. 48.)

2. That the motion having been made today, it required unanimous consent for its consideration. (See Assembly Rule No. 48.)

3. That Mr. Speaker was bound by the motion heretofore adopted requiring unanimous consent for the introduction of this bill, it not being one of the four enumerated in said Persson motion, *supra*.

GENERAL FILE AND THIRD READING

Senate Substitute for Assembly Bill No. 284.

Mr. Sherwood moved the adoption of Senate Substitute for Assembly Bill No. 284.

Carried.

Roll call on Senate Substitute for Assembly Bill No. 284:

YEAS—Anker, Arnold, Bellinger, Boak, Clark, Cline, Conwell, Cooper, Fogliani, Glaser, Goodwin, Gray, Grier, Harriman, Henrichs, Hopkins, Horgan, Lattin, Lauritzen, Murphy, Newton, Noble, Parker, Perry, Persson, Phillips, Renfro, Reynolds, Riddell, Rochon, Russell, Shelly, Sherwood, Stewart, Wines, Young, and Mr. Speaker—37.

NAYS—None.

Absent—Hussman, Jameson, and Oldham—3.

Senate Substitute for Assembly Bill No. 284 having received a constitutional majority, Mr. Speaker declared it passed.

MESSAGES FROM THE SENATE

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body Assembly Bill No. 288, which this day was lost in the Senate by the following vote: Yeas, 3; nays, 13; absent, 1.

FLORENCE BUCKINGHAM,
Assistant Secretary of the Senate.

There being no objection, Mr. Speaker and the Chief Clerk signed Assembly Bill No. 177, Senate Bills Nos. 192, 177, Senate Joint Resolution No. 20, Senate Substitute for Assembly Bill No. 284, and Assembly Bill No. 40, and Senate Substitute for Senate Bill No. 56.

Senators Marsh, Burt, and Keenan, committee from the Senate, notified the Assembly that the Senate had completed its work and was ready to adjourn *sine die*.

MOTIONS, RESOLUTIONS AND NOTICES

Resolved by the Assembly of the State of Nevada, That the State Controller of the State of Nevada be, and he is hereby, ordered and directed to pay from the Legislative Fund to the persons hereinafter named, for extra services rendered by them and each of them, the sums set opposite their respective names, to wit:

Don Ashworth.....	\$12.00
Laura Bell.....	12.00
Mary Brackett.....	12.00
Bill Brooks.....	60.00
Rufh Brown.....	12.00
Edith Dean.....	12.00
Mrs. Gale.....	12.00
Louise Gastanage.....	12.00
Sade Grant.....	12.00
Paul Glanzman.....	12.00
Alice Halley.....	12.00
Joe Hammond.....	12.00
C. E. Horan.....	12.00
George Hunter.....	12.00
Alice Bradley.....	12.00
Gwendolyn Ingram.....	12.00
Mr. Malloy.....	12.00
Julia Meade.....	12.00
Irene Molini.....	12.00
Kathryn Monahan.....	12.00
Gilbert Moody.....	12.00
W. J. Niely.....	12.00
Mrs. Peterson.....	12.00
J. Lewis Pulsipher.....	12.00
Velma Redden.....	12.00
Hattie Roberts.....	12.00
Mr. Steele.....	12.00
Carol Stratton.....	12.00
Ned Turner.....	12.00
Mrs. Marie Watkins.....	12.00
Ray Wilson.....	12.00
Sarah Mae Youngblood.....	12.00
Lillian A. Zindars.....	12.00
Ralph Ottini.....	12.00

and the State Treasurer is hereby authorized to pay the same.

Mr. Fogliani moved the adoption of the resolution.

Carried.

Assembly Resolution No. 26.

Resolved by the Assembly of the State of Nevada, That the State Controller of the State of Nevada be and he is hereby authorized to draw his warrants in favor of each of the members of the Assembly of the Thirty-seventh Session of

the Nevada Legislature in the sum of \$40 each for expenditures for stamps and stationery. The persons in whose favor said warrants are to be drawn are as follows, to wit: Chester Anker, L. R. Arnold, Wm. Bellinger, C. C. Boak, James Clark, Patrick Cline, C. C. Conwell, Joe Cooper, Jack Fogliani, Walter Glaser, James Riddell, John W. Oldham, J. Holmes Goodwin, Harry Gray, Mrs. Glenn E. Grier, J. P. Harriman, Peter Henrichs, A. R. Hopkins, J. E. Horgan, George Hussman, C. Jameson, Ralph Lattin, Ed Lauritzen, Ambrose Murphy, R. J. Newton, C. L. Noble, George Parker, Charles Perry, Roy Persson, Fred Phillips, O. M. Renfro, J. R. Reynolds, Joe Rochon, Jr., C. H. Russell, Carl Shelly, John Sherwood, Clair Stewart, Hazel Wines, Charles W. Young, Wm. Kennett, and the State Treasurer is hereby authorized to pay the same.

Mr. Fogliani moved the adoption of the resolution.

Carried.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Enrollment has carefully compared Assembly Enrolled Concurrent Resolution No. 17 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the office of the Secretary of State.

Also, has carefully compared Assembly Enrolled Bills Nos. 31, 191, 119, 290, 50, 231, 166, and 40 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

HAZEL WINES, *Chairman.*

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved that a committee of three be appointed to wait upon the Governor and inform him that the Assembly of the Thirty-seventh Nevada Legislature has completed its work and is ready to adjourn *sine die*, and inquire if the Governor has any further business to bring before the Assembly.

Carried.

MESSAGE FROM THE GOVERNOR

To the Honorable the Assembly: CARSON CITY, NEVADA, March 21, 1935.

For the information of the members of your body, the following list shows the number of the bill or joint resolution, the date of receipt in this office, and the action of the Executive thereon to the moment of transmission of this message:

- A. B. No. 5—Received January 30, 1935; Approved January 30, 1935.
- A. B. No. 34—Received February 6, 1935; Approved February 8, 1935.
- A. B. No. 17—Received February 14, 1935; Approved February 16, 1935.
- A. B. No. 22—Received February 15, 1935; Vetoed, and returned to Assembly February 18, 1935.
- A. B. No. 14—Received February 19, 1935; Approved February 25, 1935.
- A. B. No. 8—Received February 20, 1935; Approved February 25, 1935.
- A. B. No. 66—Received February 21, 1935; Vetoed, and returned to Assembly February 25, 1935.
- A. B. No. 83—Received February 21, 1935; Recalled to Assembly February 26, 1935.
- A. B. No. 26—Received February 25, 1935; Approved February 27, 1935.
- A. B. No. 53—Received February 25, 1935; Recalled to Assembly February 28, 1935.
- A. B. No. 83—Received February 28, 1935; Approved February 28, 1935.
- A. B. No. 21—Received February 28, 1935; Approved February 28, 1935.
- A. B. No. 35—Received March 1, 1935; Approved March 7, 1935.
- A. B. No. 54—Received March 1, 1935; Approved March 7, 1935.
- A. B. No. 70—Received March 1, 1935; Recalled to Assembly March 5, 1935.

- A. B. No. 161—Received March 1, 1935; Approved March 7, 1935.
 A. B. No. 11—Received March 1, 1935; Recalled to Assembly March 6, 1935.
 A. B. No. 91—Received March 4, 1935; Approved March 7, 1935.
 A. B. No. 72—Received March 6, 1935; Approved March 12, 1935.
 A. B. No. 61—Received March 7, 1935; Approved March 12, 1935.
 A. B. No. 107—Received March 7, 1935; Approved March 12, 1935.
 A. B. No. 106—Received March 7, 1935; Approved March 12, 1935.
 A. B. No. 3—Received March 8, 1935; Approved March 12, 1935.
 A. B. No. 70—Received March 8, 1935; Approved March 12, 1935.
 A. B. No. 113—Received March 8, 1935; Approved March 12, 1935.
 A. B. No. 18—Received March 12, 1935; Approved March 16, 1935.
 A. B. No. 30—Received March 12, 1935; Recalled to Assembly March 13, 1935.
 A. B. No. 46—Received March 12, 1935; Approved March 12, 1935.
 A. B. No. 59—Received March 12, 1935; Approved March 13, 1935.
 A. B. No. 190—Received March 13, 1935; Approved March 13, 1935.
 A. B. No. 151—Received March 13, 1935; Approved March 13, 1935.
 A. B. No. 142—Received March 13, 1935; Approved March 13, 1935.
 A. B. No. 108—Received March 13, 1935; Approved March 13, 1935.
 A. B. No. 127—Received March 13, 1935; Approved March 13, 1935.
 Sub. for A. B. No. 9—Received March 14, 1935; Vetoed, and returned to Assembly March 20, 1935.
 A. B. No. 146—Received March 15, 1935; Approved March 15, 1935.
 A. B. No. 90—Received March 15, 1935; Recalled to Assembly March 18, 1935.
 A. B. No. 96—Received March 15, 1935; Approved March 16, 1935.
 A. B. No. 218—Received March 15, 1935; Recalled to Assembly March 20, 1935.
 A. B. No. 78—Received March 16, 1935; Vetoed, and returned to Assembly March 21, 1935.
 A. B. No. 150—Received March 16, 1935; Approved March 21, 1935.
 A. B. No. 181—Received March 16, 1935; Recalled to Assembly March 18, 1935.
 A. B. No. 160—Received March 16, 1935; Approved March 16, 1935.
 A. B. No. 176—Received March 16, 1935; Approved March 16, 1935.
 A. B. No. 166—Received March 16, 1935; Approved March 16, 1935.
 A. B. No. 180—Received March 16, 1935; Approved March 16, 1935.
 A. B. No. 185—Received March 16, 1935; Approved March 18, 1935.
 A. B. No. 120—Received March 16, 1935; Approved March 20, 1935.
 A. B. No. 178—Received March 18, 1935; Approved March 19, 1935.
 A. B. No. 182—Received March 18, 1935; Approved March 18, 1935.
 A. B. No. 174—Received March 18, 1935; Approved March 18, 1935.
 A. B. No. 88—Received March 19, 1935; Approved March 21, 1935.
 Sub. for A. B. No. 220—Received March 20, 1935; Approved March 20, 1935.
 A. B. No. 265—Received March 20, 1935; Approved March 20, 1935.
 A. B. No. 128—Received March 20, 1935.
 A. B. No. 135—Received March 20, 1935.
 A. B. No. 134—Received March 20, 1935.
 A. B. No. 129—Received March 21, 1935.
 A. B. No. 130—Received March 21, 1935.
 A. B. No. 137—Received March 21, 1935.
 A. B. No. 162—Received March 21, 1935; Approved March 21, 1935.
 A. B. No. 177—Received March 21, 1935; Approved March 21, 1935.
 A. B. No. 202—Received March 21, 1935; Approved March 21, 1935.
 A. B. No. 228—Received March 21, 1935; Approved March 21, 1935.
 A. B. No. 133—Received March 21, 1935.
 A. B. No. 138—Received March 21, 1935.
 A. B. No. 242—Received March 21, 1935.
 A. B. No. 233—Received March 21, 1935; Approved March 21, 1935.
 A. B. No. 131—Received March 21, 1935.
 A. B. No. 139—Received March 21, 1935.
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 A. B. No. 250—Received March 21, 1935.
 A. B. No. 258—Received March 21, 1935.
 A. B. No. 263—Received March 21, 1935.
 A. B. No. 271—Received March 21, 1935.
 A. B. No. 265—Received March 21, 1935.
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 A. B. No. 86—Received March 21, 1935.
 A. B. No. 187—Received March 21, 1935.
 A. B. No. 141—Received March 21, 1935.
 A. B. No. 266—Received March 21, 1935.
 A. B. No. 164—Received March 21, 1935.
 A. B. No. 260—Received March 21, 1935.
 A. B. No. 275—Received March 21, 1935.
 A. B. No. 102—Received March 21, 1935.
 A. B. No. 205—Received March 21, 1935.
 A. B. No. 230—Received March 21, 1935.
 A. B. No. 268—Received March 21, 1935; Recalled to Assembly March 21, 1935.
 A. B. No. 270—Received March 21, 1935.
 A. B. No. 246—Received March 21, 1935.
 A. B. No. 155—Received March 21, 1935.
 A. B. No. 132—Received March 21, 1935.
 A. B. No. 168—Received March 21, 1935.
 A. B. No. 170—Received March 21, 1935.
 A. B. No. 195—Received March 21, 1935.
 A. B. No. 243—Received March 21, 1935.
 A. B. No. 259—Received March 21, 1935.
 A. B. No. 287—Received March 21, 1935.
 A. B. No. 269—Received March 21, 1935.
 A. B. No. 276—Received March 21, 1935.
 A. B. No. 283—Received March 21, 1935.
 A. B. No. 285—Received March 21, 1935.
 A. B. No. 31—Received March 21, 1935.
 A. B. No. 191—Received March 21, 1935.
 A. B. No. 119—Received March 21, 1935.
 A. B. No. 290—Received March 21, 1935.
 A. B. No. 50—Received March 21, 1935.
 A. B. No. 121—Received March 21, 1935.
 A. B. No. 166—Received March 21, 1935.
 A. B. No. 40—Received March 21, 1935.
 J. Res. No. 2—Received February 3, 1935; Approved February 8, 1935.
 J. Res. No. 5—Received February 13, 1935; Approved February 16, 1935.
 J. Res. No. 7—Received February 15, 1935; Approved February 16, 1935.
 J. Res. No. 9—Received February 25, 1935; Approved February 27, 1935.
 J. Res. No. 4—Received February 25, 1935; Approved February 27, 1935.
 J. Res. No. 22—Received March 1, 1935; Approved March 7, 1935.

J. Res. No. 8—Received March 4, 1935; Approved March 7, 1935.
 J. Res. No. 19—Received March 5, 1935; Approved March 7, 1935.
 J. Res. No. 6—Received March 8, 1935; Vetoed, and returned to Assembly
 March 14, 1935.
 J. Res. No. 27—Received March 20, 1935; Approved March 21, 1935.
 J. Res. No. 25—Received March 21, 1935.
 J. Res. No. 15—Received March 21, 1935.
 J. Res. No. 16—Received March 21, 1935.
 J. Res. No. 26—Received March 21, 1935.
 J. Res. No. 14—Received March 21, 1935.

MOTIONS, RESOLUTIONS AND NOTICES

Mr. Persson moved that a committee of three be appointed to inform the Senate that the Assembly had completed its business and was ready to adjourn *sine die*.

Carried.

Mr. Speaker appointed Messrs. Newton, Persson, and Lattin as the committee to wait on the Governor; Messrs. Noble, Stewart, and Russell as the committee to wait on the Senate.

The Sergeant-at-Arms announced that the Governor was at the bar of the Assembly.

Mr. Persson moved that a select committee of three be appointed to escort the Governor to the rostrum.

Carried.

Mr. Speaker appointed Messrs. Noble, Parker, and Henrichs as the select committee.

The members of the Senate appeared at the bar of the Assembly, were welcomed by the Mr. Speaker, and invited to take seats with the members of the Assembly.

Mr. Noble reported the Senate had been duly notified that the Assembly had completed its work and was ready to adjourn *sine die*.

Mr. Newton reported that the Governor had been notified, and informed the Assembly that he had no further business to bring before the Assembly.

At 11:45 p. m. on the sixtieth legislative day Mr. Noble moved that the Assembly do now adjourn *sine die*.

Carried.

Mr. Speaker declared that the Thirty-seventh Session of the Assembly of the State of Nevada is now adjourned *sine die*.

Approved:

WILLIAM KENNETT,

Speaker of the Assembly.

Attest: LEONARD A. WILSON,

Chief Clerk of the Assembly.

INDEX TO ASSEMBLY JOURNAL

INDEX TO ASSEMBLY JOURNAL, 1935

A

ADJOURNMENT—

In memory of F. B. Balzar, 3.
In memory of Clyde Johnson and Patrick McAuliffe, 41.
Sine die, 485.

AGRICULTURE—

Committee on, 9.
Introduced bill, 148.
Reports of committee on, 148, 395, 414, 439.

ALL DELEGATIONS CONSTITUTING THE NEVADA ASSEMBLY—

Introduced resolution, 375.

ANKER, CHESTER, PERSHING—

Appointed on committee, 9, 31.
Introduced bills or resolutions, 96, 126, 157, 315.

ARNOLD, L. R., CLARK—

Appointed on committees, 9, 31.
Introduced bills or resolutions, 28, 50, 60, 82, 98, 100, 141, 176, 193, 207,
215, 383, 439.

ATTACHES—

Received oath, 2.

B

BANKS AND BANKING—

Committee on, 31.
Introduced bill, 306.
Reports of committee on, 173, 312, 368, 414.

BELLINGER, W. R., ELKO—

Appointed on committees, 9, 31.
Introduced bills or resolutions, 56, 193, 273.

BLACK, REV. J. C.—

Acted as Chaplain, 27, 32, 38, 50, 130, 141, 150, 361, 372, 387, 408.

BOAK, C. C., NYE—

Appointed on committees, 9, 31.
Introduced bills or resolutions, 16, 24, 27, 79, 126, 160, 199, 273, 287.

BUDGET, EXECUTIVE—

Referred to committee on Ways and Means, 90.

BUILDING AND CONSTRUCTION—

Reports of committee on, 203, 405.

C

CARTER, GEORGE H.—

Contest for seat in Assembly, 3, 17, 21.

CHAPLAINS—

Committee appointed, 3.
Report concerning, 11.

CHURCHILL DELEGATION—

Reports of, 217, 460.

CLAIMS—

Committee on, 9.
Reports of committee on, 125, 260.

CLARK DELEGATION—

Introduced bills or resolutions, 25, 47, 191, 212, 220, 224, 305, 332.
Reports of, 109, 218, 265, 362.

CLARK, JAS. D., WASHOE—

Appointed on committees, 9, 22, 31.
Introduced bills or resolutions, 52, 56, 176, 211, 315.

CLINE, PATRICK, CLARK—

Appointed on committees, 2, 9, 278.
Introduced bills or resolutions, 52, 69, 101, 148, 169, 207, 219, 303, 309.

COMMITTEE OF THE WHOLE—

Reports of, 17, 67, 134, 177, 265, 275, 350.
Resolved into, 3, 16, 67, 114, 177, 265, 275, 350.

COMMUNICATIONS—

From F. R. Carpenter, 11.
From Robert F. Waldron, 27.
From Silver Key and Young Democrat's Club, 29.
From Nevada County Commissioners Association, 35.
From Ladies of St. Theresa's Catholic Church, 40.
From Ignatius K. Werwinski, 42.
From Henry and Elva Kohlepp, 48.
From Reno Chamber of Commerce, 54.
From Rotary Club, Kiwanis Club and Nevada Retail Merchants Association, 75.
From Sagebrush Club, 94.
From Chief Clerk of California Legislature, 94.
From Henry W. Toll, 95.
From Harry L. Hopkins, 107.
From Edward P. Costigan, 108.
From Carson Aerie No. 1006, F. O. E., 120.
From State of New Mexico, 120.
From Nevada Fish and Game Commissioners, 135.
From Clark J. Guild, 135.
From Executive Director American Legislators Association, 150.
From Governor of Colorado, 174.
From Key Pittman, 186.
From Rotary Club, 186.
From American Institute of Mining Engineers, 186.
From Nevada Federation of Business and Professional Women's Clubs, 196.
From Carson City Lions Club, 206.
From State Fish and Game Commission, 217.
From Hotel Nevada in Ely, 233.
From Knights of Pythias, 244.
From Reno Townsend Club No. 1, 247.
From Reno Central Trades and Labor Council of Reno, 252.
From Kate and F. J. Winzell, 276.
From Nevada State Dental Association, 276.
From Daughters of the American Revolution, 277.
From J. G. Scrugham, 277.
From P. A. McCarran, 266.
From Brotherhoods of Sparks, 284.

COMMUNICATIONS—*Continued.*

From Justice of the Supreme Court Coleman, 295.
 From Geo. H. Carter, 311.
 From Lions Club of Winnemucca, 317.
 From Ways and Means Committee, 320.
 From William Rabe, 361.
 From State Controller, 366.
 From Railroad Representatives, 372.
 From W. G. Greathouse, 377.
 From J. D. Yeager, 408.

CONFERENCE COMMITTEES—

Reports of, 175, 464, 466, 475.

CONTINGENT EXPENSES AND ACCOUNTS—

Committee on, 22.
 Introduced resolutions, 213, 409.
 Reports of committee on, 64, 218, 430.

CONWELL, S. W., MINERAL—

Appointed on committees, 9, 31.
 Introduced bills or resolutions, 54, 92, 97, 100, 122, 143, 187, 211.

COOPER, JOE S., WHITE PINE—

Appointed on committees, 9, 22, 31.
 Introduced bills or resolutions, 2, 66, 69, 85, 113, 126, 155, 183, 287, 349.

CORPORATIONS AND RAILROADS—

Committee on, 8.
 Introduced bills or resolutions, 182, 376.
 Reports of committee on, 39, 130, 260, 290, 323.

COUNTIES AND COUNTY BOUNDARIES—

Reports of committee on, 245, 396.

CREDENTIALS—

Committee on, 5, 31.
 Report of committee on, 13.

D

DIVISION OF MOTOR VEHICLES—

Introduced bills or resolutions, 358, 359.
 Reports of Select Committee of, 331, 369.

DOUGLAS DELEGATION—

Reports of, 388, 414, 440, 460.

E

EDUCATION—

Committee on, 9.
 Introduced bills or resolutions, 142, 160, 187, 192, 208, 220, 221, 222, 329,
 397.
 Reports of committee on, 154, 182, 199, 233, 237, 260, 286, 312, 317, 336,
 347, 361, 377, 387, 422, 437, 448.

ELECTIONS—

Committee on, 9.
 Reports of committee on, 18, 54, 78, 125, 141, 227, 347, 352, 367.

ELKO DELEGATION—

Introduced bills or resolutions, 47, 220.
 Reports of, 358, 367, 373.

ENGRASSMENT—

Committee on, 9.

Reports of committee on, 13, 22, 29, 35, 40, 46, 51, 55, 64, 68, 70, 71, 76, 78, 82, 90, 98, 100, 104, 109, 115, 130, 136, 140, 141, 147, 155, 160, 173, 180, 186, 196, 203, 210, 217, 230, 233, 235, 241, 245, 256, 260, 264, 272, 277, 296, 299, 307, 317, 323, 330, 334, 345, 347, 352, 358, 369, 373, 396, 414, 418, 426.

ENROLLMENT—

Committee on, 9.

Introduced bill, 472.

Reports of committee on, 43, 56, 71, 210, 218, 230, 245, 256, 260, 277, 307, 323, 334, 352, 361, 373, 396, 408, 423, 437, 446, 463, 468, 476, 482.

ESMERALDA DELEGATION—

Introduced bills, 224.

EUREKA DELEGATION—

Report of, 367.

F

FEDERAL RELATIONS—

Committee on, 9.

Reports of committee on, 56, 203, 352, 414, 417, 443, 444.

FISH AND GAME—

Committee on, 31.

Reports of committee on, 104, 203, 295, 330, 462.

FOGLIANI, JACK, LINCOLN—

Appointed on committees, 3, 9, 31.

Introduced bills or resolutions, 73, 76, 77, 79, 123, 131, 262, 296, 383.

G

GLASER, WALTER, ELKO—

Appointed on committees, 9, 31.

Introduced bills or resolutions, 273, 424.

GOODWIN, W. HOLMES, WASHOE—

Appointed on committees, 9, 35, 129, 461.

Introduced bills or resolutions, 28, 65, 71, 143, 169, 236, 257, 287, 394.

GOVERNOR—

Budget submitted, 90.

Message of, read, 7.

Messages from, 7, 11, 90, 107, 108, 109, 127, 168, 170, 174, 406, 425, 482.

Vote of thanks to, 7.

GRAY, HARRY, WASHOE—

Appointed on committees, 8, 9, 31.

Introduced bills or resolutions, 37, 127, 161, 176, 219, 222, 294, 296.

GREATHOUSE, W. G.—

Opened Assembly, 1.

Message from, 3.

GRIER, MRS. GLENN E., WHITE PINE—

Appointed on committees, 8, 9, 31.

Introduced bills or resolutions, 182, 201, 202, 250.

H

HARRIMAN, J. P., WASHOE—

Appointed on committees, 9, 31.

Introduced bills or resolutions, 50, 376

HENRICHS, PETER, LYON—

Appointed on committees, 3, 9, 31, 129, 485.
 Introduced bills or resolutions, 137, 183, 207, 208, 274, 287, 362.

HOPKINS, A. R., ESMERALDA—

Appointed on committees, 9, 31, 93.
 Introduced bills or resolutions, 39, 262.

HORGAN, J. E., WASHOE—

Appointed on committees, 8, 9, 31, 48.
 Introduced bills or resolutions, 182, 198, 208, 213, 276, 287.

HUMBOLDT DELEGATION—

Introduced bill or resolution, 367.
 Report of, 367.

HUSSMAN, GEORGE G., DOUGLAS—

Appointed on committees, 2, 8, 9, 31, 48, 93, 167, 461.
 Introduced bills or resolutions, 25, 38, 44, 48, 64, 85, 92, 123, 175, 269, 287,
 307, 469.

I

INTERNAL IMPROVEMENTS—

Committee on, 9.
 Reports of committee on, 230, 269, 347.

IRRIGATION—

Committee on, 9.
 Introduced bills or resolutions, 160, 202.
 Reports of committee on, 249, 293.

INSURANCE—

Reports of committee on, 82, 241, 409, 440.

J

JAMESON, CURRY D., WASHOE—

Appointed on committees, 9, 31.
 Introduced bills or resolutions, 118, 199, 208, 211, 257, 287, 413.

JOINT SESSION—

To hear Message of Governor, 7.
 To hear Judge Carville, 41.
 To hear speakers on the Boulder Dam Project, 172.

JUDICIARY—

Committee on, 9.
 Introduced bills or resolutions, 202, 397.
 Reports of committee on, 27, 39, 45, 56, 72, 82, 99, 104, 106, 115, 127, 136,
 148, 173, 203, 206, 218, 230, 237, 256, 271, 283, 293, 311, 315, 323, 329,
 352, 353, 358, 377, 387, 395, 408, 413, 422, 431, 446, 452.

K

KENNETT, WILLIAM, NYE—

Elected as Speaker, 1.
 Introduced bill, 318.

KIRMAN, SR., RICHARD—

Messages from, 7, 11, 90, 107, 108, 109, 127, 168, 170, 174, 406, 425, 482.
 Vote of thanks to, 7.

L

LABOR—

Committee on, 9.
 Introduced bills or resolutions, 23, 31, 46, 175, 465.
 Reports of committee on, 28, 43, 56, 58, 71, 76, 78, 98, 173, 185, 230, 236,
 249, 256, 260, 264, 272, 290, 296, 353, 369, 422, 463.

- LATTIN, RALPH, CHURCHILL—
 Appointed on committees, 3, 5, 9, 31, 68, 70, 468, 485.
 Introduced bills or resolutions, 25, 28, 50, 101, 116, 121, 177.
- LANDER DELEGATION—
 Report of, 367.
- LINCOLN DELEGATION—
 Introduced bills or resolutions, 47, 224, 286, 305, 332.
 Reports of, 293, 345.
- LIVESTOCK—
 Committee on, 31.
 Reports of committee on, 76, 127, 147, 245, 249, 361, 414.
- LAURITZEN, ED., LANDER—
 Appointed on committee, 9, 278.
 Introduced bills or resolutions, 96, 257, 303.
- LYON DELEGATION—
 Report of, 249.
 Introduced bill, 192.
- M**
- MAILING—
 Committee on, 31.
 Report of committee on, 307.
- MESSAGES—
 From Governor, 7, 11, 90, 107, 108, 109, 127, 168, 406, 425, 482.
 From Secretary of State, 3.
 From Senate, 2, 3, 4, 17, 23, 24, 30, 39, 44, 48, 51, 52, 55, 66, 72, 78, 84, 95,
 109, 118, 121, 130, 141, 150, 153, 155, 160, 162, 175, 176, 180, 189, 190,
 197, 201, 206, 210, 227, 230, 234, 237, 241, 242, 245, 250, 256, 261, 265,
 266, 286, 290, 296, 308, 318, 319, 326, 333, 334, 348, 352, 355, 363, 369,
 373, 378, 388, 391, 400, 403, 406, 414, 418, 423, 425, 429, 432, 438, 454,
 456, 463, 465, 473, 475, 479, 480.
 From Governor's Secretary, 284.
- MILEAGE—
 Committee on, 9.
 Reports of committee on, 10, 14, 36.
- MILITARY AND INDIAN AFFAIRS—
 Committee on, 31.
 Reports of committee on, 147, 367.
- MINERAL DELEGATION—
 Report of, 463.
- MINES AND MINING—
 Committee on, 31.
 Reports of committee on, 71, 91, 115, 135, 136, 264, 284, 285, 427, 469.
- MURPHY, AMBROSE, CLARK—
 Appointed on committees, 9, 31.
 Introduced bills or resolutions, 96, 105, 254.
- N**
- NEWTON, R. J., CLARK—
 Appointed on committees, 3, 8, 9, 10, 48, 129, 485.
 Introduced bills or resolutions, 47, 97, 98, 131, 161, 166, 181, 188, 209, 220.

NOBLE, C. L., CHURCHILL—

Appointed on committees, 2, 8, 9, 93, 129, 279, 461, 485.
 Introduced bills or resolutions, 72, 91, 115, 118, 147, 161, 164, 165, 166, 181,
 243, 256, 299, 303, 315, 329, 393, 397, 432, 472.

NYE DELEGATION—

Introduced bills or resolutions, 47, 224.

O

O'GRADY, REV. JAMES—

Acted as Chaplain, 1, 4, 10, 22, 100.

OLDHAM, JOHN W., ELKO—

Elected Speaker pro tempore, 1.
 Appointed on committees, 2, 5, 9, 31.
 Introduced bills or resolutions, 70, 76, 101, 128, 137, 143, 155, 157, 202, 219,
 222, 234, 262, 277, 278, 303, 304, 353, 424, 430, 466.

P

PARKER, GEORGE, LYON—

Appointed on committees, 8, 9, 22, 31, 278, 468, 485.
 Introduced bills or resolutions, 96, 110, 207, 208, 303.

PERSHING DELEGATION—

Report of, 367.

PERRY, CHARLES R., NYE—

Appointed on committees, 8, 9, 31, 41.
 Introduced bills or resolutions, 32, 35, 92, 198, 212.

PERSSON, ROY, HUMBOLDT—

Appointed on committees, 8, 9, 31, 167, 485.
 Introduced bills or resolutions, 27, 33, 43, 60, 77, 96, 161, 188, 349, 376.

PHILLIPS, FRED, WASHOE—

Appointed on committees, 9, 31, 35.
 Introduced bills or resolutions, 104, 126, 131, 161, 187, 199, 206, 211.

PRESSFIELD, REV. HARRY—

Acted as Chaplain, 60, 68, 72, 78, 155, 168, 180, 196, 210, 284, 295, 307, 317,
 333, 347.

PRESS REPRESENTATIVES—

Appointment of, 2, 23, 84.

PUBLIC PARKS—

Committee on, 93.
 Introduced resolution, 112.
 Reports of, 154, 373.

PUBLIC LANDS—

Committee on, 9.

PUBLIC MORALS—

Committee on, 9.
 Reports of committee on, 186, 285.

PUBLIC PRINTING—

Committee on, 8.
 Introduced bill, 454.
 Reports of committee on, 259, 427, 453.

R

- RENFRO, O. M., WASHOE—**
 Appointed on committees, 9, 31.
 Introduced bills or resolutions, 36, 57, 98, 105, 137, 161, 234, 242, 287.
- RESOLUTION OF RESPECT—**
 To the memory of Patrick McAuliffe, 39.
- REYNOLDS, J. R., EUREKA—**
 Appointed on committees, 9, 31.
 Introduced bills or resolutions, 116, 198.
 Seated as assemblyman, 21.
- RIDDELL, JAMES, ELKO—**
 Appointed on committees, 2, 8, 9, 31.
 Introduced bills or resolutions, 79, 85, 242, 273.
- ROADS AND HIGHWAYS—**
 Committee on, 9.
 Introduced bill, 212.
 Reports of committee on, 30, 125, 147, 160, 203, 235, 245, 290, 299, 336, 353,
 361, 369, 396, 401, 405.
- ROCHON, Jr., JOE, ORMSBY—**
 Appointed on committees, 3, 9, 31, 35, 167.
 Introduced bills or resolutions, 24, 53, 65, 66, 156, 157, 304, 307, 415.
- RULES AND JOINT RULES—**
 Committee on, 31.
- RUSSELL, CHARLES H., WHITE PINE—**
 Appointed on committees, 8, 9, 31, 48, 485.
 Introduced bills or resolutions, 36, 56, 182, 212.
- RYAN, FATHER—**
 Acted as Chaplain, 84, 94.
- S**
- SECRETARY OF STATE—**
 Opened Assembly, 1.
 Messages from, 3, 7.
- SENATE—**
 Messages from, 2, 3, 4, 17, 23, 24, 30, 39, 44, 48, 51, 52, 55, 66, 72, 78, 84, 95,
 109, 118, 121, 130, 141, 150, 153, 155, 160, 162, 175, 176, 180, 190, 197,
 201, 206, 210, 227, 230, 234, 237, 241, 242, 245, 250, 256, 261, 265, 266,
 286, 290, 296, 308, 318, 319, 326, 333, 334, 348, 352, 355, 363, 369, 373,
 378, 388, 391, 400, 403, 406, 414, 418, 423, 425, 429, 432, 438, 454, 456,
 463, 465, 473, 475, 479, 480.
- SHELLY, CARL B., WASHOE—**
 Appointed on committees, 8, 9, 22, 31, 70.
 Introduced bills or resolutions, 30, 37, 127, 129, 161, 176, 219, 222, 294, 296,
 318.
- SHERWOOD, JOHN M., WHITE PINE—**
 Appointed on committees, 8, 9, 31, 129, 468.
 Introduced bills or resolutions, 32, 57, 72, 73, 84, 85, 131, 141, 156, 188, 207,
 215, 220, 224, 234, 296, 370, 383.
- SPECIAL LEGISLATIVE COMMITTEE—**
 Report of, 173.

STANDING COMMITTEES—

List of, 6.
 Elections, 3.
 Corporations and Railroads, 8.
 Public Printing, 8.
 Ways and Means, 8.
 Claims, 9.
 Judiciary, 9.
 Military and Indian Affairs, 31.
 Counties and County Boundaries, 31.
 Trade and Manufactures, 31.
 Education, 9.
 Agriculture, 9.
 Internal Improvements, 9.
 State Institutions, 9.
 Contingent Expenses and Accounts, 22.
 Mines and Mining, 31.
 Federal Relations, 9.
 Engrossment, 9.
 Enrollment, 9.
 Mileage, 9.
 Public Morals, 9.
 State Library, 9.
 Public Lands, 9.
 State Prison and Insane Asylum, 9.
 Labor, 9.
 Roads and Highways, 9.
 Banks and Banking, 31.
 Fish and Game, 31.
 Irrigation, 31.
 Livestock, 31.
 Mailing, 31.
 Insurance, 31.
 Rules, 31.
 Credentials, 5, 31.
 Building and Construction, 9.

STATE CONTROLLER—

Communications from, 13, 33.

STATE AND PUBLIC INSTITUTIONS—

Committee on, 9.
 Introduced bills or resolutions, 272.
 Reports of committee on, 68, 78, 168, 204, 233, 241, 271, 311, 387, 468.

STATE LIBRARY—

Committee on, 9.
 Reports of committee on, 68, 235, 330.

STATE PRISON AND INSANE ASYLUM—

Committee on, 9.

STEWART, CLAIR, LINCOLN—

Appointed on committees, 9, 31, 129, 485.
 Introduced bills or resolutions, 28, 50, 58, 60, 63, 179, 219, 221, 229, 471.

STOREY DELEGATION—

Report of, 373.

T

TAXATION—

Special committee on, appointed, 129.
 Introduced bill, 253.
 Report of committee on, 422.

TELEGRAM OF CONGRATULATION—

Sent to President Roosevelt, 41.

TRADE AND MANUFACTURES—

Committee on, 31.

Reports of committee on, 130, 217, 233, 236, 241, 285, 312, 323, 330, 331, 387.

V

VETO MESSAGES—

Of Thirty-sixth Session, 8, 24.

Of Thirty-seventh Session, 127, 168, 170, 333, 406, 410, 425.

VOTE OF THANKS—

To Chief Justice Ducker, 2.

To Governor Kirman, 7.

To St. Peters Church, 66.

To Clark County Delegation, 66.

To Carson City Lions Club, 206.

To Boulder Dam Project, 172.

W

WASHOE DELEGATION—

Introduced bills or resolutions, 25, 30, 47, 101, 116, 156, 171, 214, 215, 224, 305, 320, 321, 376.

Reports of, 75, 101, 105, 185, 197, 245, 262, 278, 313, 378, 388.

WAYS AND MEANS—

Committee on, 8.

Introduced bills or resolutions, 79, 123, 272, 317, 318, 353.

Reports of committee on, 15, 46, 54, 55, 82, 95, 100, 104, 167, 171, 173, 180, 186, 196, 224, 241, 249, 255, 272, 285, 293, 311, 315, 323, 330, 331, 347, 352, 367, 369, 373, 396, 405, 414, 423, 431, 440, 441, 446, 448, 453, 460, 469, 474, 476.

WHITE PINE DELEGATION—

Introduced bills or resolutions, 25, 47, 71, 224, 305, 332, 345.

Reports of, 256, 265.

WIENTJES, MONSIGNOR, H. J.—

Acted as Chaplain, 227, 233, 241, 249, 271.

WILSON, LEONARD—

Acted as Chief Clerk, 1.

WINES, MRS. HAZEL, HUMBOLDT—

Appointed on committees, 5, 9, 22, 31.

Introduced bills or resolutions, 136, 142, 176, 263.

Y

YOUNG, CHARLES W., STOREY—

Appointed on committees, 8, 9.

Introduced bill, 82.